

DECISION TO PROSECUTE AND CHARGE

S179 of the Constitution & s20(1) of NPA Act - the NPA has the power, on behalf of the state,

to institute and conduct criminal proceedings, carry out any necessary function's incidental to

instituting criminal proceedings, and/or discontinuing criminal proceedings.

NPA Discretion to prosecute:

South Africa does not, in principle, follow a system of compulsory prosecution, and

prosecuting officials are afforded a discretion, on behalf of the Director of Public

Prosecutions, whether or not to prosecute the suspect. This discretion is limited and does

not give the NPA carte blanche in deciding to institute prosecution or not. As this conflicts with the equal protection and due process principles of the criminal justice system but also constitutes unfair discrimination in accordance to Section 9 of the Constitution - there is judicial

and institutional oversight. In exercising this discretion, prosecutors should consider all

relevant factors. Discretionary prosecution is no licence for discriminatory prosecution - all

decisions by the NPA to prosecute or not to prosecute must be taken impartially, without

fear, Favour or prejudice. - *The National society of Prevention of Cruelty to Animals Case Law*

When deciding to prosecute, the overarching consideration is in the interest of justice for the public benefit.

THE INTEREST OF JUSTICE TEST: A Prosecutor must weigh - (1) whether there is a prima facie case against the accused, (2) which is in the public interest to prosecute or not.

THE PRACTICAL COMMON-LAW TEST

Decision To Prosecute

**United States. Congress. House.
Committee on the Judiciary.
Subcommittee on Crime**

Decision To Prosecute:

The Law Times Reports of Cases Decided in the House of Lords, the Privy Council, the Court of Appeal ... [new Series].,1876 **Inquiry Into Crown Prosecution Service Decision-making in Relation to Deaths in Custody and Related Matters** Gerald Butler,Great Britain. Crown Prosecution Service,1999 Dated August 1999 Reorganizing and Reauthorizing the Law Enforcement Assistance Administration United States. Congress. House. Committee on the Judiciary. Subcommittee on Crime,1979 **The Law Reports of the Incorporated Council of Law Reporting** Great Britain. High Court of Justice. King's Bench Division,1920 *Opyt's Amoco, Inc. V. Village of South Holland* ,1991 **Little Sisters and the Law** American Bar Association. Female Offender Resource Center,United States. Office of Juvenile Justice and Delinquency Prevention,1978 **The Law Times Reports** ,1876 **Reports of Cases Decided in the Supreme Court of the State of Indiana** Indiana. Supreme Court,Charles Frederick Remy,George Washington Self,Philip Zoercher,William H. Adams,Mrs. Edward Franklin White,Emma Mary May,1909 With tables of cases reported and cited and statutes cited and construed and an index varies *Cases Decided in the Court of Session, Court of Justiciary, and House of Lords* ,1887

An Introduction to Comparative Legal Models of Criminal Justice Cliff Roberson,Dilip K. Das,2016-01-15 Updated to reflect changes in the criminal justice systems in several countries An Introduction to Comparative Legal Models of Criminal Justice Second Edition explores and illustrates the idea that a country s legal model determines the character of its police corrections and legal system It focuses on how law shapes policing including how it *Independence in the Prosecution of Offenses in the Canadian Forces* James W. O'Reilly,Patrick Healy,Commission of Inquiry into the Deployment of Canadian Forces to Somalia,1997 Considers issues of independence and integrity with respect to policing and prosecution in the military setting It concludes that significant adjustments must be made in structures and practices to ensure that the Canadian public has a high standard of confidence in military justice Recommendation are made with an emphasis on the need for independence at all stages of investigations and prosecution Page 4 of cover Cases Decided in the Court of Session, Teind Court, Court of Exchequer and House of Lords Scotland. Court of Session,1888 *Magisterial Cases* ,1921

Reports of Cases Decided in the Supreme Court of the State of North Dakota North Dakota. Supreme Court,Hiram A. Libby,Robert Milligan Carothers,Robert Dimon Hoskins,Edgar Whittlesey Camp,John McDowell Cochrane,Ames Francis Wilbur,Joseph Coghlan,Edwin James Taylor,1903 *Reports of Cases Decided in the Supreme Court of the Cape of Good Hope* Cape of Good Hope (South Africa). Supreme Court,Sir Henry Hubert Juta,Clarkson Henry Reedgold,William Porter Buchanan,Frederick George Gardiner,H. C. Payne,Basil Kellett Long,P. S. Twentyman-Jones,Gerard Molyneaux Swift,1903 United States Statutes at Large United States,2004 **The Pacific Reporter** ,1885 The South Western Reporter ,1916 Includes the decisions of the Supreme Courts of Missouri Arkansas Tennessee and Texas and Court of Appeals of Kentucky Aug Dec 1886 May Aug 1892 Court of Appeals of Texas Aug 1892 Feb 1893 Jan Feb 1928 Courts of Civil and

Criminal Appeals of Texas Apr June 1896 Aug Nov 1907 Court of Appeals of Indian Territory May June 1927 Jan Feb 1928
Courts of Appeals of Missouri and Commission of Appeals of Texas *Stopping Child Pornography* United States. Congress.
Senate. Committee on the Judiciary,2003 **Decisions of the Commissioner of Patents and of the United States**
Courts in Patent and Trade-mark and Copyright Cases United States. Patent Office,1914

Decision To Prosecute Book Review: Unveiling the Power of Words

In a global driven by information and connectivity, the power of words has are more evident than ever. They have the capacity to inspire, provoke, and ignite change. Such could be the essence of the book **Decision To Prosecute**, a literary masterpiece that delves deep into the significance of words and their affect our lives. Published by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book is key themes, examine its writing style, and analyze its overall impact on readers.

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friedrichstraße to mariendorf a locality in the southern part of the city it is one of the five large profile

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web von der seestraße in richtung norden bis kurt schumacher platz 03 05 1956 endet die linie u6 heute in alt tegel 31 05 1958 der südliche abschnitt von tempelhof bis alt mariendorf der heutige entbahnhof wurde am 28 02 1966 dem öffentlichen verkehr freigegeben die u6 ist mit 29 bahnhöfen von denen 3 oberirdisch sind eine

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web the east berlin u bahn lines from west berlin were severed except for two west berlin lines that ran through east berlin u6 and u8 these were allowed to pass through east berlin without stopping at any of the stations which were closed

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