

Law of owners and tenants between judicial and justice

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Abstract:

In this thesis, we examined the subject of the law of owners and tenants between judicial applications and justice. The study of comparative and analytical applications of the law of owners and tenants and the civil law in both of the Palestinian legislation and legal legislation Arab countries such as Jordanian legislation, Egyptian legislation and French law.

Preparing for the issuance of both the draft Palestinian civil law and the draft law on owners and tenants. The thesis was divided into an introduction and three chapters. The thesis ended with conclusions and recommendations . the background contains a brief introduction to the title of the thesis and to the laws and definitions that will be included in the chapters of the letter. The introduction contains the methodology of the study followed in writing this thesis , which revolves around the comparative approach and applied approach. Different legal applications on the law of owners and tenants in the different legislation for each chapter of the study.

In the first chapter of this study , I discussed the lease contract to study the lease contract in general in accordance with the provisions of the general rules in the civil laws by studying the definition of the lease contract, the characteristics of the lease contract, holding the lease contract and its contents, the right of third parties and the obligations of the parties of the lease.

The second chapter of this study is devoted to the study of the legal organization of the tenancy contract under the provisions of the law of owners and tenants through the definition of the law of owners and tenants, the study of the law of owners and tenants , the principles of the sultan of will and the nature of the rules of the law of owners and tenants the relate to public order. Application of the law of owners and tenants and what goes beyond its scope of application as an exception to the general rules, and study the extension of the law in the law of owners and tenants of properties leased to housing and leased

properties for others purposes in the last chapter. A study was conducted to study the causes of vacillation, which do not require a legal risk.

In the study, I concluded with the importance of making amendments to both the landlords and tenants law, the draft civil code and the bill of owners and tenants by adding several texts and deleting texts.