

MINDMAP 11 'Interpretatie van de wet'

1. Onvolmaaktheid van het geschreven recht (§1)
 - a. Karakter van de taal in het algemeen
 - b. Evoluerend karakter van de maatschappij
 - c. Compromiskarakter van een tekst

2. Wie is bevoegd om de wet te interpreteren? (§2)
 - a. Door de rechter
 - i. Bevoegd
 - ii. Interpretatie van de rechter bindt strikt juridisch enkel de geding voerende partijen in deze zaak waarover uitspraak wordt gedaan
 - b. Door de wetgever
 - c. Administratieve interpretatie

3. Interpretatiemethoden (§3)
 - a. Exgetische school

 - b. Vrije wetenschappelijke school

4. Interpretatietechnieken (§4)
 - a. Redenering per analogie
 - b. Redenering a contrario
 - c. Redenering a fortiori

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G Psacharopoulos



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