

Comeback of the Limited Precedent System in Hungary - A Critical Assessment

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Abstract : Hungary has a legal system that is primarily based on statutory legislation, which means that statutes are the main source of law. However, in a surprising move, the Hungarian Parliament introduced a "limited" precedent system on 1 April 2020. This reform requires Hungarian courts to consider not only statutes but also the interpretation of those statutes in decisions made by the highest court in the country, the Curia. While judge-made customary law is not completely unfamiliar in Hungarian legal practice, the introduction of this new system presents several theoretical and practical challenges that may take time to resolve.

Keywords : civil procedure, hungary, judicial practice, precedent system, sources of law

Conference Title : ICLS 2023 : International Conference on Law and Society

Conference Location : Cape Town, South Africa

Conference Dates : November 06-07, 2023