



exceptions ; ex. : rétroactivité des lois relatives aux mesures de sûreté ; des lois interprétatives

La loi entre-t-elle en vigueur après jugement définitif des faits ou avant ?



### APRES JUGEMENT DÉFINITIF

rétroactivité in mitius inapplicable : C. pén., art. 112-1, al. 3 (la loi nouvelle plus douce ne s'applique pas en principe aux faits définitivement jugés)



#### AVANT JUGEMENT DÉFINITIF

rétroactivité in mitius applicable : C. pén., art. 112-1, al. 3 (la loi nouvelle plus douce s'applique en principe aux faits non définitivement jugés)



exceptions ; ex. : non-rétroactivité des lois comportant une clause en ce sens ; de certains règlements d'application



La loi dépénalise-t-elle les faits jugés ou abolit-elle la peine prononcée ou non ?



# FAITS DÉPÉNALISÉS (1<sup>st</sup> cas) ou PEINE ABOLIE (2<sup>nd</sup> cas)

les peines (1er cas : C. pén., art. 112-4, al. 2) ou la peine (2nd cas : C. pén., art. 112-2, 3\*) prononcées ne sont pas exécutoires (la loi plus douce ne produit aucun autre effet)



## FAITS NON DÉPÉNALISÉS & PEINE NON ABOLIE

rétroactivité in mitius pleinement inapplicable (la loi plus douce n'a aucun effet sur les condamnations antérieures)



limites; ex.: amnistie; grâce

# Magie Voleacutee La Loi Du Milleacutenaire T

**RJ Alexander** 

Magie Voleacutee La Loi Du Milleacutenaire T:

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