

*

1030

:

" :

"

:

:

(1)"

"

(1197 - 1076)

2010/9/6

2010/3/21

*

/

(2) _

(5)

(6)

(3)

(7)

14 30
1988 24
" 2001

(8)" ...

(9)

"

(10)"

1040

(11)

"

:

(4)"

:

%75

:

):

"

(

"

(15)

:

(12)

"

"

"

"

%51

%51

%75

(13)

"

(16)"

2

1034

(14)

(17)

:

1031

-1 "

"

"

:

-2

(20)

:

"

:

-

:

-

1031

"

"

"

"

"

(21)

161

:

"

(18)"

1/100

1/99

"

"

"

-

-

(19)

:

"

"

"

-

-

2/1031

"

"

"

"

(28)

(22)

(29)

(23)

(30)

:

(31)

(32)

1055

..."

:

"

(24)

" "

(25)

(26)

(27)

(33)

" "

(41) : (34) (42)

— " (35)

(36) :

(37) (38)

1958 51 /1/2 (39) " :

(43) (40) "

1958 51 /1/2 " :

"

1958 51 :

1156 : 1958 51 /1/2 "

" ... " :

: " -1
-2

-3
": 1150 -1
": 1159 " 1151 -2
" /1/2 -3
1958 51

(45)

67 891 1980

789

„(44)

1161

-

. :
.

- - . :
:

(47) " 1048

- - (46)"

:

1953 48

"
."

:
:

:

1986 21

"

1/1041

(51)"

"

"

.1

.2

(48)

30
1998 24

"

"

(49)

.3

(50)

.6

.4

.7

2/1031
/

.8

1048

.5

.9

1953 2
48

(4)

(1)

":

"

(2)

() 2008 30 2/11

(5)

2 17 " 2009

(3)

.98 -65 -

43			1035	(15)				
			.1976					
19			787	(16)				
	828		2001				9 8 / 3	(6)
	.1980	67			- 8		"	
"				(17)				
:			"					
				(18)				
				(19)				
2	17							
	.98	-65	-					
		1/1155		(20)			-9	
			"					
		3 1/161	"	(21)				
			"					
					43		1054	(7)
							.1976	
					17		1/ /4	(8)
	"					"	2001	
				(22)				
							2	(9)
					43		1150	(10)
		3/16		(23)			1976	
" :	1952	40					/1/2	(11)
					1958	51		
					...		"	
					43		1033	(12)
						9/815	1976	
	"						"	
43			1054	(24)				
			.1976		"			
"			1054	(25)				
					43		1034	(13)
							.1976	
	"				:			(14)
		30		(26)	.1993			

(33) 14 1988 24
 " 2001

"/ ... (27)

http://sjsudan.org/ 1992 1988/242/
 showcases.php?id=329

5 1178 (34) /4
 807 1985 30
 877 2001 19
 846 2004 22 1 "
 .1980 67 .75 2007
 43 1056 (35) 2/849 (28)
 .1976 (36)
 2/803
 :

43 .132-121 1150 (37)
 1976 " (29)
 - -2001 1 " (1054) (38)
 (1051) " .160 (39) (16)
 (1009)

1980 /276 " (1) (3289) 1994 /1140
 2007 .1996 " (5) (640) 1 " :
 .161 / .1981 .59 - (40)
 /1/2 (41) 1949 84 (30)
 . 1958 51 (42)
 .75 (43)
 2 (44)
 131 .192 804
 .833 /1948 " (45) 2001 19
 .2004 22 873
 22 874 (31)
 /804 2004
 2/800 2001 19
 .1949 84 (32)
 .107-106 :

2815/1999
 .2002 (11) 2679
 131 " 1170 (46)
 .1976 43 .1985 5
 1986 21 (49) 1148 (47)
 http://moj- : 1170
 21 .sy.org/node/89
 /8 (50) " 46 (48)
 " 1986
 " 41 " :
 " 123 " :
 21 " 7 (51) " :
 .1986 " :
 65 2 17
 98
 :
 .1 1996 " 1990
 .11 2002
 .5 1981 " 2007
 1 "
 " 2000
 51 " :
 1958 - " 2001
 2 - 1 "
 " 1997
 .1986 21 2 "
 .2001 19 : " 2007
 .1949 84 " 1 "
 .2004 22 " 1993
 .1980 67 " :
 .1948 131 " :
 .1985 5 " " 2009

Evaluating the Efficiency of the Jordanian Legal Rules Related to Joint Ownership

*Abd Al-Nasir hayajneh and Ahmad Al-Owaidi**

ABSTRACT

Joint ownership initiates many legal challenges which clearly appear in the legal rules enacted by the legislator to organize this kind of property. This article envisages these legal rules concerned with the organization of joint ownership specially rules related to the administration and disposition of the property owned by several owners and the rules related to the partition. The article compares these rules with its' counterparts in some Arab laws with the aim of evaluating the efficiency and effectiveness of the Jordanian rules in this regard. The article concludes some results and provides some recommendations which may increase the efficiency and effectiveness of the Jordanian legal rules concerned with joint property.

Keywords: Joint Property, Jordanian Civil Law, Efficiency of Legal Rules.

* Faculty of Law, University of Jordan. Received on 21/3/2010 and Accepted for Publication on 6/9/2010.