

- -

قرار لجنة المناقشة

نوقشت هذه الرسالة السلطة التشريعية في النظام الاتحادي لدولة الامارات العربية المتحدة (دراسة تحليلية) 0 وأجيزت بتاريخ 2006/5/21 0

التوقيع


أعضاء لجنة المناقشة

.....


الاستاذ الدكتور فيصل الرفوع
أستاذ العلاقات الدولية ، مشرفاً

.....


الدكتور محمد المصالحه
استاذ العلاقات الدولية ، عضوا

.....


الدكتور ذياب مخادمة
أستاذ العلاقات الدولية ، عضوا

الدكتور محمد المحافظة ، عضوا
أستاذ ، الجامعة الهاشمية

الإهداء

إلى كل الطيبين الذين أحبهم ويحبونني

إلى ... نزوجتي ... أولادي ...

أهدي ثمرة هذا الجهد

--



-
-
-
-
-

8 :

8 -

:

12 :

15 :

:

15 :

16 :

19 :

19 :

20 :

22 :

23 :

26 :

28 :

28 -

29 :

29 :

33 :

35

:

:

41

:

41

:

47

:

:

54

:

:

59

:

:

63

:

63

:

:

:

:

86

:

86

-

86

:

86

:

:

:

100

105

:

109

:

:

" "

:

113

:

:

116

:

116		-
117	:	
117	:	
122	:	
128	:	
128	:	
130	:	

-
-
-

--

- -

" "

:

: ()

()

()

()

: ()
Hauriou et Gicquel: droit constitutionnel et institutions politiques.(ouv.cit.)

: ()

()

--

()

" "

" "

()

--

:

:

--

-

-

-

-

()

:

:

:

:

:

-

-

-

-

- -

:

:

"

:

"

-

:

(KAPTEYN , P.J.G)

(DIMENSIONS) LEGISLATORS AND NEW ISSUE

PETERSON , M ()

LEGISLATING TOGETHER

THE LEGESLATIVE LIFE ,

WAYNE.S ()

"

"

--

:

.

:

:

:

-

.

-

-

.

:

:

:

.Daived Aston

:

-

--

.

-

.

-

.

-

.

-

:

-

Daived Aston

.OUTPUTS

INPUTS

) .

(

--

:

.

:

-

-

.

:

:

:

()

()

()

()

- -

:

-

-

-

- -

:

()

:

:

:

-

():

(

(

:

(

()

()

(

:

():

:

(

:

(

()

- -

()

: (

: (

-

-

-

()

()

-

()

()

()

- -

:

:

:

(

(

(

(

:

-

-

:

- -

.()

.()

:

:

(

(

(

:

:

(

.()

-

()

()

:()

(

:

(

(

(

(

(

:()

-

()

()

- -

:()

-

()

()

- -

:

()

:

:

:

:

(

()

:

(

()

()

()

()

- - : (

()

()

- : :

- : :

_____ ()

:-

()

(

(

(

(

(

()

()

()

- -

:

:

.()

.()

"

()

.()"

:

.

:

:

:

:

()

:

()

()

- -

:

()

:

:

-

()

()

()

:

()

-

-

-

-

-

- -

" ()

."

:

-

:

-

()

:

-

-

()

-

"

"

:

()

()

()

()

()

- -

-

()

-

-

:

"

"

:

-

-

-

()

- -

:

()

() .

()

- -

:

()

()

.()

.()

:

-

-

-

- -

- -

.

.

-

. -

:

:

:

()

()

()

"

"

. -

- -

()

()

-

-

()

()

() ()

()

()

()

()

()

()

() ()

()

()

()

()

()

" "

()

()

()

(/)

()

()

"...."

()

()

- -

() .

:

:

:

:

-

() .

()

() .

"

()

()

()

()

()

"

()

- -

: -

() .

() .

()

()

() ()

()

() ()

() ()

- -
:

:

()

"

"

:

-

(.)

- -

"

() ()

" "

()

() .

:

:

() .

() :

()

()

John Duke Anthony: The Union of Arab Emirates, Middle East journal. Vol. 26 ()
.No56. 1972

- -

-

:

-

:

:

-

:

:

"

"

"

-

-

()

/ / -

()

()

:

-

-

-

-

()

- -

() .

" "

() .

-: -

() .

-

() :

: _____

() .

/ / -

- ()
- ()
- ()
- ()
- ()

()

/ / / -

- - -

/ : _____

/
()

: _____

(/) ()

- -
/

/

()

: _____

()

/

()

- ./ / / - ()
- ./ / / - ()
- ./ / - ()
- ./ / / - ()
- ./ / / - ()

- -
:

()

:

:

-

"

"

()

"

:

()

()

- -

." ()

-:

-

-

-

-

-

-

()

:

-

()

()

()

()

() :

()"

() .

()

()

()

- -

: -

()

()

: -

()

()

: ()

-

() ()

() ()

() ()

() ()

() ()

- -

-

-

-

-

-

-

-

()

- -

"

()

()

()

-

()

-

"

"

"

"

-

-

()

.	()	()
.	()	()
.	()	()
.	()	()
.	()	()

- / / / -

- -

.

-

()

()

:

:

:

:

:

()

()

()

. / / ' / -

()

() ()

"

()

- -

()

:

-

-

()

-

()

()

()

()

:

:

" ()

()

()

:

:

()

()

()

()

()

Bill of Rights

Mohammad Ali Khalifa: The United Arab Emirates Unity and Fragmentation ()
Boulder west view Press, 1979.

:

()

()

"

"

:

-

-

-

-

-

() ()

() ()

- -

: :

" ()

"

()

()

()

() ()

()

()

Mohammad Sidik & William Snvley: Bahrain, Qatar and United Arab Emirates ()
Colonial past, Present Problems and Future Prospects, Lexington Mass, Lexington
Book, 1972

- -

: :

" ()

"

.

: :

()

"

()

: :

()

"

()

"

()

()

Mohammad Sidik & William Snvley: Bahrain, Qatar and United Arab Emirates ()

Colonial past, Present Problems and Future Prospects.

()

- -

"

()

"

:

:

:

:

:

()

()

()

1988 Centralizing and Decentralizing trends in federal states Lanham University ()
.Press of America

- -

()

()

()

()

()

()

()

- -

:

-

()

()

()

"

()"

()

()

()

()

- -
:

: -

" ()

"

:

.- ()

.- ()

()
()
()

- -

.

()

:

-

()

"

.

()

()

()

Mervin, D , The United Arab Emirates: Unity in Fragmentation. U.S.A,1979 ()

- -

:

:

:

:

-

:

"

."()

."()

:

-

"

."()

."()

:

-

()

()

()

()

- -

()

()

:

-

" ()

"

" ()

"

()

()

()

()

«()

()

()

()

()

- -

:

-

" ()

"

"

.

()

"

()

" : ()

"

()

"

.

()

()

()

()

()

- -

:

:

:

:

:

" ()

"

()

()

()

» ()

()»

:

:

-

()

()

)

(

/

(/ -)

- -

()"

" -

()"

-

()"

-

()"

-

"

.

-
- . ()
 - . ()
 - . ()
 - . ()

()

"

()

"

()

"

()

"

()

()

()

()

- -

()"

-

"

()"

-

"

:

-

-

-

()

-

()

()

()

- -

()"

()

_____ :

()"

:

_____ -

()

Fenelon , The United Arab Emirates,p23

()

()

- -

()

()

" ()

"

"

()"

"

()

()

()

()

- -

()"

:

" -

()"

" -

()"

" -

()"

-
- ()
 - ()
 - ()
 - ()

- -

" -

()

" -

()"

: _____

"

()"

()

_____ ()

()

()

()

- -

: _____

()

()"

: _____

"

()

()

- -

()"

:

:

"

"

()"

()"

:

()

()

- -

:

"

()"

"

() "

"

()"

()

()

()

- -

: :

.

"

()"

:

" -

()"

" -

()"

-
- ()
 - ()
 - ()
 - ()

- -

" -

()"

" -

()"

" -

()"

" -

()"

" -

()"

" -

()"

" -

.

()

.

()

.

()

.

()

.

()

.

()

- -

()"

-

()"

:

"

()"

:

" -

()"

" -

()"

- ()
- ()
- ()
- ()

- -

" -

.

()"

" -

()"

" -

()"

" -

()"

:

:

:

:

.

()

()

()

()

()

.

- -

()

()

()

()

- VEDEL (Georges) Droit constitutionals. : ()

p.162 ets., prelot (MARCEL) , et BOULOUIS (Jean) .

.p. 416 ets., CADART (Jacques), p. 297 ets

()

()

John duke Anthony , Arab states of the Lower gulf ,p116 ()

- -

()

"

"

" ()

..

"

- -

()

()

()

()

- -

()

:

:

" "

:

(-)

()

:

:

()

:

()

:

:

:

()
()

()

"
.."
"
.

:

" ()

"

" (3)

()

()

()

"

()

" (3)

"

()

()

- -

:

:

- -

:

:

()

()

()

- -

- -

- -

:

.

:

:

:

:

.

:

:

- -

:

:

.

-

"

()

()

/ / / _____ ()

:

()

()

()

()

- -

()

-

()

()

()

()

()

()

()

()

- -

"

"

:

()

()

()

-

.

.

.

.

- ()

-

()

- -

.

:

"

"

-

-

"

"

"

"

-

-

.

-

"

.

"

()

- / / / -

()

- -

.()

()

....)

.(

.()

:

///

.()

. / / / -	()
. - / /	()
. - / / /	()

- -

.

:

:

:

" "

(.)

//

"

//

"

"

"

(.)

"

// // //
// // //

()

()

- -

"

"

:

() (/) ()

()

:

-

(/)

-

(/)

(- / /)

-

- -

:

:

-

:

"

()"

:

-

-

-

.

-

-

/ / / -

()

- -

()

()

-

()

()

" "

"

-

"

"

/

%

"

- / / / -

()

- / / / -

()

- -

()

.

-

-

-

()

()

()

.

-

()

.

-

()

.

-

. - / / / -

()

. / / / -

()

. / / / -

()

. - / / / -

()

()

-
()

()

:

()

()

:

-

:

-

- / / / -

()

. / / / -

()

. / / / -

()

- -

.

.

.

-

-

.

.

.

-

()

. - / / /

()

()

()

()

.. - / / /
.. - / / /

()

()

()

(/)

()

()

()

()

- -

-

.

()

.

:

"

()

()

()"

" :

"

- -

/ / /

()

(/)

()

- -

.

:

.

:

-

: "

"

()

.

()

.

()

()

" "

.

-

-

()

:

()

()

()

()

Frank Heard-Bey, Form Trucial States to United Arab Emirates: A Society in ()
Transition (London: 1992) , p.16.

(/)

()

()

()

()

:

()

()

- -

.

.

.

- -

()

- -

()

:

:

"

"

(/ /) ()

(/ /) ()

- -

(/)

:

(/)

"

"

()

:

/ / -

()

- -

:

- -

"

"

"

"

-

-

()

()

:

... / / /

()

... / / /

()

- -

() :

()

:

" "

:

"

"

()

:

"

:

() ()

- -

()

· :

()

()

:

"

"

"

"

/ / /

()

- -
- -

.

:

.

()

.

:

()

" -

"

:
"

()

/ / /

()

:

()

" "

"

"

()

"

"

:

/ /

/ /

- -

.

:

:

-

-

.

.

()

()

"

"

()

"

"

()

.

.

() .

"CIA"

Oxford

"

James Wilson

" University

Wilson

() .

() .

() .

" _____ " ()

" " ()

" " ()

" " ()

- -

. ...

() .

()

() .

.

"

"

()

"

"

()

...

:

.

-

"

...

"

.

-

()

()

()

"

()

"

"

()

:

"

"

()

:

"

...

"

()

:

"

"

()

:

"

..

"

:

G Scott Carpenter

:

"

"

"

()"

"

"

"

...

"

()

Scott

()

Kluge

:

:

:

()

()

:

"

...

"

()

"

...

"

()

"

:

"

()

.

()

()

()

()

()

" _____ " ()

:" " .. " ()

" .. " ()

/ / ()

" ... " ()

" ... " ()

() .

() .

:

"

"

()

/ /

"

":

()

()

:

()

()

()

" ... " ()

" " ()

" " ()

" " ()

" " ()

()

":

..

() "

()

()

() .

() .

()

() .

" :

() ."

" : ()
" ... ()
" ... ()
" .. ()

- -

:

.

:

.

.

()

()

()

"

"

()

:

"

()

()

"

()

()

- -

()

/

()

"

"

()

"

:

" ()

()

"

"

()

-

"

..

"

()

() .

() .

:

() .

() :

_____ " ()

" ()

" ()

" :

" ()

()

()

" :

"

"

"

:

.

"

"

"

()

()

"

"

()

()

()

:

:

-

()

:

()

"

()

"

()

"

"

"

()

"

()

()

()

()

- -

.

:

-

.

(.)

(.)

:

:

(.)

"

"

()

"

"

()

..

"

()

"

()

:

()

()

()

" " ()

" " ()

- -

.

.

() .

() .

_____ ()
":

" : ()

- -

:

-

() .

() .

:

" .. " _____ " ()
" " " ()

()

:

)

.(

()

"

..

"

()

"

..

"

()

() .

() .

" " ()
" " ()

()

(

(

(

(

(

(

(

(

(

-: _____

()

:" ... "

-: _____

.()

.()

:

.()

.()

.()

.()

- -

.()

:

.()

.()

.()

.()

.()

.()

.(-)

.()

.()

".()"

.()

.()

.()

- -

“()”

()

()

-

“()”

//

- -

" / "

/

" "

.

" "

"

" .. "

..

"

..

.

"

"

""

"

"

"

:

"

"

"

"

"

"

"

"

"

"

"

www.almajles.gov.ae

Abdullah, M. M., (1994). **The United Arab Emirates: A Modern History**, London: Hurtwood Press.

- -
Anthony, J. D., (1985). **Arab states of the Lower gulf** .

Centralizing and Decentralizing Trends in Federal States Lanham
University Press of America, 1988.

Durand, C. (1955). **Confederation d' Etats et Etat Federal**, Paris, France.

Fenelon , The United Arab Emirates.

Heard-Bey, F., (1996). **Form Trucial States to United Arab Emirates: A
Society in Transition**, London: Longman,.

Khalifa, M. A., (1979). **The United Arab Emirates Unity and
Fragmentation Boulder**, West View Press.

Sidik, M. & Snvley W., **Bahrain, Qater and United Arab Emirates
Colonial past, Present Problems and Future Prospects**,
Lexington Mass, Lexington Book, 1972

The United Arab Emirates: **A modern History London Coom Helm UK.**

The United Arab Emirates: **Unity in Fragmentation. U.S.A Mervin, D.,
1979.**

- -

**THE LEGISLATIVE AUTHORITY IN THE FEDERATION SYSTEM OF
THE UNITED ARAB EMIRATES
-ANALYTICAL STUDY-**

By
Abdulah Mohammed Saeed Abood

Supervisor
Dr. Faisal Al Rfoua, Prof.

ABSTRACT

The concept of the “ State role” in the modern State has been affected by a great variation, in terms of the political participation and the administration performance concerning the State government. As a result to the understandings of the social and industrial concepts revolutions, besides the affection on the individual and the State through the rapid growth in the field of communication and information technology as well, which also affected the whole world including the Arabic and Islamic rejoin, in this political aspect calls raised, for the necessity share the public in the decision state maker.

This study has focused on the UAE experiments, regarding the public participation in the political policy maker , and drawing the whole state policy, through the legislative authority study in the federation system, within the concept of the combined state, so far this study analyses concentrated on the authorities of the Counsel of the National Federation, on the basis of the assumption, how the Federation constitution has taken a part in strengthen the legislative authority in the country?, this assumption was treated through using various syllabuses mainly: analytical system syllabus, therefore, the researcher used the legal syllabus to analyze the Federation constitutions, so far, he used the historical syllabus, to focus on the development of the Counsel of the National Federation, though the analytical frame has been accomplished, while the researcher has pointed out the weaknesses and the strength of the performance of the Counsel, in which the main responsibility of the federation legislative authority was a consultant role, by forwarding suggestions and recommendations to the state government, in this regard I look forward to offer the counsel more authorizations in the short run, to achieve the rapid development in United Arab Emirates.

Finally, the researcher has evaluated this experiment and added some results and recommendations.