

## **Judicial Review in Administrative Law: A Comparative Analysis**

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### **Abstract:**

Judicial review is a critical component of administrative law. It is the process by which courts review the decisions of administrative bodies to ensure that they are lawful and within the scope of the body's authority. This article provides a comparative analysis of judicial review in administrative law across different legal systems. It examines the different approaches to judicial review, including the standards of review, the scope of review, and the remedies available. The article also analyzes the factors that influence the approach to judicial review in different legal systems, such as the role of the judiciary, the balance of power between the executive and legislative branches, and the level of protection of individual rights. Finally, the article proposes recommendations for improving the effectiveness of judicial review in administrative law.

### **Introduction:**

Judicial review is a critical component of administrative law, allowing courts to ensure that administrative decisions are lawful and within the scope of the body's authority. This article provides a comparative analysis of judicial review in administrative law across different legal systems.

### **Approaches to Judicial Review:**

The article examines the different approaches to judicial review, including the standards of review, the scope of review, and the remedies available. It compares the different approaches in common law countries such as the United States and the United Kingdom, as well as in civil law countries such as France and Germany.

### **Factors Influencing the Approach to Judicial Review:**

The article analyzes the factors that influence the approach to judicial review in different legal systems. These factors include the role of the judiciary, the balance of power between the executive and legislative branches, and the level of protection of individual rights. The article examines the ways in which these factors shape the approach to judicial review in different legal systems.

### **Recommendations:**

To improve the effectiveness of judicial review in administrative law, the article proposes several recommendations. These include ensuring that the standards of review are clear and consistent, expanding the scope of review to include more administrative decisions, and providing effective remedies for individuals who have been adversely affected by administrative decisions. The article also suggests that courts should play a more active role in reviewing administrative decisions to ensure that they are lawful and within the scope of the body's authority.

**Conclusion:**

Judicial review is a critical component of administrative law, allowing courts to ensure that administrative decisions are lawful and within the scope of the body's authority. The different approaches to judicial review in different legal systems reflect the unique legal and political contexts in which they operate. By examining the different approaches and factors influencing judicial review, we can identify ways to improve the effectiveness of judicial review in administrative law.