

مجلة الدراسات والبحوث القانونية Journal of Legal Studies and Researches

المجلد 11 العدد 1 - جانفي 2026
Volume 11 Issue 1 - January 2026

e-ISSN : 2676 - 1688
p-ISSN : 2437 - 1084

مجلة الدراسات والبحوث القانونية

دورية دولية علمية أكاديمية سداسية محكمة مجانية ومفتوحة المصدر، تصدر عن مخبر الدراسات والبحوث في القانون والاسرة والتنمية الإدارية، بكلية الحقوق والعلوم السياسية بجامعة محمد بوضياف بالمسيلة – الجزائر

Journal of Legal Studies and Researches

Is an international, blind-double-peer-reviewed, Biannual and free of charge, open-access academic journal, published by the Laboratory of Studies and Research in Law, Family and Administrative Development, Faculty of Law and Political Sciences, University of Msila, Algeria.

Legal deposit 2016-293 الإيداع القانوني	e-ISSN 2676-1688 الترقيم الدولي الالكتروني	p-ISSN 2437-1084 الترقيم الدولي
---	--	---------------------------------------

المجلد 11 العدد 1

الرقم التسلسلي 26

Volume 11 Issue 1

Number 26

موقع المجلة

<https://www.asjp.cerist.dz/en/PresentationRevue/461>

<https://journals.univ-msila.dz/index.php/JLSR>

البريد الالكتروني للمجلة:

jlsr@univ-msila.dz

الناشر: كلية الحقوق والعلوم السياسية، جامعة المسيلة، الجزائر

العنوان البريدي:

السيد رئيس تحرير مجلة الدراسات والبحوث القانونية (JLSR)

مخبر الدراسات والبحوث في القانون والاسرة والتنمية الإدارية

كلية الحقوق والعلوم السياسية، جامعة محمد بوضياف. طريق اشبيليا- المسيلة 28000 - الجزائر.

الهاتف: 035.54.05.05 (00213)

البريد الالكتروني للمجلة: jlsr@univ-msila.dz

Publisher: Faculty of Law and Political Sciences, M'sila University, Algeria

Adresse:

Editor in chief Journal of Legal Studies and Researches

Laboratory of Studies and Research in Law, Family, and Administrative Development, Faculty of Law and Political Sciences, Mohamed Boudiaf University, M'sila 28000, Algeria

Tél/Fax: (00213) 035.54.05.05

E-mail: jlsr@univ-msila.dz



Journal of Legal Studies and Researches Volume 11 Issue 1

Editor-in-Chief: Prof. Tayeb BELOUADAH (University of Msila)

Email: tayeb.belouadah@univ-msila.dz

Webmaster & Indexer: Prof. Houria Mihoubi (ENS Bousaada)

Email: mihoubi.houria@ens-bousaada.dz

Secretary: Hajira Bahash (University of M'sila)

Email: amelbelou28@gmail.com

Publisher: Faculty of Law and Political Sciences, Mohamed Boudiaf University, M'sila, Algeria, www.univ-msila.dz/site/en/ (+213) 035 54 05 05

Address: Address: University Central, Ichbilia road, Journal of Legal Studies and Researches, Faculty of Law, University of Msila, M'Sila 28000, Algeria.

Email: jlsr@univ-msila.dz



*WEBSITE: <https://journals.univ-msila.dz/index.php/JLSR>

*REVIEW & EDITORIAL ACCREDITATION SYSTEM – ASJP Platform (N°461) –
<https://asjp.cerist.dz/en/PresentationRevue/461>

Indexing and Abstracting



Link: https://journals.univ-msila.dz/index.php/JLSR/Indexing_Abstracting

ABOUT THE JOURNAL

Journal of Legal Studies and Researches is an international, blind-double-peer-reviewed, Biannual and free of charge, open-access academic journal, published by the Laboratory of Studies and Research in Law, Family and Administrative Development, Faculty of Law and Political Sciences, University of Msila, Algeria. The journal focuses on topics related to law, the family, administrative development, Security Research, Political Science and International Relations, Public Administration, Sharia and Law; and Administrative Sciences. Therefore, it provides an academic platform for professionals and researchers to publish their original and innovative research in the field. The journal welcomes original and academic papers that reflect the latest research and developments in aspects related to law. Our journal is published in both print and electronic versions. The electronic version can be accessed and downloaded freely. All researchers around the world are invited to publish their work in our Journal. Manuscripts can be sent in Three languages (Arabic, English, French) for the two issues (January and June) of each year.

FOCUS AND SCOPE

Focus

The Journal of Legal Studies and Researches publishes original research and review articles. It is an open-access journal, and all published articles are made available free of charge. The journal publishes research for all researchers and scholars working in various legal fields.

The journal aims to advance and enhance research in the field of law by encouraging high-quality scholarly contributions. Its primary objective is to promote deeper understanding, critical analysis, and innovative approaches across diverse legal disciplines. Through rigorous academic standards and an interdisciplinary perspective, the journal seeks to contribute meaningfully to the development of legal scholarship and related fields.

Scope

The journal covers a wide range of topics related to law and its associated disciplines. Its scope includes, but is not limited to:

- Security Research
- Political Science
- International Relations
- Public Administration
- Sharia and Law
- Administrative Sciences

The journal welcomes studies that address these areas from theoretical, practical, comparative, or interdisciplinary perspectives.

Publication Charges: **Free**

Article Processing Charges (APCs): **Non**

Submission Charges: **Non**

PUBLISHING ETHICS GUIDELINES

PUBLISHING ETHICS AND MISCONDUCT

Journal of Legal Studies and Researches is committed to upholding the highest standards of publishing ethics and integrity. *Journal of Legal Studies and Researches* adheres to the core principles of transparency, honesty, and fairness in scholarly publishing. Authors, reviewers, and editors are expected to abide by these guidelines to maintain the integrity of the publication process.

Duties and Responsibilities of Author

Originality and Plagiarism: Authors must ensure that their work is original and properly attributed to the original sources when using the work or ideas of others. Plagiarism in any form, including self-plagiarism, is strictly prohibited.

Data and Results: Authors should accurately present their research findings and provide sufficient details to allow others to replicate their work, when applicable. Fabrication, falsification, or manipulation of data and results is unethical and unacceptable.

Authorship: All individuals who have made substantial contributions to the research should be listed as co-authors. Proper acknowledgment should be given to individuals who have contributed in a meaningful way but do not meet the criteria for authorship.

Multiple Submissions and Redundant Publications: Authors should not submit the same manuscript to multiple journals simultaneously or publish redundant publications. Authors must disclose any related publications or manuscripts under consideration during the submission process.

Conflict of Interest: Authors should disclose any financial or personal relationships that may influence the research or its interpretation. Any potential conflicts of interest must be acknowledged in the manuscript.

Duties and Responsibilities of Reviewers

Confidentiality: Reviewers must treat all manuscripts received for review as confidential documents. They should not share the manuscript or its contents with others without explicit permission from the journal.

Objectivity and Constructive Feedback: Reviewers should evaluate manuscripts objectively and provide unbiased, constructive, and timely feedback to improve the quality of the manuscript. Personal criticism of the authors is inappropriate.

Conflict of Interest: Reviewers should declare any potential conflicts of interest that may affect their impartiality in reviewing a manuscript. If a conflict of interest is identified, reviewers should recuse themselves from the review process.

Duties and Responsibilities of Editors

Editorial Decision: Editors are responsible for making fair and unbiased decisions on manuscript submissions based on their scientific merit, relevance, and originality. Decisions should not be influenced by factors such as the authors' race, gender, ethnicity, or institutional affiliation.

Confidentiality: Editors and editorial staff must keep all information related to the manuscript confidential and ensure that reviewers also adhere to strict confidentiality guidelines.

Peer Review Process: Editors should ensure that a transparent and rigorous peer review process is followed for all manuscripts. They should select qualified reviewers, manage the review process efficiently, and make decisions based on the reviewers' feedback.

Handling Misconduct: Editors should investigate any allegations of misconduct or unethical behavior and take appropriate action in consultation with the journal's editorial board. This includes addressing concerns related to plagiarism, data fabrication, or conflicts of interest.

Handling Misconduct and Allegations

Misconduct: *Journal of Legal Studies and Researches* takes all allegations of misconduct seriously. Any proven cases of plagiarism, data fabrication, falsification, redundant publication, or other unethical practices will result in appropriate actions, which may include retraction of the published work.

Reporting Misconduct: Authors, reviewers, or readers who suspect misconduct or unethical behavior in any published work should promptly contact the journal's editorial office. All allegations will be treated confidentially, and appropriate actions will be taken to address the issue.

Journal of Legal Studies and Researches follows the [Committee on Publication Ethics \(COPE\)](#) guidelines for handling ethical issues in publishing. The above guidelines serve as a framework for maintaining high ethical standards in publishing and upholding the integrity of scholarly research. Failure to comply with these guidelines may result in corrective actions, including but not limited to rejection of manuscripts, withdrawal of published articles, or notification of the misconduct to relevant institutions or authorities.

Plagiarism-Similarity Detection

In publishing, *the Journal of Legal Studies and Researches* strongly stands against any case of plagiarism on its own merits. The journal commits to deterring plagiarism, including self-plagiarism.

By submitting your manuscript to the *Journal of Legal Studies and Researches*, you accept that your manuscript will be screened for plagiarism against previously published works.

As part of this process, selected submitted manuscripts are scanned and compared using [Detectia](#)



COPYRIGHT NOTICE

All authors who published in the *Journal of Legal Studies and Researches* retain the copyright to their work and grant the *Journal of Legal Studies and Researches* the right of first publication. Simultaneously, the work is licensed under an open-access *Creative Commons CC BY-NC 4.0 license* meaning that anyone may download and read the article for free. In addition, the article may be reused and quoted, provided that the original published version is cited. Such terms facilitate extensive utilisation and visibility of the scholarly output while guaranteeing due recognition to the authors.

The Journal of Legal Studies and Researches is granted the following rights:

- **The right to publish and distribute an article and to grant rights to others.**

PROTECTING AUTHOR RIGHTS: Copyright aims to protect the specific way the article has been written to describe an experiment and the results. *Journal of Legal Studies and Researches* is committed to its authors to protect and defend their work and their reputation and takes allegations of infringement, plagiarism, ethic disputes, and fraud very seriously.

LICENSE:

This work is licensed under a [Creative Commons CC BY-NC 4.0 license](https://creativecommons.org/licenses/by-nc/4.0/)



GUIDELINES FOR AUTHORS

The Journal of Legal Studies and Researches authors are required to check their submissions' compliance with all of the following items; and submissions that do not adhere to these guidelines may be returned to their authors:

- Manuscripts submitted to *The Journal of Legal Studies and Researches* must contain original work which has been neither previously published nor under consideration by another journal.
- Submission should respect the template format of *The Journal of Legal Studies and Researches*.
- Papers should be submitted electronically.
- Authors are invited to provide the abstract, keywords and titles of the article in English.
- All papers should have an abstract between 150 and 250 words in length.
- The articles written in Arabic should include a list of the references in English language.
- Authors should include a cover page with the full title of the paper, the author's full name, author's affiliation, Orcid link, and e-mail address (Institutional e-mail is recommended for the submission).
- The author's name should not appear elsewhere in the paper.

EDITOR IN CHIEF:

Prof. Tayeb BELOUADAH

University of Msila (Mohamed Boudiaf), Algeria

ASSOCIATE EDITORS:

Prof. Aymen Khaled Abdel Kareem Masadeh, Yarmouk University, Jordan

Prof. Hassan Elbarrawy, Qatar University, Qatar

Prof. Khalaf Ramadan Mohammed Al-Jubouri, University of Mosul, Iraq

Prof. Fawaz Alsaleh, Damascus University, Syria

Prof. Ben Mechri Abdelhalim, Mohamed Khider University of Biskra, Algeria

Prof. Al-Zain Ahmed Mohamed Ahmed, Dhofar University, Sultanate of Oman

Prof. Faisal Farhi, Alain University, United Arab Emirates

Prof. Abdallah Trabzon, Istanbul University, Turkey

Prof. Nasser Yousef, International Islamic University, Malaysia

Prof. Farhan Al-Masaeed, Al al-Bayt University, Jordan

Prof. Mohamed Dah Abdelkader, University of Nouakchott, Mauritania

Prof. Salih Ashraf, University of Ibn Rushd, Netherlands

Prof. Grosjean vieille, University of Strasbourg, France

Dr. Mithaq Bayat Aldaifi, Tikrit University, Iraq

Dr. Zarara Awaatef, University of Sharjah, United Arab Emirates

Dr. Mohamad Hidayat Muhtar, University of Gorontalo, Indonesia

Dr. Talat Issa, Islamic University of Gaza, Palestine

WEBMASTER & INDEXER:

Prof. Houria Mihoubi, ENS Bousaada, Algeria

SECRETARY:

Hajira Bahash, University of M'sila, Algeria

الافتتاحية

تطلّ مجلة الدراسات والبحوث القانونية على قرائها والوسط الأكاديمي في هذا العدد الجديد، وهي أكثر رسوخًا في مسارها العلمي، وأكثر التزامًا برسالتها المعرفية التي جعلت من البحث القانوني الجاد جوهرًا لوجودها، ومن الجودة الأكاديمية معيارًا ثابتًا لا تحيد عنه. فمنذ انطلاقتها لم تُنشأ المجلة بوصفها فضاءً للنشر فحسب، بل مشروعًا علميًا واعيًا يهدف إلى الإسهام الفعلي في بناء المعرفة القانونية، وتعميق النقاش العلمي حول الإشكالات التشريعية والقضائية المعاصرة.

لقد تشكّلت هوية المجلة عبر تراكم جهود علمية مخلصّة، كان للباحثين فيها الدور المحوري، من خلال دراسات اتسمت بالأصالة، والدقة المنهجية، وعمق التحليل. ولم تكن هذه الإسهامات مجرد إنتاجات أكاديمية معزولة، بل مثّلت إضافة نوعية إلى الحقل القانوني، وأسهمت في ربط النظرية القانونية بالواقع العملي، واستشراف التحولات التي يشهدها القانون في سياقات وطنية ودولية متجددة. كما كان لالتزام المجلة بالتحكيم العلمي الرصين، واحترام أخلاقيات البحث والنشر، الأثر البالغ في ترسيخ ثقة المجتمع الأكاديمي بمحتواها.

وقد تُوجّ هذا المسار العلمي المتدرّج باعتراف دولي معتبر، تتمثّل في تصنيف المجلة وإدراجها ضمن قواعد بيانات دولية مرموقة، من بينها DOAJ و WorldCat، وهو إنجاز يعكس جودة المحتوى المنشور، ويؤكد التزام المجلة بالمعايير العالمية للنشر الأكاديمي من حيث الشفافية، والانفتاح، وإتاحة المعرفة. ولا يُنظر إلى هذا التصنيف بوصفه غاية نهائية، بل باعتباره محطة مفصلية تعزّز مسؤولية المجلة في المحافظة على مستواها العلمي والارتقاء به، وتوسيع دائرة تأثيرها في البحث القانوني.

وإذ تعتز هيئة تحرير مجلة الدراسات والبحوث القانونية بما تحقّق من إنجازات، فإنها تؤمن في الوقت ذاته بأن البحث العلمي مسار تراكمي لا يكتمل إلا باستمرار العطاء الفكري، وتجدّد الأسئلة، وتنوّع المقاربات. ومن هذا المنطلق، تجدد المجلة دعوتها الصادقة إلى الأساتذة والباحثين وطلبة الدكتوراه، من مختلف المؤسسات والجامعات، لمواصلة إثراء صفحاتها ببحوث علمية رصينة وجادة، تلتزم بالمنهجية الأكاديمية، وتسهم في تطوير المعرفة القانونية، وخدمة المجتمع، وتعزيز مكانة المجلة كمنبر علمي موثوق ومنفتح على آفاق البحث المعاصر.

رئيس التحرير

أ.د/ الطيب بلواضح

Editorial
Journal of Legal Studies and Researches
Vol. 11, N°1 – January 2026

The Journal of Legal Studies and Researches presents this new issue to its readers and to the academic community with renewed confidence in its scientific path and firm commitment to its scholarly mission. Since its foundation, the journal has not been conceived merely as a platform for publication, but as an academic project that places serious legal research at the core of its purpose and adopts academic quality as a constant and guiding principle. Its aim has always been to contribute meaningfully to the development of legal knowledge and to promote in-depth academic discussion of contemporary legislative and judicial issues.

The identity of the journal has been shaped through the cumulative efforts of dedicated researchers, whose studies have demonstrated originality, methodological rigor, and analytical depth. These contributions have not been isolated academic outputs, but valuable additions to the legal field, helping to connect legal theory with practical realities and to anticipate the transformations taking place within national and international legal systems. The journal's strict commitment to peer review and respect for research and publication ethics has played a crucial role in building the trust of the academic community in the quality and reliability of its content.

This sustained scientific effort has been recognized at the international level through the journal's inclusion in well-known global databases, including DOAJ and WorldCat. This achievement reflects the quality of the published research and confirms the journal's adherence to international standards of academic publishing, particularly in terms of transparency, openness, and accessibility of knowledge. Such recognition is not viewed as an end in itself, but as an important milestone that strengthens the journal's responsibility to maintain high academic standards, pursue continuous improvement, and expand its impact within the field of legal research.

While the Editorial Board takes pride in the progress achieved so far, it remains fully aware that scientific research is a continuous and cumulative process that depends on ongoing intellectual contribution, renewed inquiry, and diversity of perspectives. Academic excellence can only be sustained through constant engagement and collaboration among researchers.

Accordingly, *The Journal of Legal Studies and Researches* renews its sincere invitation to academics, researchers, and doctoral students from various institutions and universities to continue enriching its pages with serious and well-structured scholarly work. The journal welcomes research that adheres to sound academic methodology and contributes to the advancement of legal knowledge, the service of society, and the strengthening of the journal's position as a reliable academic reference and an open platform for contemporary legal research.

Editor-in-Chief
Prof. Tayeb BELOUADAH

TABLE OF CONTENTS – SOMMAIRE – الفهرس		
Name	Title	Page
English		
Khiari Rayane University of Badji Mokhtar, Annaba, Algeria Selmani Hayette University of Badji Mokhtar, Annaba, Algeria	Electronic Forgery As a Manifestation of Digital Corruption	13-31
Tounsia Sabrina Algiers University1, Algeria	International Legal Protection of Genetic Resources Against Biotechnological Piracy	32-47
Belhaouari Zohra Oran 2 University, Algeria Fasla Abdellatif Oran 2 University, Algeria	The Impact of Cybercrime on Security in Africa: A Case Study of Côte d'Ivoire	48-62
Lomri Mounir University of M'sila, Algeria Ghehioeche Alwalid University of M'sila, Algeria	The Role of the Algerian Legislator in Combating Discrimination and Hate Speech through Law 05-20	63-78
Houria Mihoubi ENS Bousaada, Algeria	The Family in Modern Society: A Legal and Social Analysis of Its Role, Challenges, and Protection in the United States	79-97
Hadjab Abdelghani University of M'sila, Algeria Tayeb Belouadah University of M'sila, Algeria	The Role of Good Governance's Legal and Institutional Frameworks in Protecting Human Rights: From Theory to International Practice	98-118
Bachir Amara University of Algiers 3, Algeria	Algerian Housing Policies: The Legal Framework and Implementation Challenges	119-138
Debih Hatem University of M'sila, Algeria	The Recourse to the Power of Constitutional Referral by Algerian Parliamentarians: Main Issues	139-154
Said Naidji University of M'sila, Algeria	The Effectiveness of the Pre-approval System in Protecting Public Transactions against the Risks of Corruption	155-173
Tienti Meriem University Centre of Maghnia, Algeria	Corporate Groups Between Doctrinal Construction and Operational Articulation: A Legal-Analytical Inquiry	174-192
Amara Amara University of M'sila, Algeria	The Application of Restorative Justice in Juvenile Delinquency	193-208
Arabic		
زداني فضيلة جامعة العربي بن مهيدي أم البواقي، الجزائر	أثر الجزء الإداري على الممارسات التجارية المخلة بالنزاهة	209-226

أكرم زاده الكوردي محكمة استئناف منطقة دهوك، العراق	المسؤولية الجنائية للحدث في التشريع العراقي: دراسة مقارنة مع الاتفاقيات الدولية (تحليل لسن المسؤولية والإجراءات الخاصة بالتحقيق والمحاكمة)	227-253
رشيد عتو جامعة تيسمسيلت، الجزائر	التعبئة العامة في الجزائر والقيود المفروضة على إعلانها وإنهاءها	254-272
عماد الوريدات نايف حسن جامعة باتنة 1، الجزائر شرقي صالح الدين جامعة باتنة 1، الجزائر	انتهاكات الاحتلال الإسرائيلي للحق في سلامة الجسد في الأراضي الفلسطينية في ضوء القانون الدولي	273-291
محمد المختار ولد بلاتي جامعة نواكشوط، موريتانيا	دور الحريات المدنية والسياسية في محاربة الاستبداد (موريتانيا نموذجاً)	292-306
بلمهدي إبراهيم جامعة المسيلة، الجزائر	القضاء الدستوري الجزائري: الخطوات الأولى في تجربة رقابة الدفع بعدم الدستورية	307-329
ولد محمد محمد شريف جامعة الجزائر 1، الجزائر	مبدأ التخصيص القضائي في المنازعات التجارية في الجزائر بين التجليات والحدود	330-343
شافية حفار جامعة الطارف، الجزائر سهام رحال جامعة أم البواقي، الجزائر	فوائد التأخير في عقود الصفقات العمومية بين النص والتطبيق - دراسة في ضوء المستجدات التشريعية الأخيرة	344-360
قاوي السعيد جامعة المسيلة، الجزائر	مكانة المحاسب العمومي في النظام القانوني للمحاسبة العمومية	361-378

Disclaimer: The views and opinions expressed in these articles are those of the authors and do not necessarily reflect the official policy or position of the *Journal of Legal Studies and Researches* editorial team, nor they necessarily reflect the view of the publisher.