

Quels sont les recours prévus par la procédure ?

Seules sont **sujettes à recours les**
décisions du *juge*
des tutelles
touchant au
fond
, celles par
lesquelles il
constate l'

irrecevabilité
de la
requête
ou se
prononcesur
un quelconque
incident
mettant fin à l'

instance
ou encore
lorsqu'il statue
sur
sa
compétence



La décision

de *saisin*

e par

laquelle

est

ouverte la
procédur
e en vue
de

l'institutio
n d'une
mesure
de

protection
comme
celle
ordonnée

nt ou

refusant

d'ordonn

er

une

mesure

d'instru

ction

n'ouvre

nt pas

de

recours
possible



Lorsqu
e la *sa*
uivega

rd de de *justice* ré

sulte
d'une
déclar

ation

médic

ale, un

recours

sgraci

eux

peut

être

formé

devant

le

procur

eur de

la

Répub

lique

,

lequel

peut,

après

enquête

te,

procé

der à

sa

radiati

on

d'offic

e.

En ce
qu'elle
ne

limite

pas

ses

pouvo

irs

d'orga

niser

la

gestio

n de
ses
affaire

s, l'or

donn

ance

du

jugge

plaça

nt le

maje

ur

sous

sauv

eggar

de

de

justi

ce

n'est

pas

susc

ep tibi

e

de

reco

urs.

**Tout
efois**

et

afin

de

ne

pas

main

tenir

indéf

inim

ent

une

incert

tituod

e sur

la ca
pacit

é

du

maje

ur,

une
déci

sion

dura

ble

doit

inter

venir

dans

le

délaï

d'un

e

anné

e à

com

opter

de

l'ouv

ertur

e de

la

proc

édur

e.

En
reva

nche

, la

dési

gnat

ion

d'un

man

data

ire

**spé
cial**

peut

toujours

recours

faire

l'obj

et

d'un

reco

urs

dev

ant

le

tribou

nal

de

gran

de

inst

anc

e.

Post érieure

ure

men

t à

l'au

dién

ce,

seul

le

requ

éran

t

disp

ose

d'un

reco

urs

à

l'en

cont

re

du j

uge

me

nt

qui

refu

se

l'ins

tituti

on

d'u

ne

me

sur

e

de

pro

tect

ion



Le

req

uér

ant

et

le c

ura

teu

r

pe

uive

nt

for

me

r

un

rec

our

S

ten

da

nt

à

win

sttit

utitio

n

du

ne

tut

e//e

lor

sq

u u

ne

cur

ate

///e

a

été

ins

tau

réée



En

rev

an

ch

e,

to u

tes

les

per

so

nn

es

ay

ant

qu

aliti

é

po

ur

de

ma

nd

er

no

uv

ent

ure

du

ne

pro

cé

dur

e

de

tut

e //

e

ain

si

qu

e

cei

les

se

uile

me

nt

à

mê

me

d'a

vis

er

le

j u g

e

de

no

pp

ort

uni

té

de

se

sai

siir

do

ff **i** **c**

e

pe

uv

ent

for

me

r

un

rec

our

S

CO

ntr

e

le

ju

ge

m

en



in

stti

tu

an



un

ré

gi

m

e

de

pr

ot

ec

tio

n,

mê

me

si

eii

ess

ne

so

nt

pa

S

int

erw

en

ue

S

pr

éc

éd

em

m e

nt.

Ce

tte

act

■
ion

J

tré

S

lar

ge

m

en

t

ou

ve

nte

en

favv

eu

r

de

la

lib

ent

é

et

se

ui

e

di

sp

en

sé

e

du

mi

ni

st

èr

e



av

OC

at

J

ne

pe

ut

te

no

re

qu'

à

un

all

é g

e

m

en

t

ou

à

la

su

pp

re

ssi

on

de

la

pr

ot

ect

ion



ENI

e

ne

pe

ut

étr

e

eX

er

ce

e

ni

po

ur

ai

ou

rodi

r

la

pr

ot

ec

tio

n,

ni

po

ur

CO

nt

ess

ter

le

ch

oix

de

se

S

m

od

aliti

és

dro

rg

an

issa

tio

n

ou

cei

ui

du

re

pr

és

en

ta

nt

hé

ga



Le

S

m

^
e

m

ess

pe

rs

on

ne

S

on

t

qu

aliti

é

po

ur

int

erij

et

er

ap

pe



à

Re

nc

on

tre

de

la

de

ci

ssi

on

re

fu

ssa

nt

de

do

nn

er

m

ai

ni

ev

ée

du

ré

gi

m m

e

de

pr

ot

ec

ttio

n

mi

S

en

oe

unv

re.

Le

re

CO

ur

S,

lor

sq

u i



é

m m

an

e

ad

un

e

pe

rs

on

ne

na

bi

e

à

de

m m

an

de

r

no

unv

ent

ur

e

ad

un

e

pr

OC

éd

ur

e,

pr

en

d

la

f o r

m m

e

ad

un

e



et

tr

e

SO

m m

m m

air

e

m m

en

t

m m

ot

in

ée

et

si

g

n

ée

;

re

mi

see

ou

ad

re

SS

ée

pa

r

pi



re





m

m

a

n

d

é

a

u

triri

b

u

n

ai

adi

n **S**

ta

nc

e.

Si

n



n,



d

oit

et

re

fo

r

m m

é

p

ar

u

n

e

re

9

u

e **t**

e

Si

g

n

é

e

p

ar

u

n

a





C

at

af

in



é

Wit

er

le

S

a

p

p

e/

S

fa

nt

ai

Si

st

e

S



u

in

C



n

Si

d

ér

é

S.



e

st

e



er

C

e

d

a

n

S

le

d

é

ai

d

e

9

ui

n



e

jo

u

rs

à

C



nm

pot

er

d

e

1a

n

ot

ifl

C

at

io

n

d

u

ju

g

e

nn

e

nt

7

e t

P



ur

le

pr



C

ur

e

ur

a

e

la

AR

e

p

u

bi

ioq

u

e

9

a

C



m m n

pot

er

d

e

1a

re

m m n

is

e

d

e



a

vi

S

q

ui

1 u



a

ét

é

d



n

n

e.

S

a

uf

pr



n



n

C

e

d

e



e



e



U





n







vi



o **i**



e,

le

o

éi

ai

o

e

re

C



ur

S

e t

le

re

C



ur

S

iu



nn



nn

e

e



er

C

e

d

a

n

S

le

d

éi

ai

S

u

S

P

e

n

d

a

nt

1a

d

e

ci

S **i**



rn,

le

nn

ai

e

ur

C



n

S

er

V

e

tr

a

n

S **i**

to

ir

e

nn

e

nt

S

a

Pr

e **i**

n

e

C

a

P

a

Ci

te

d

e

nn



nn

e

9

u

e

le

S

nn

e

S

ur

e

S

pr



vi

S

Oi

re

S

P



ur

S

ui



e

nt

le

ur

S

e f

fe

ts





a

ré

C

e

pot

io

n



u

n

re

C



ur

S

e

nt

ra



e

1a

tr

a

n

S

nn

is

S **i**



n

o

u

Q



S

Si

er

a

u

gr

e f

*f*e

o

U

tr



b

U

n

ai



e

g



a

n







n

S



a

n



e,

Q

ui

st

at

u

e

C



n n n

n n n

e



ju

g

e



a

P

P

e

l

Q

e

S

Q

e

ci

S **i**



n

S

P

ri

S

e

S

P

a

r

le

!

ju

g

e

o

e

S

tu

***t*e**



e

S.

S

e

ui

U

n

P



U

rw

O

i

i

o

e



a

nt

1a





u

r

o

e



a

S

S

at



n

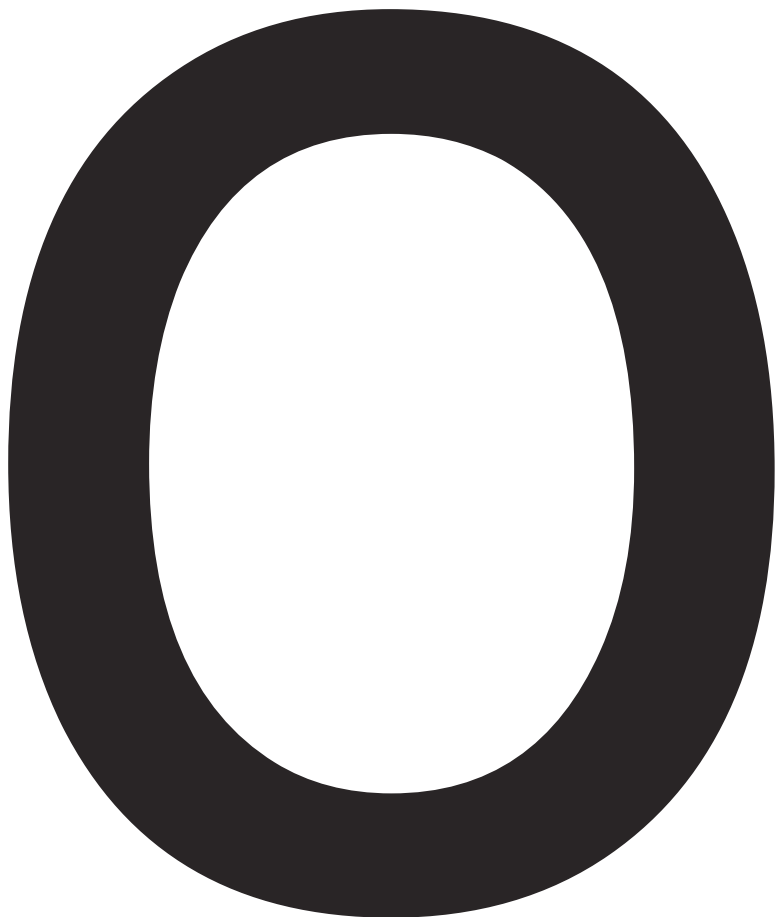
r

e

st

e

P



S

Si

RD

e

u

n

e

fo

is

Q

U

e

le

tri

b

U

n

ai

0

e

g

r

a

n

0

e



in

st

a

n

C

e

a

st

at

u

e

S

u

r

le

r

e

C



U

rs





e

S

P

a

rti

e

S

e t

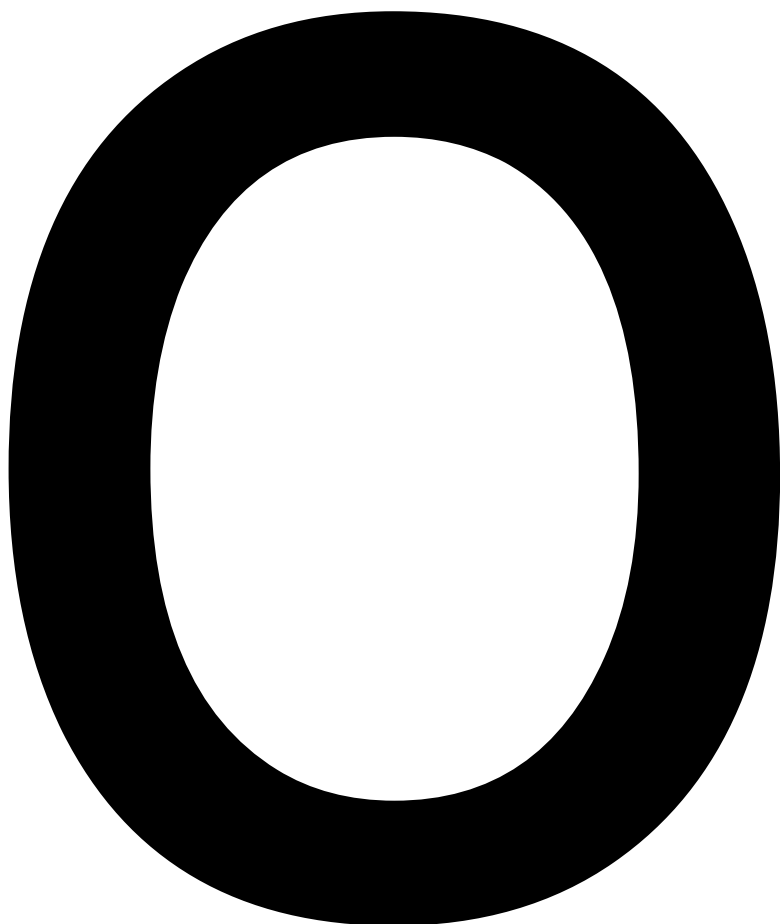
le

S

P

e

rs



n

n

e

S

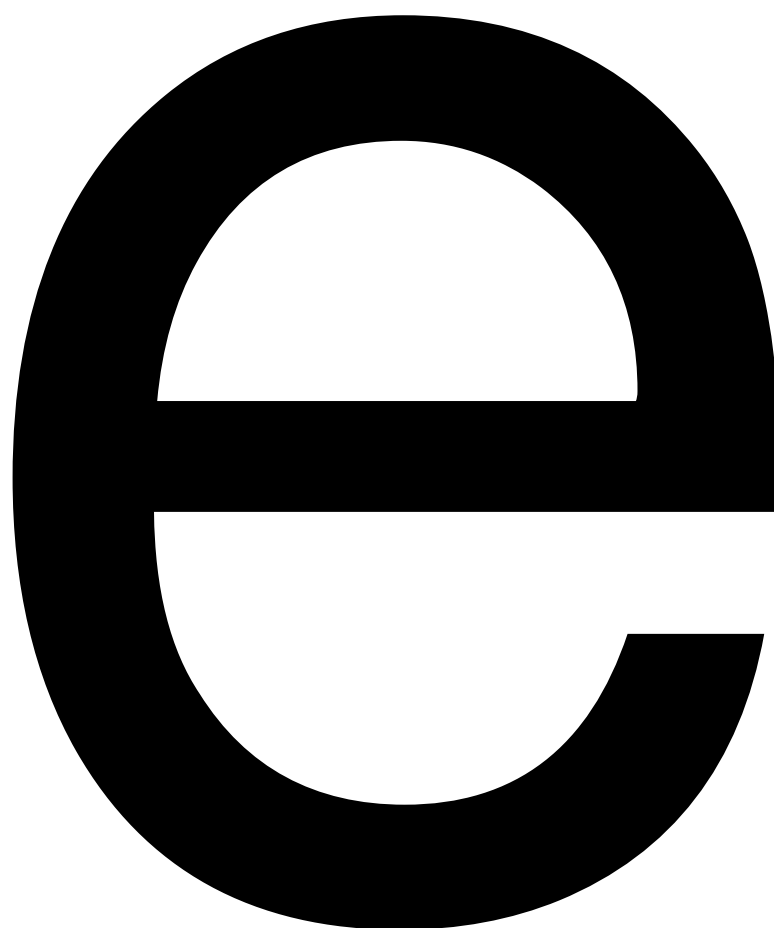


in

V

e

st



S



U

n

e

C

h

a

r

g

e

t u

te

1a



e

P

e

u



e

nt

r

e

C

e



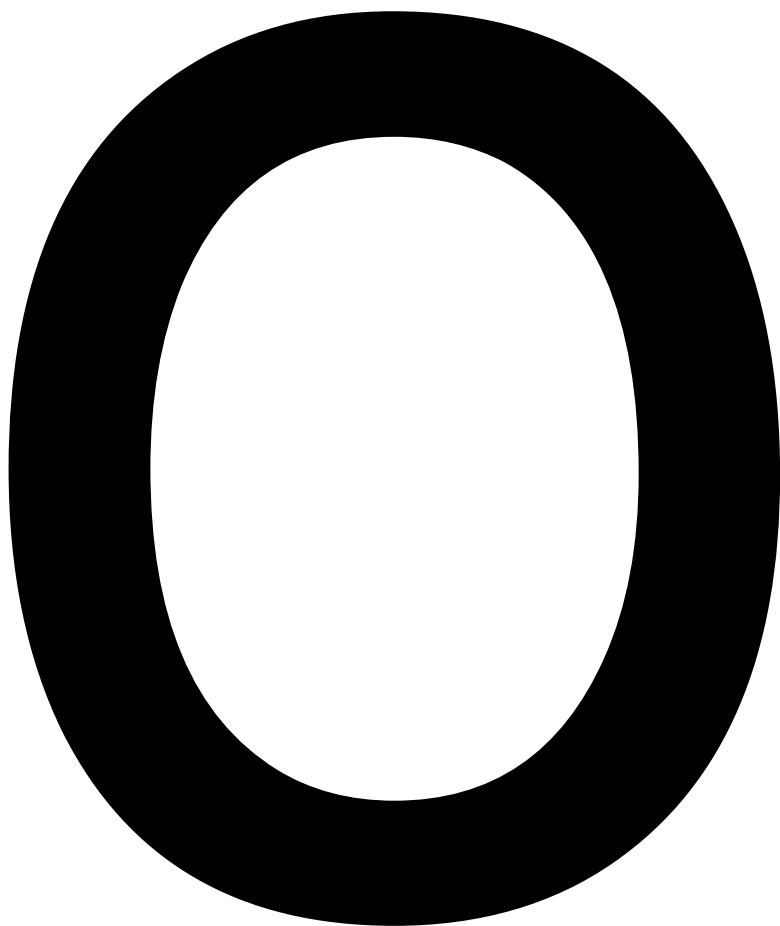
O

■

i

r

C



Pr

e

o

e

S

o

e

Ci

S **i**



n

S



P



U

r

a

S

S

U

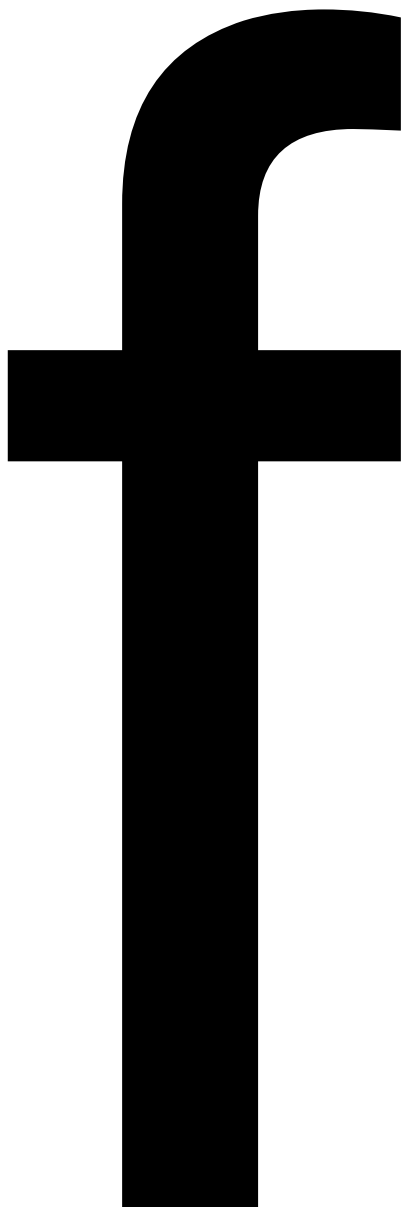
r

e

r



n





r

m m

a

ti



n

Q

U

nn

ai

e

U

r

P

r



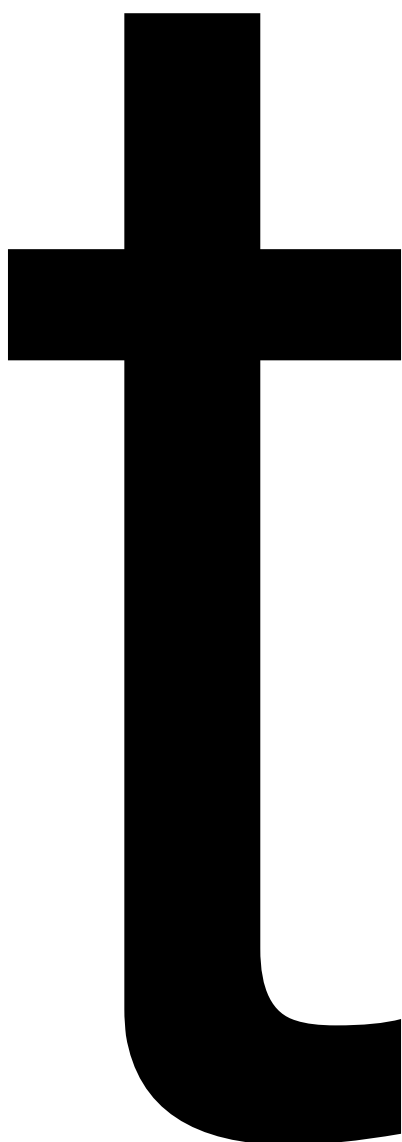


e

g

e

e



P

e

r

m m

e

tt

r

e



U

S

a

g

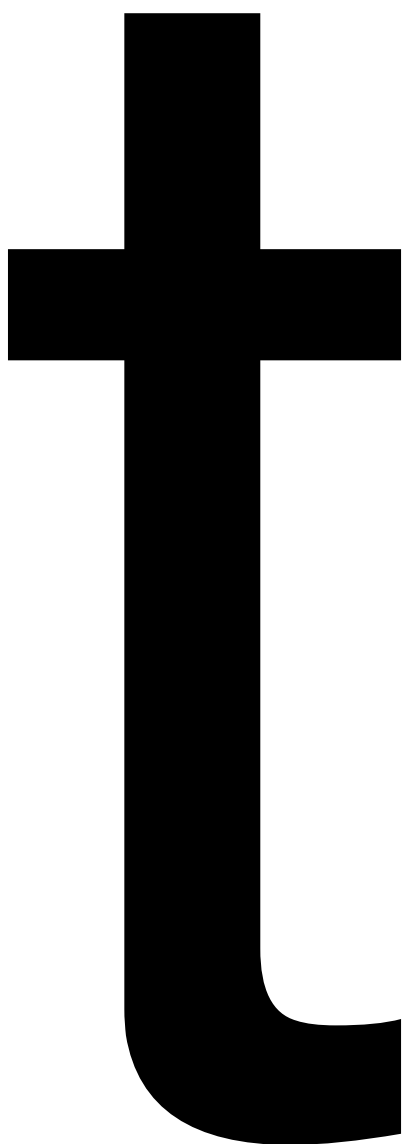
e

e



e

n



U

e

Q

e

S

r

e

C



U

r

S,

le

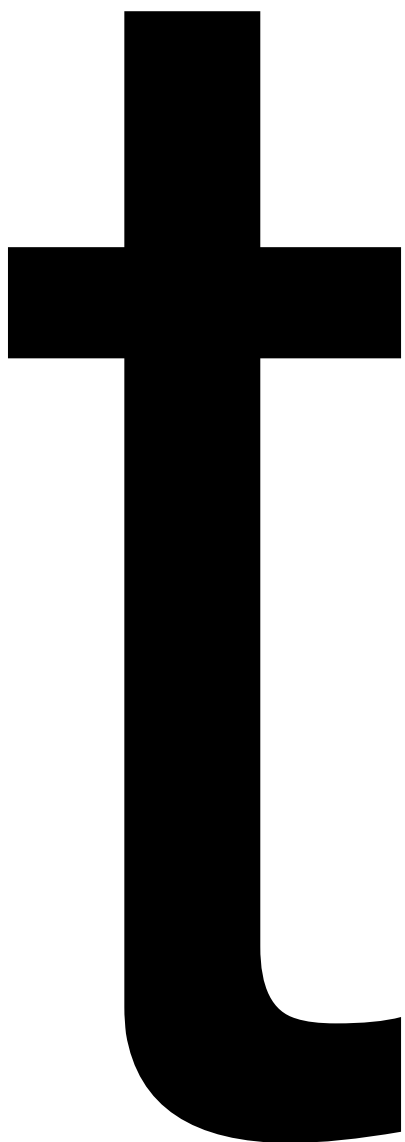
j u

g

e

Q

Oi



1

u

















ir

















le

S

o

e

Ci

Si



n

S



in



a

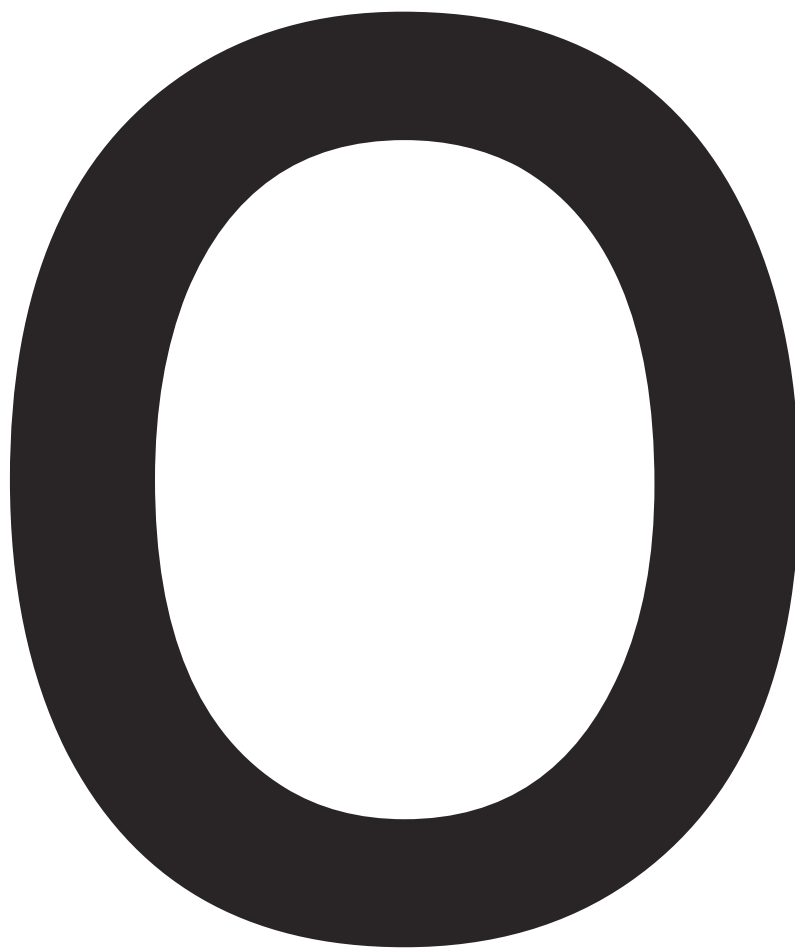
n



1a

P

r



C

e

0

u

r

e

e



Q

e

Si

g

n

a

n



u

n

n n n

a

n

Q

a



ai

r

e

S

P

e

Ci

ai

9

S

a

u



Si

S



n

e



a



Q

e

S

a

n



e

S !

Y



P

P



S

e





a

n

S

C

e

C

a

S,

le

j u

g

e

P

e

u



P

r



C

e

0

e

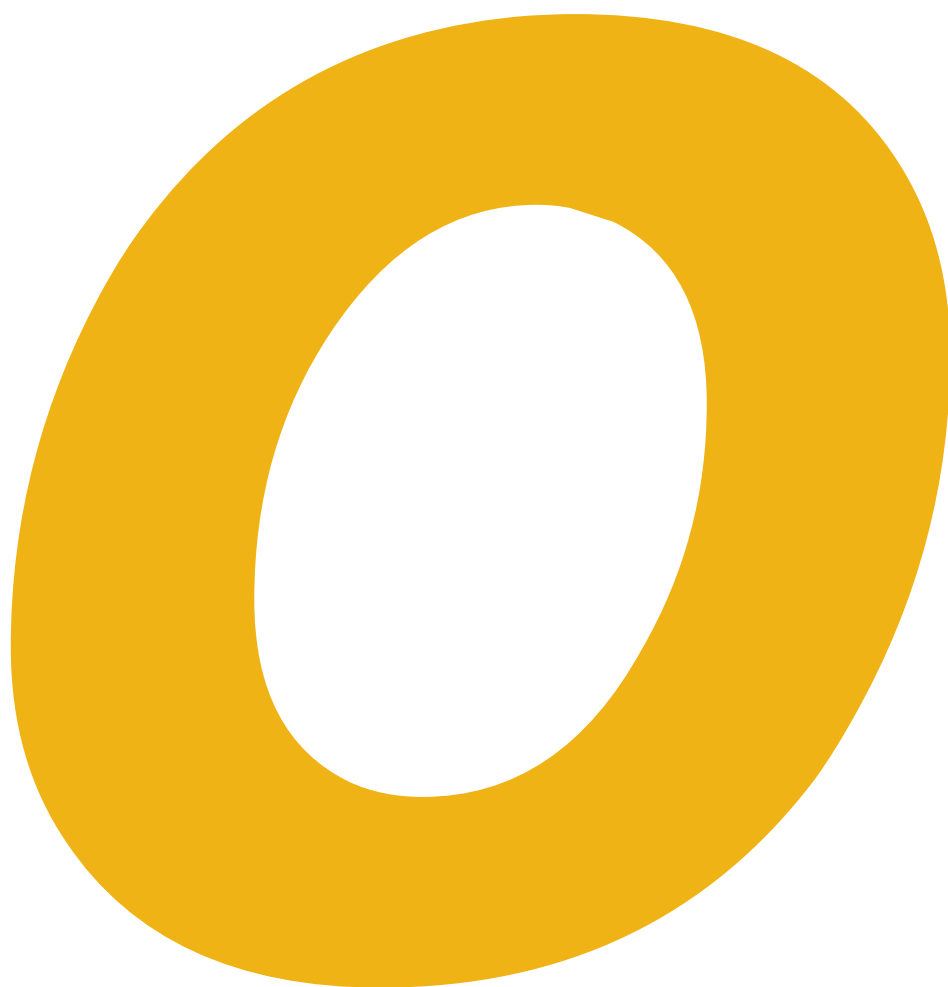
r

P

a

r

n



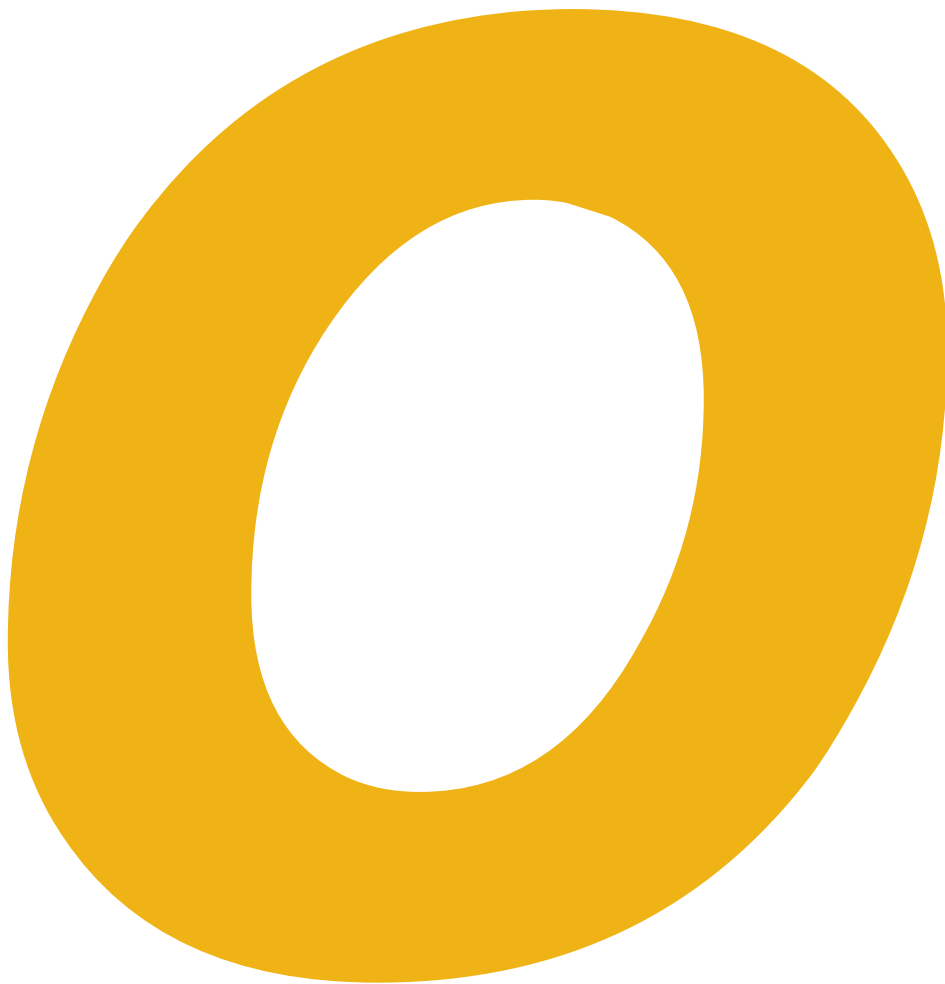






a





n







ir









a

u

P

r

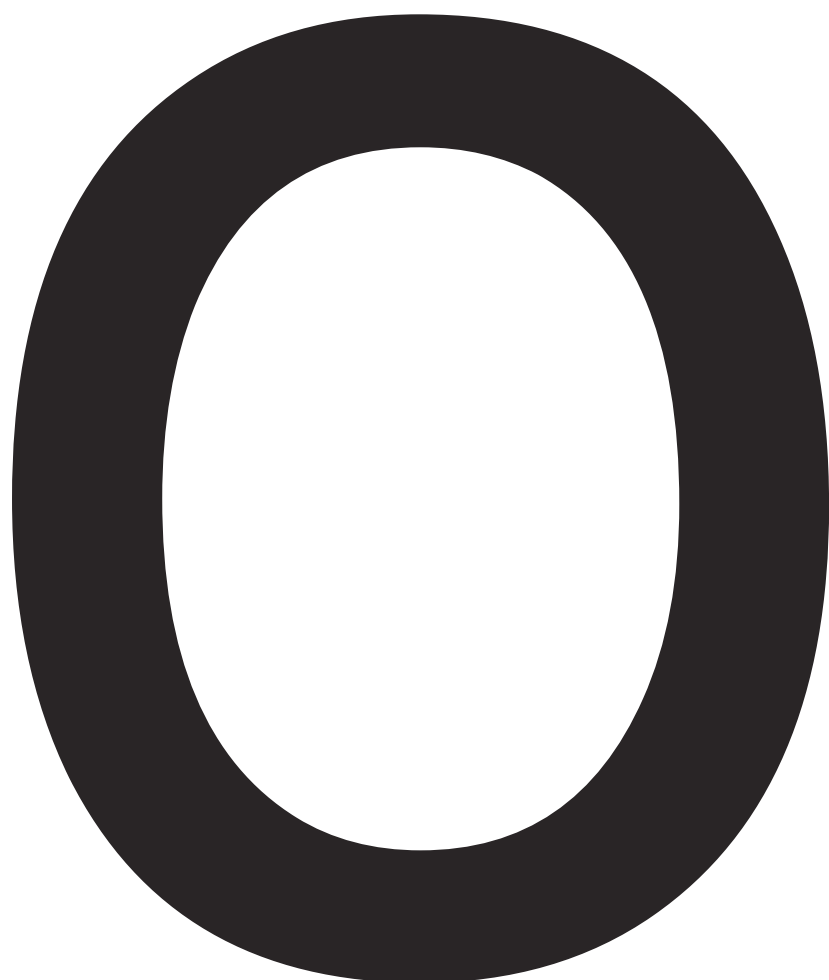
e

S

o

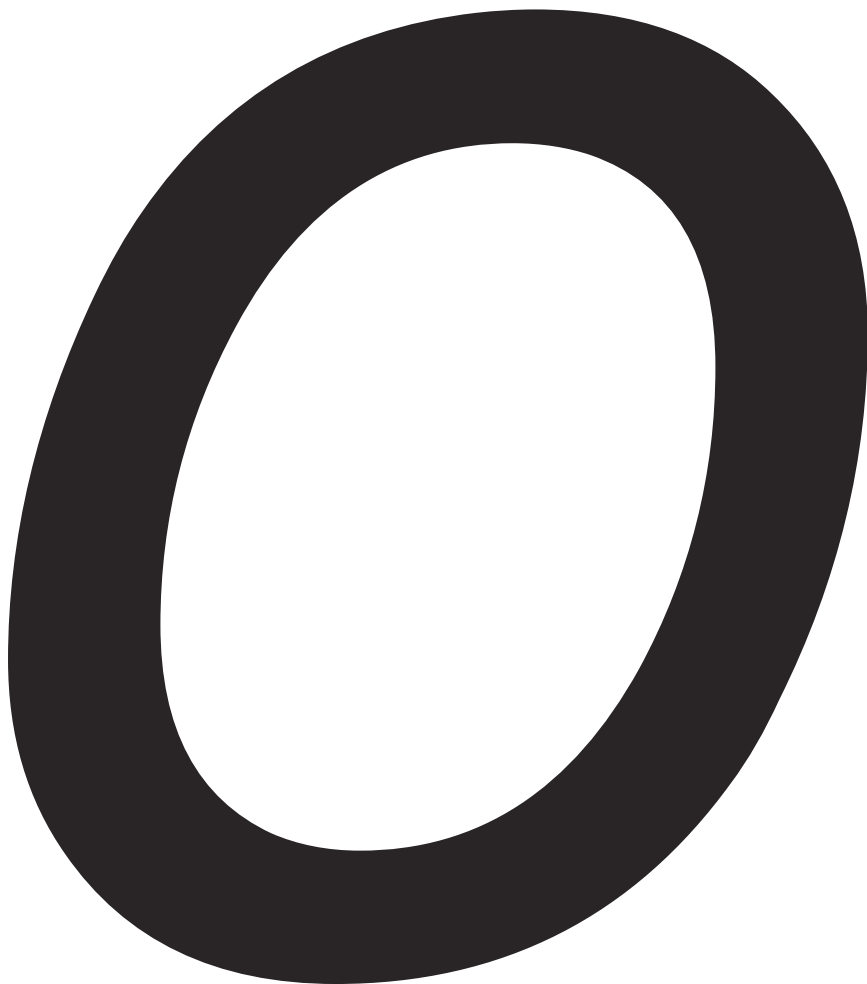
e

S



n





n

S

e/

1,



U

n

nn

e

Q

e

ci

n



U



U

n

P

a

r

e

n



P

r



C



e





a

0

e

C



S

i

i



n

S



a



U

a

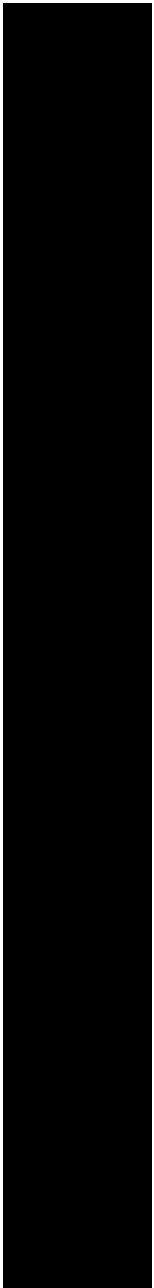
n



S

U

r



n

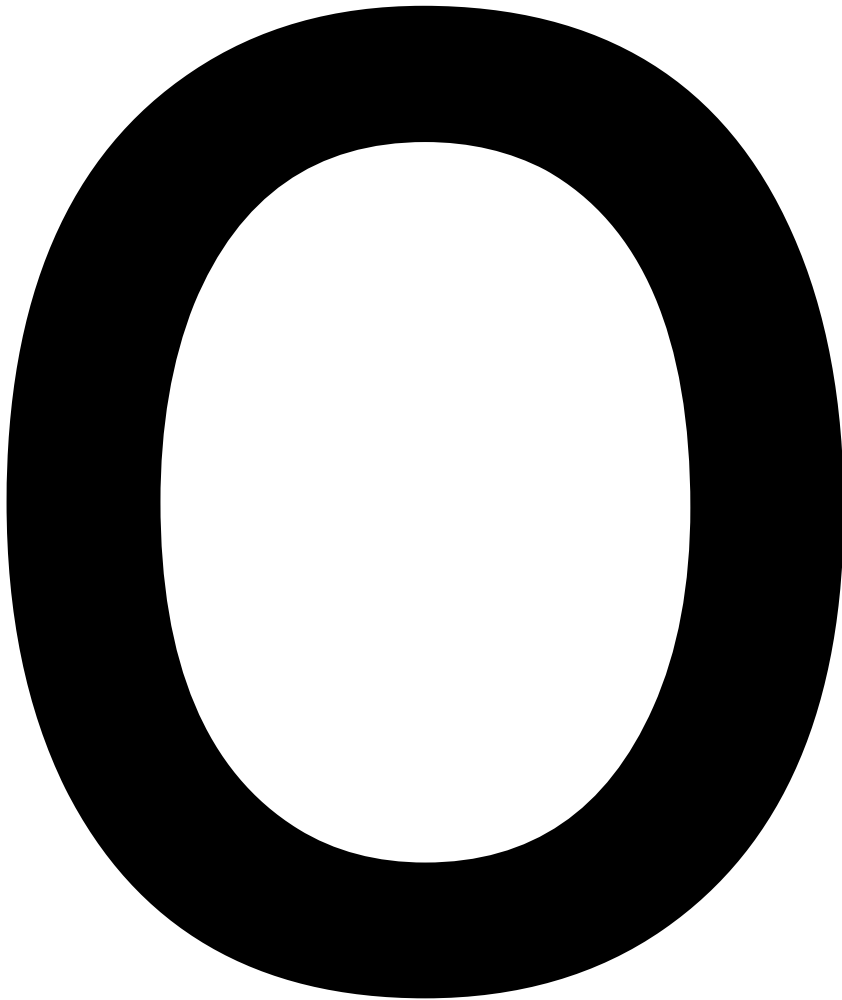
S





U





n



U

n

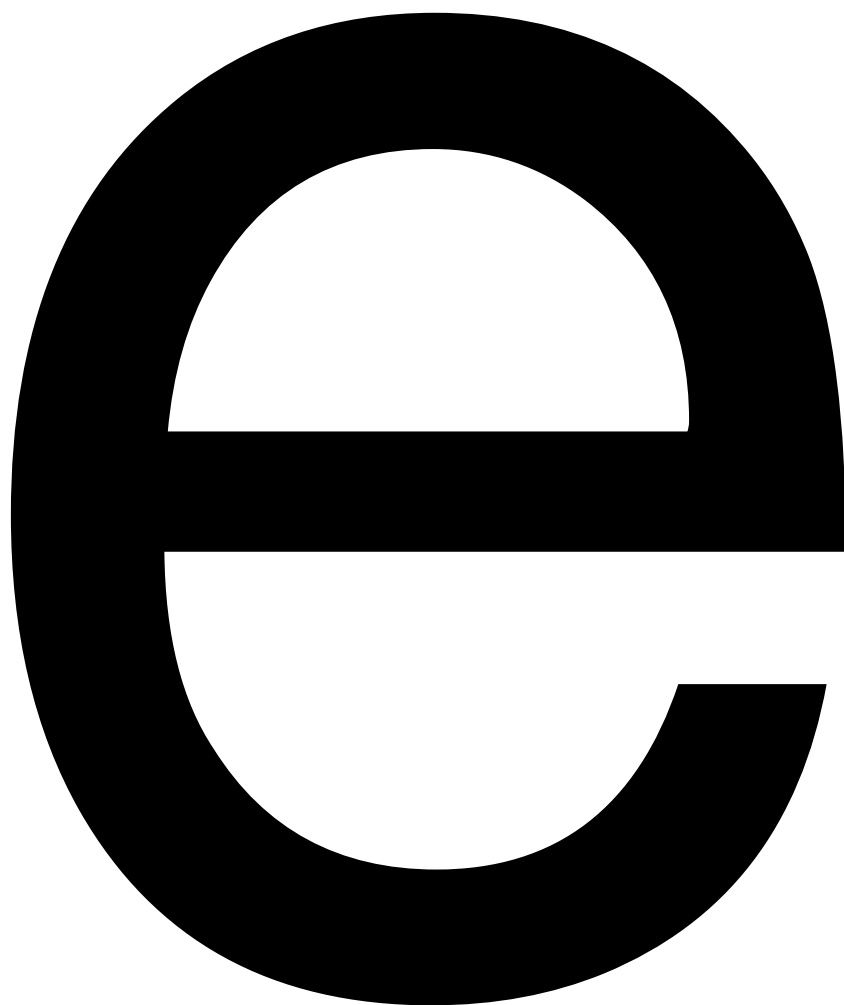
e

P

r











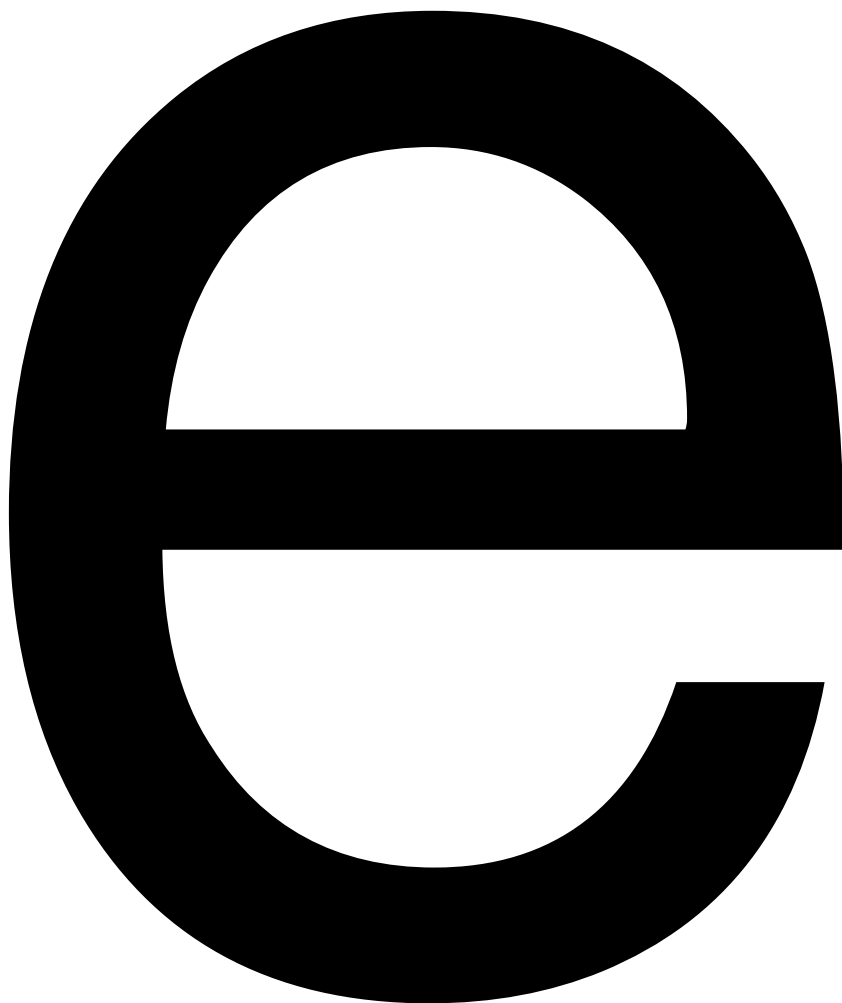
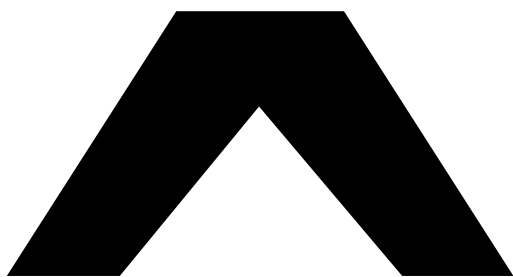


n

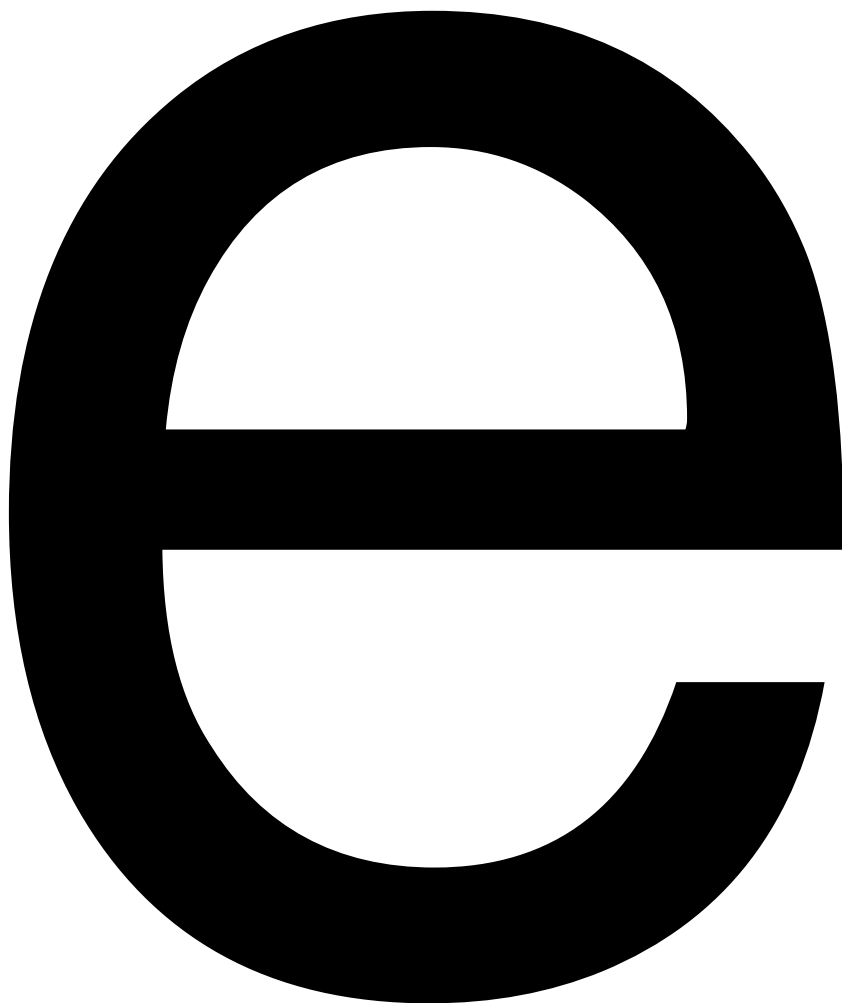
o







tr



n







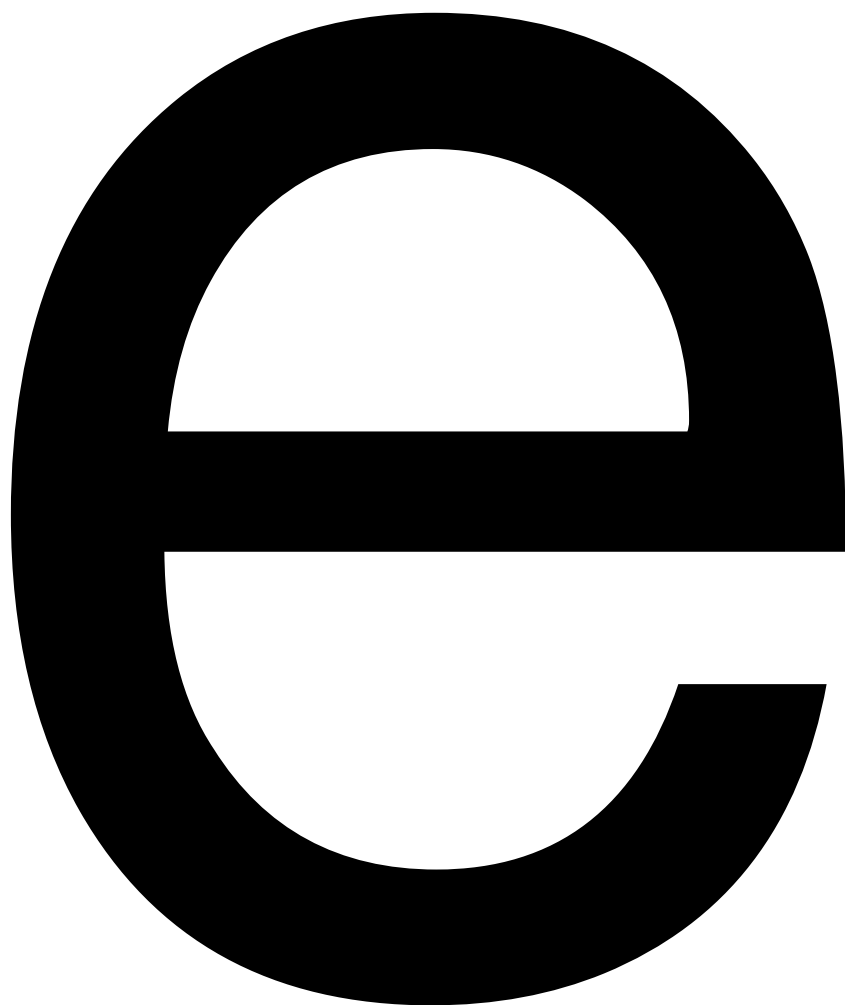
e

e

a

U

r





U

e

r

a

n

t

a

U



U



e

U



e



2





U

S

C

e

U



Q



n



e



e

nn







e



e

S

0

r





S

e





h

a

r

g

e

S

5

a

U





e

nn



e

r



a

n

9

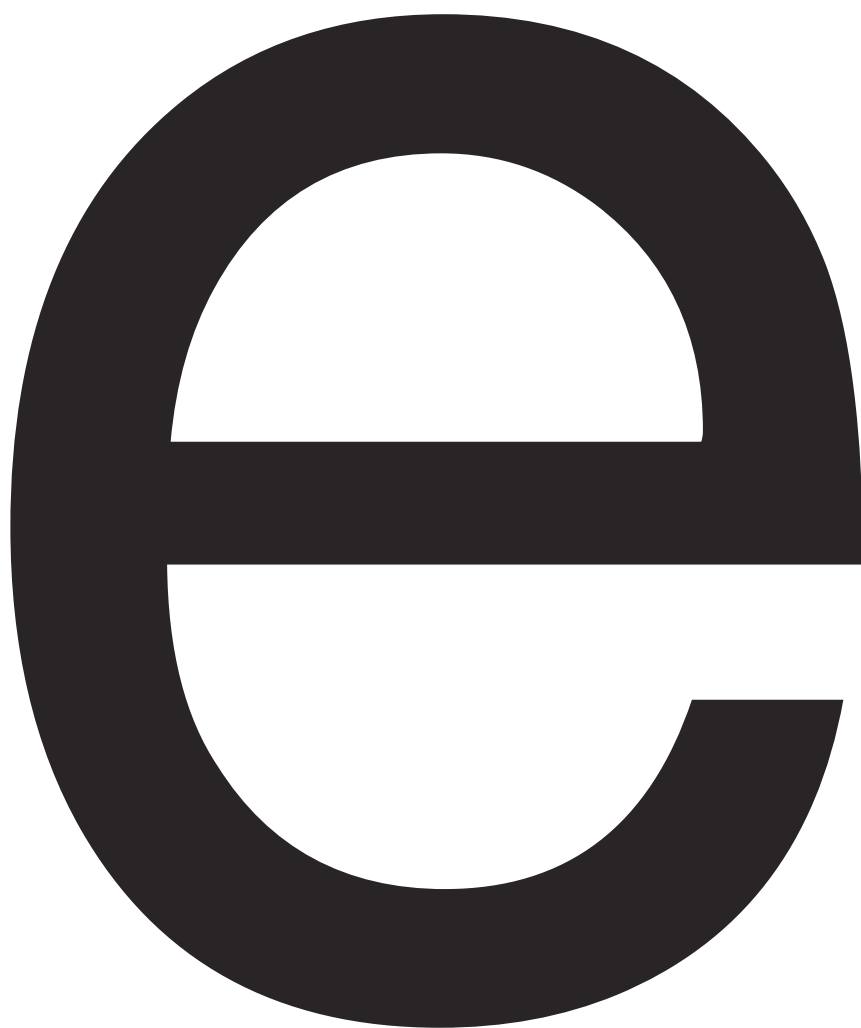
0

e

S



U



rs

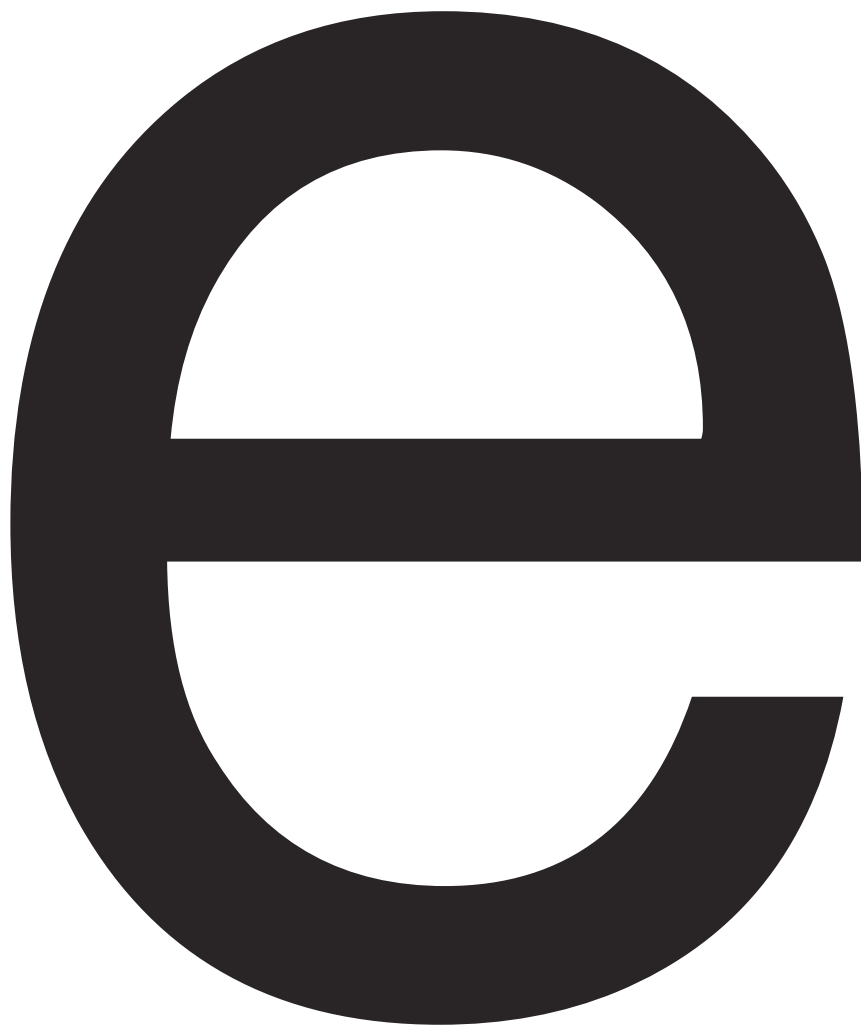


e



a





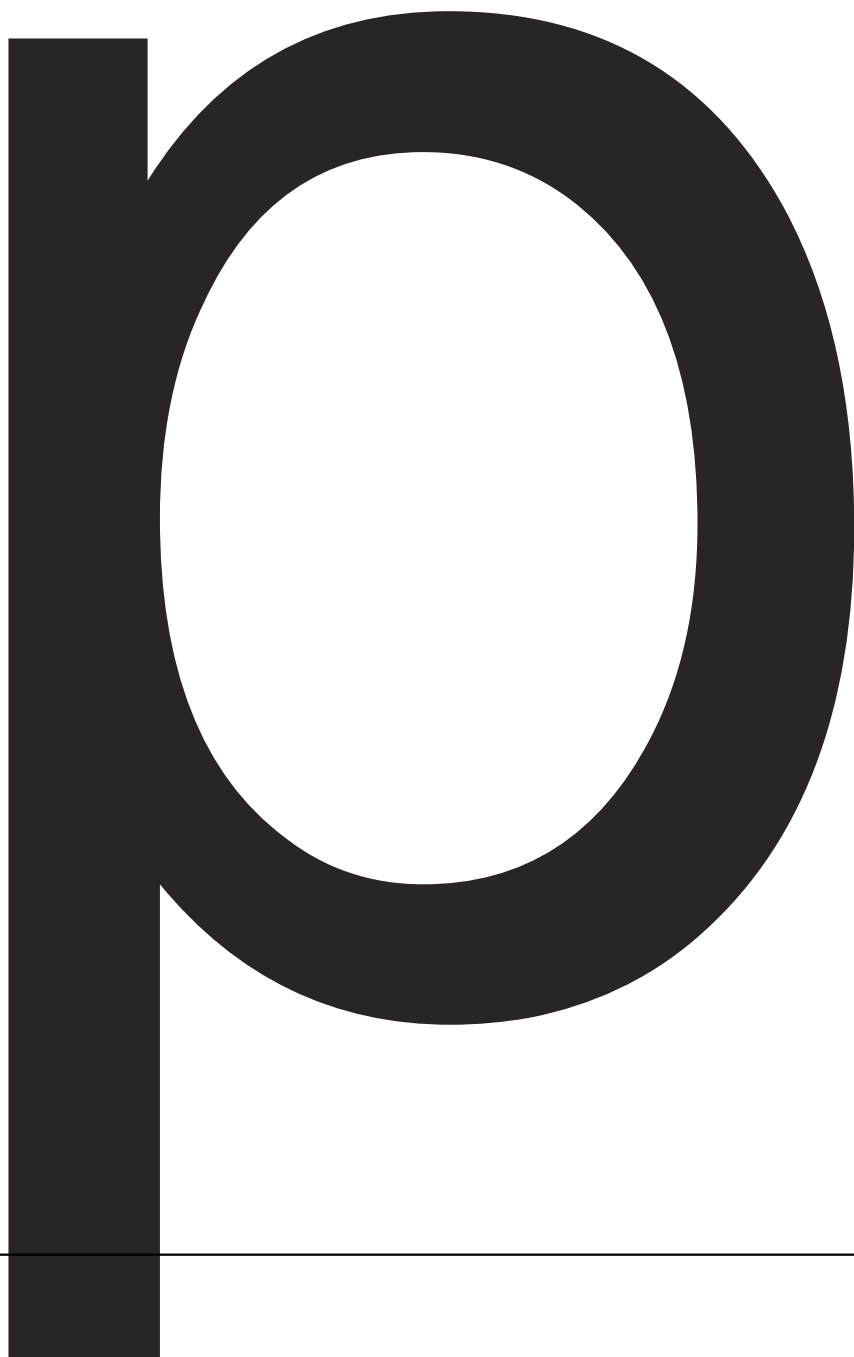
U

r



S

e



a





a



r





e

0

U

r

e







n

e

C

E

S

S

a



E

;



E

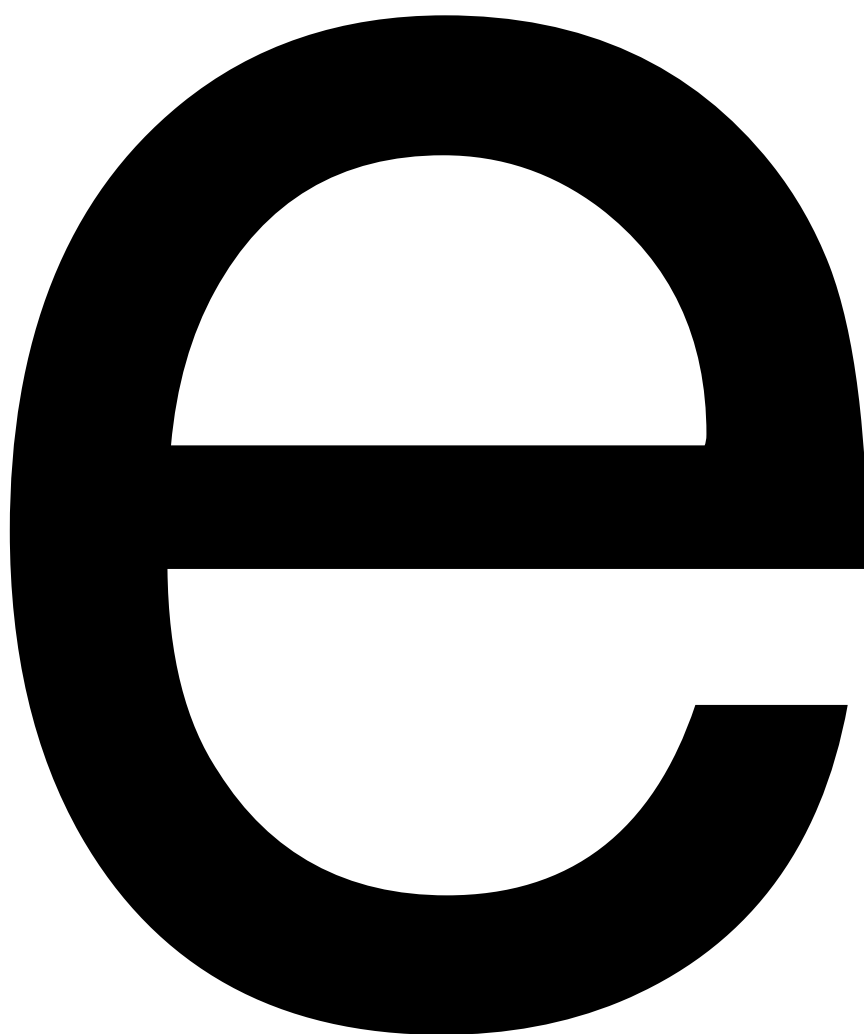


U

9

E





n







U





E

tr

E

n



ti

f i

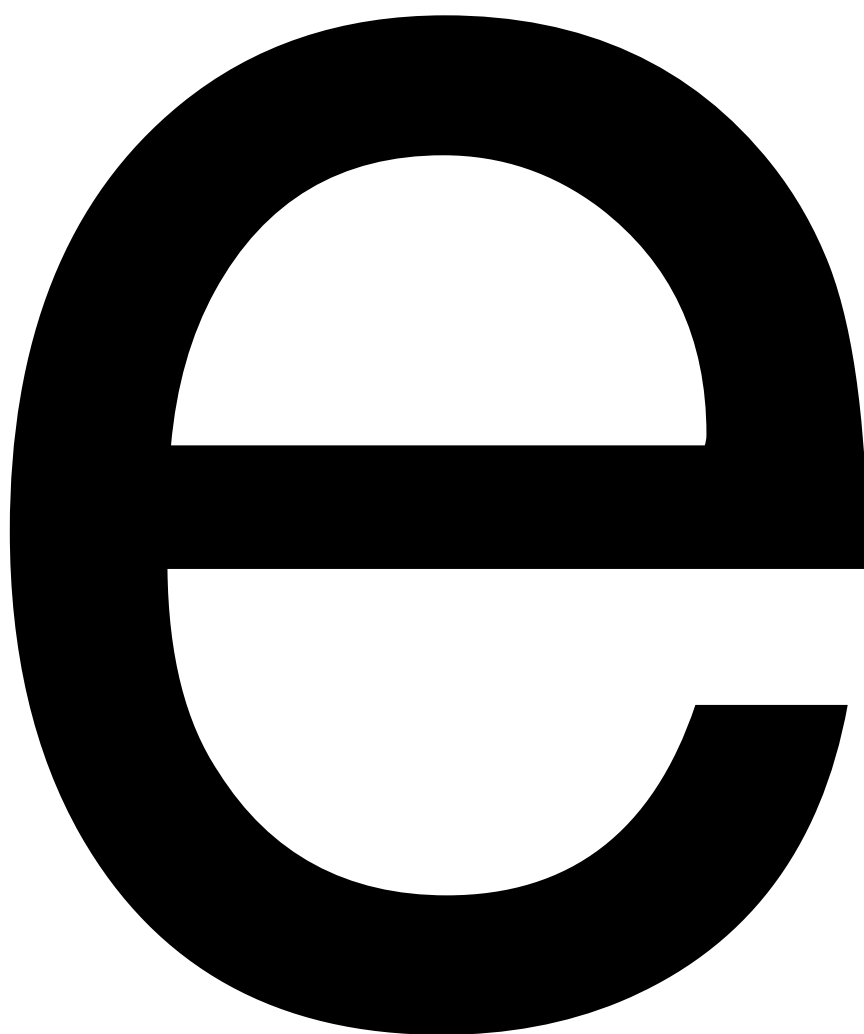
e

a

U









S



n

n

E

S

a

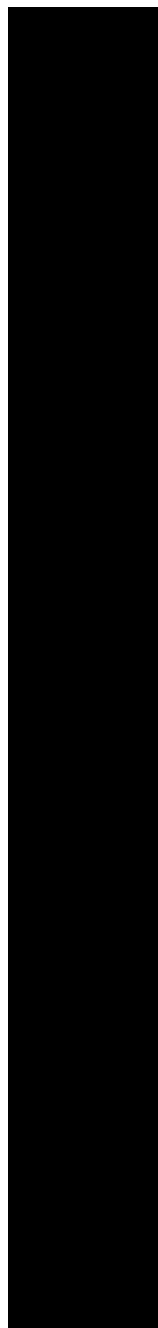
U





U

E



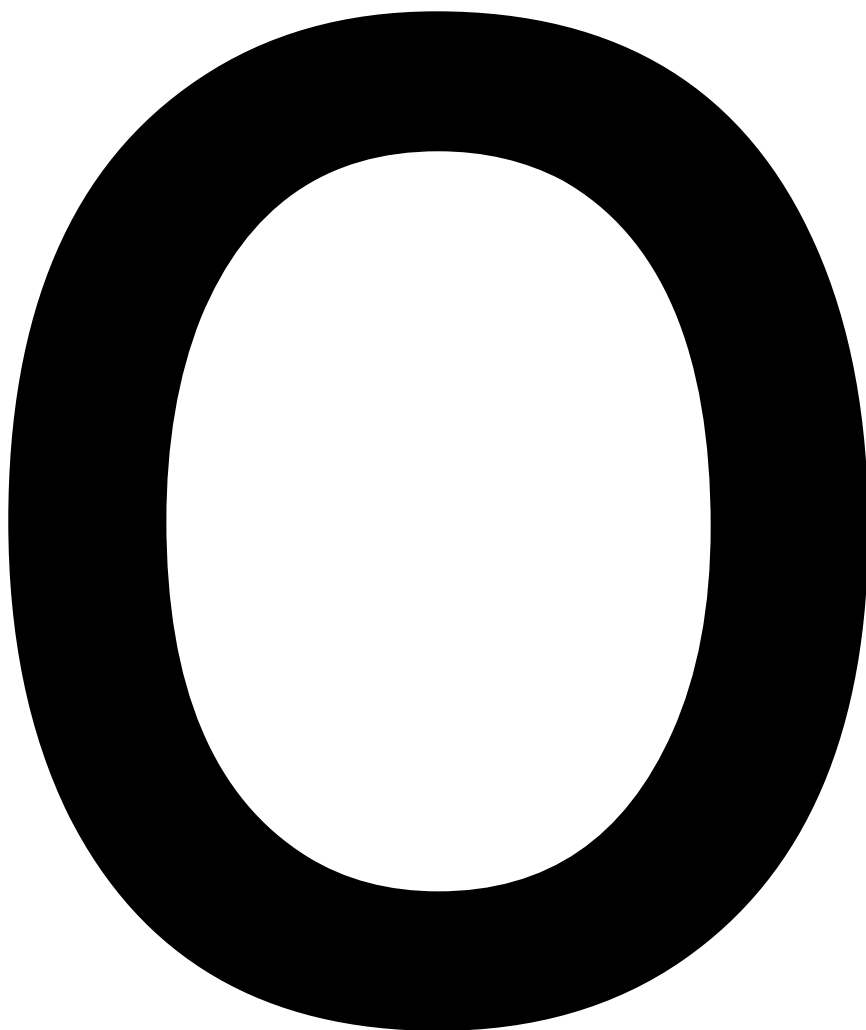
E

S



a









U





E



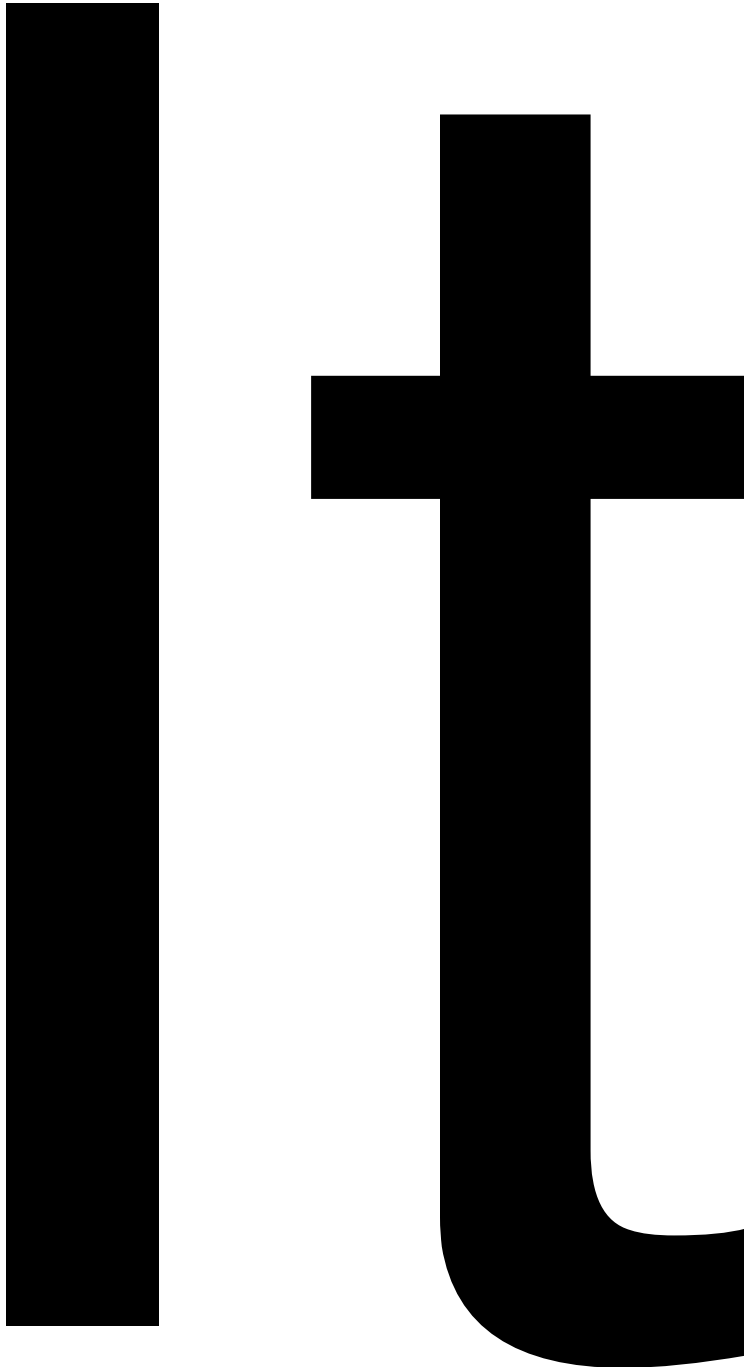
a



a

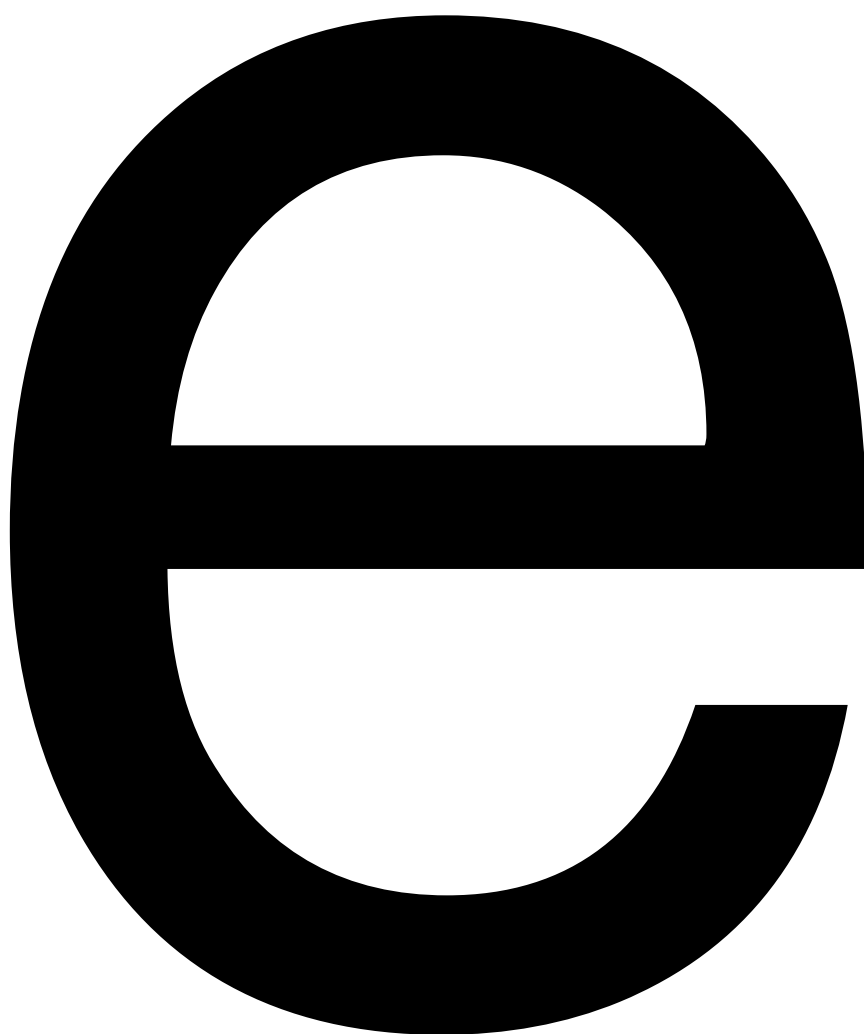


U



e

o









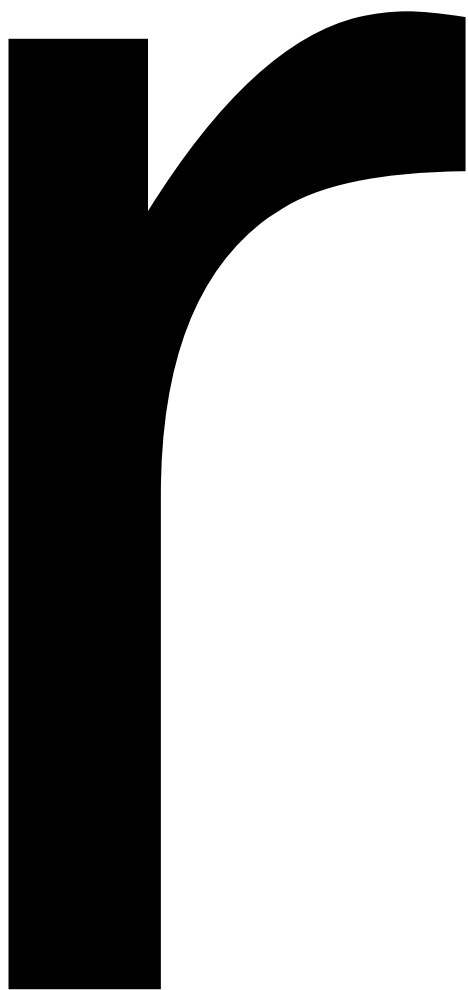


E



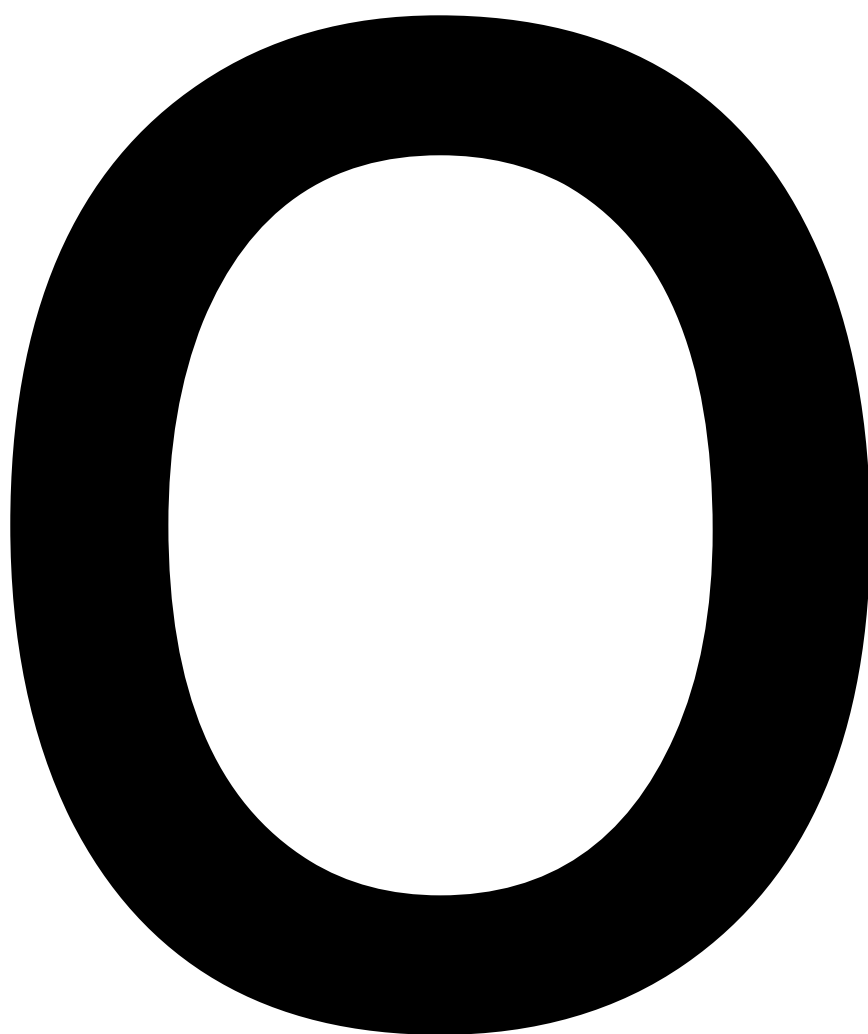
U

n



E

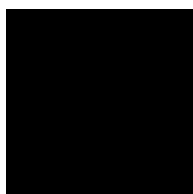
C

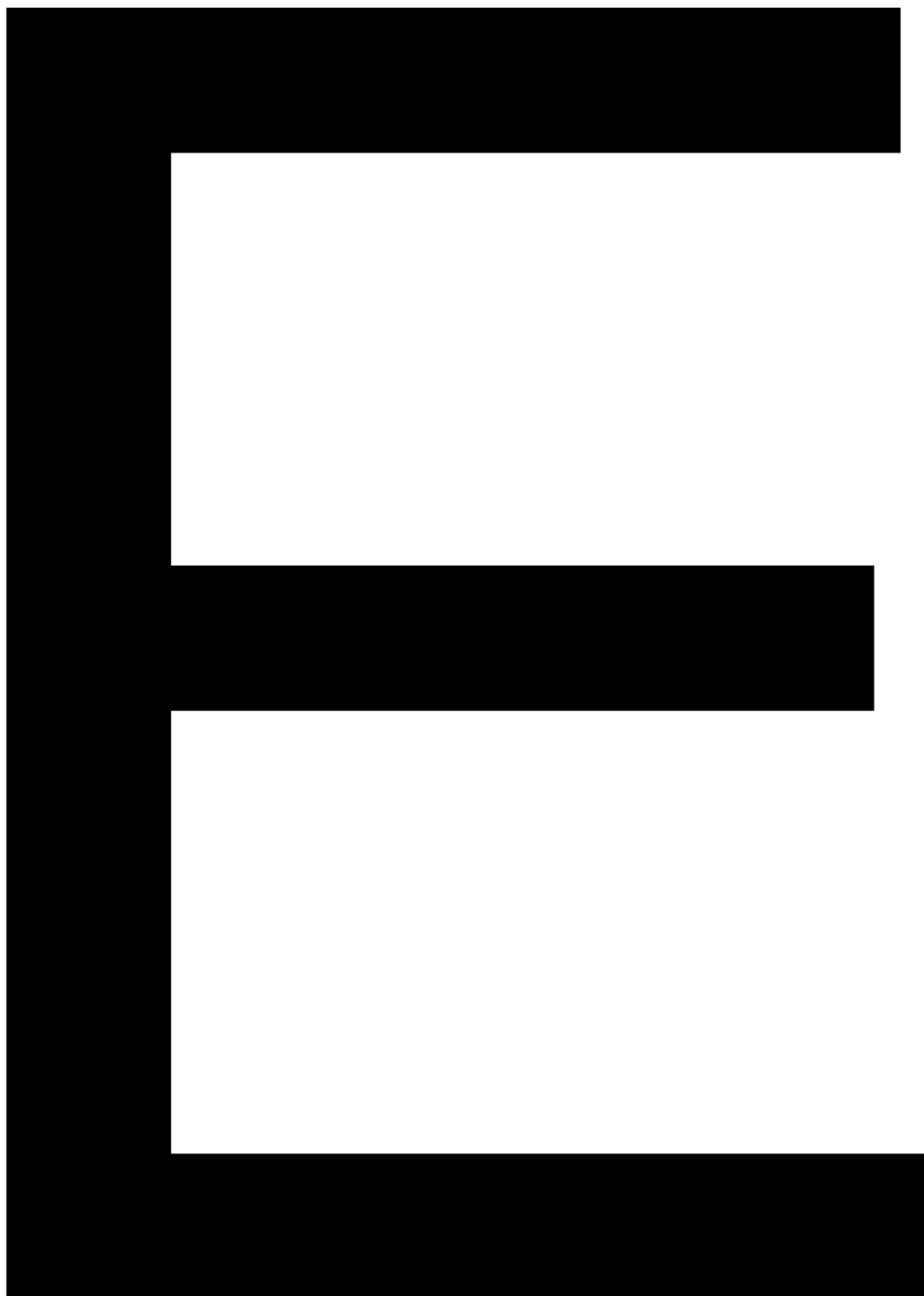


U



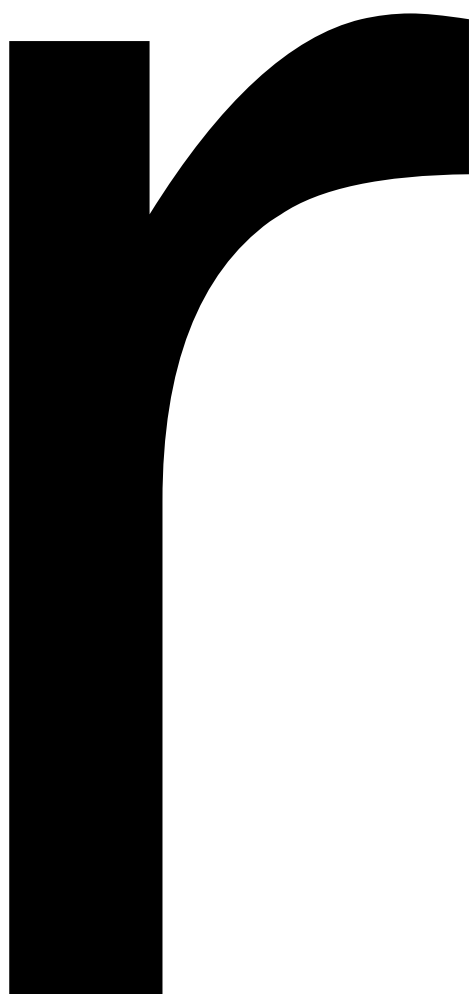
S





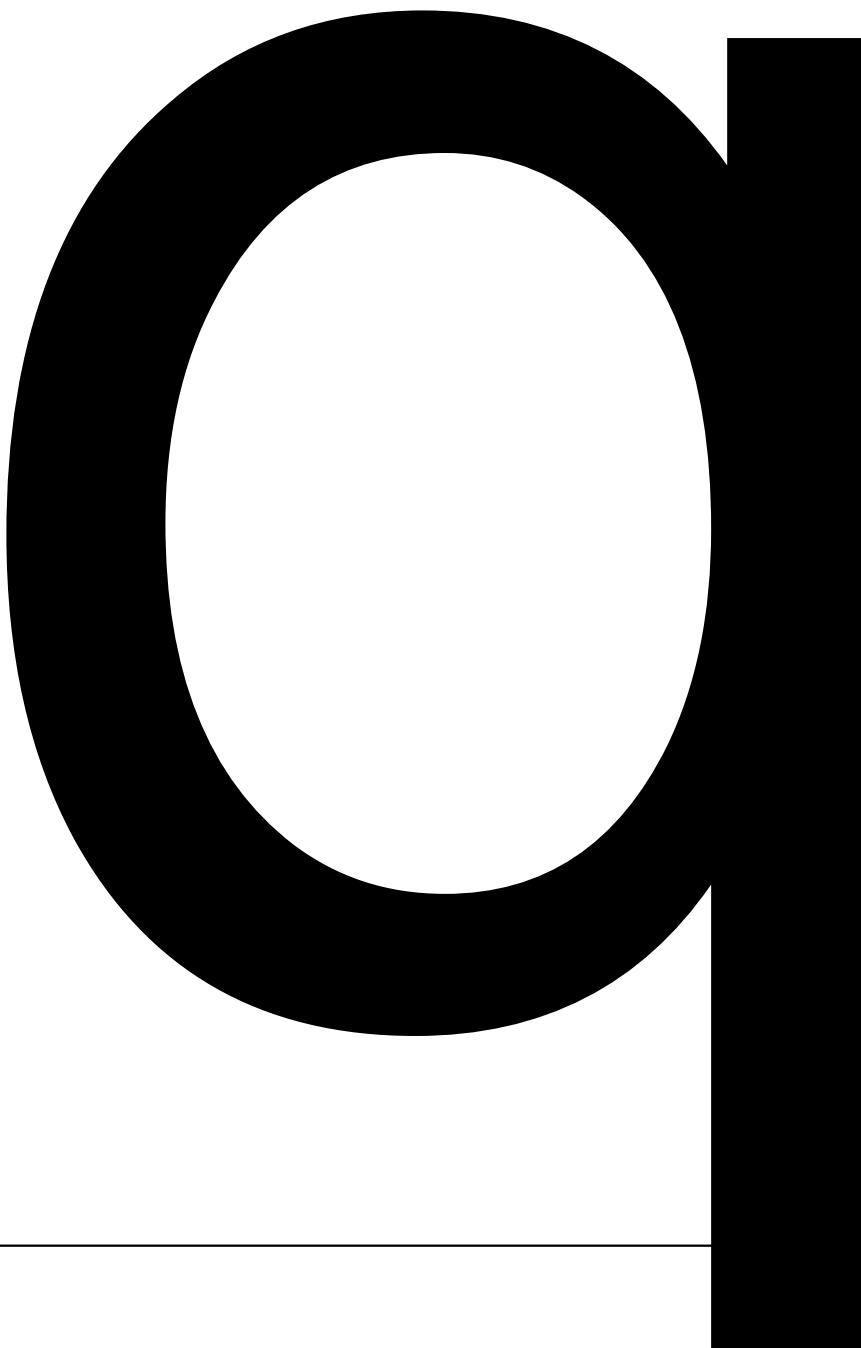
n





a





u

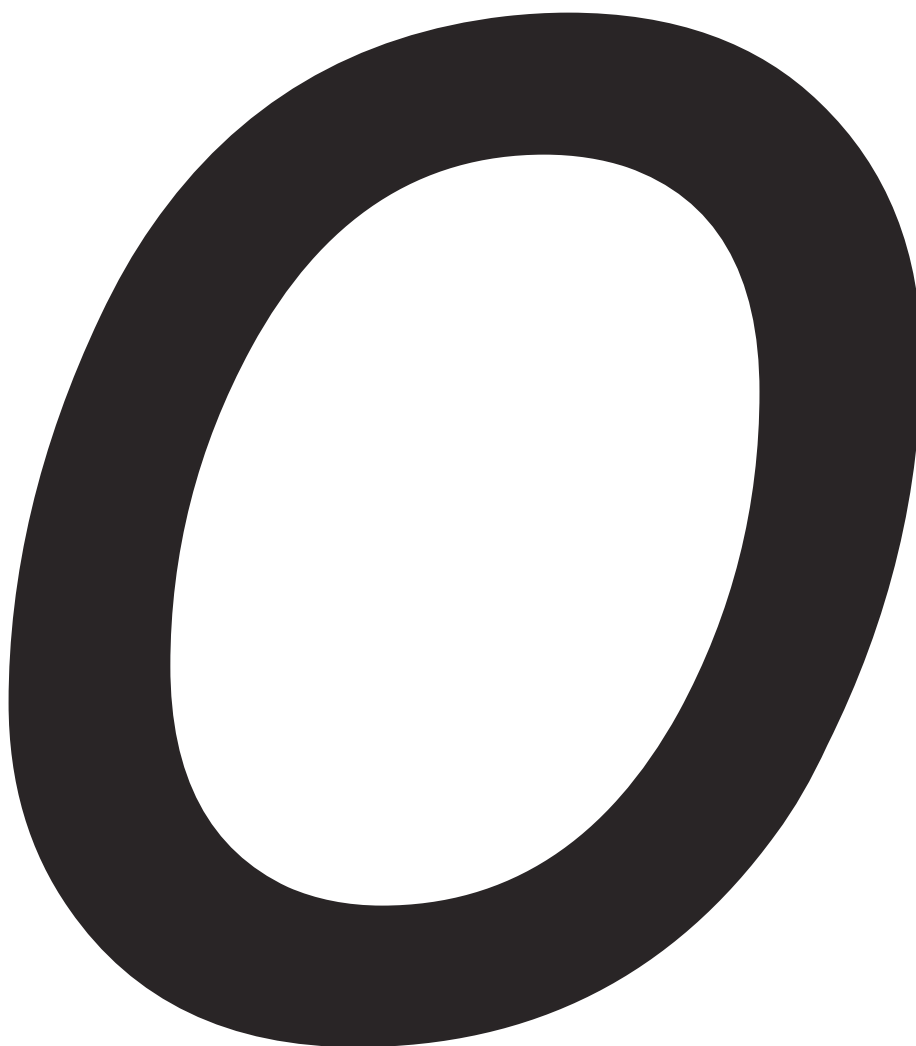
e

;



a

n



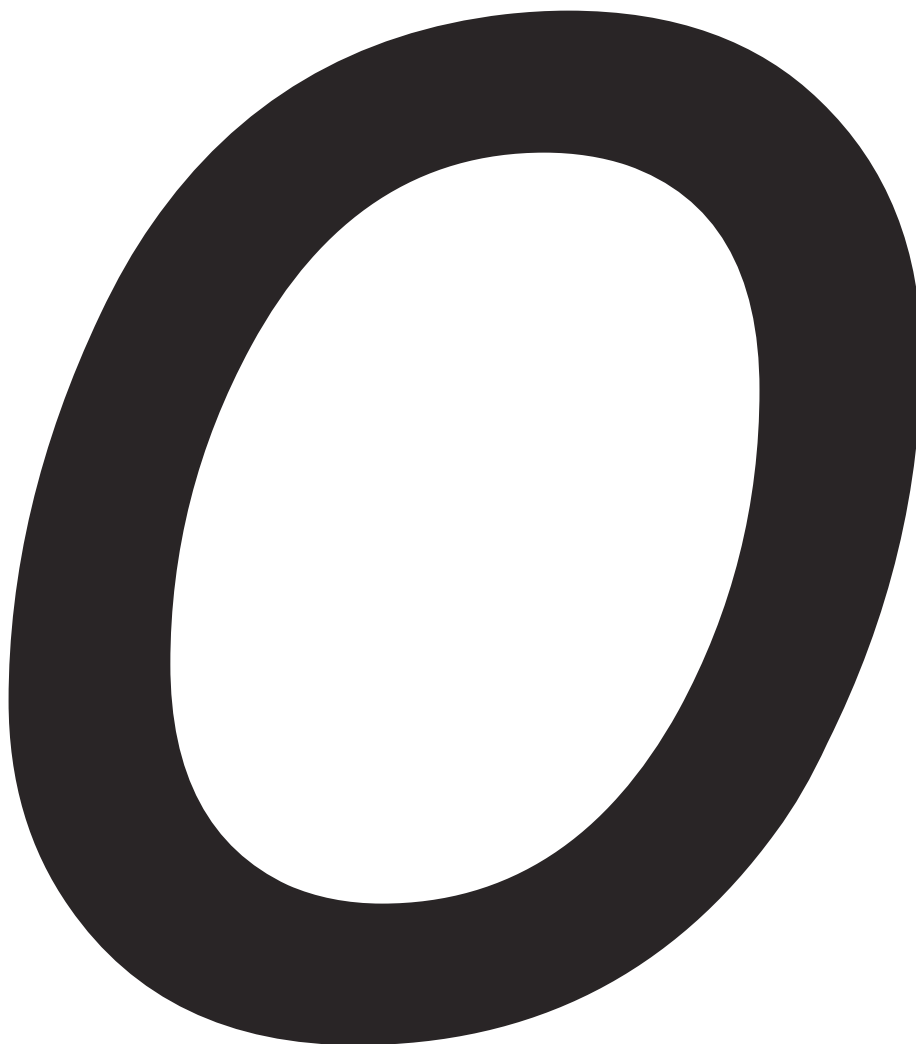






a

ti



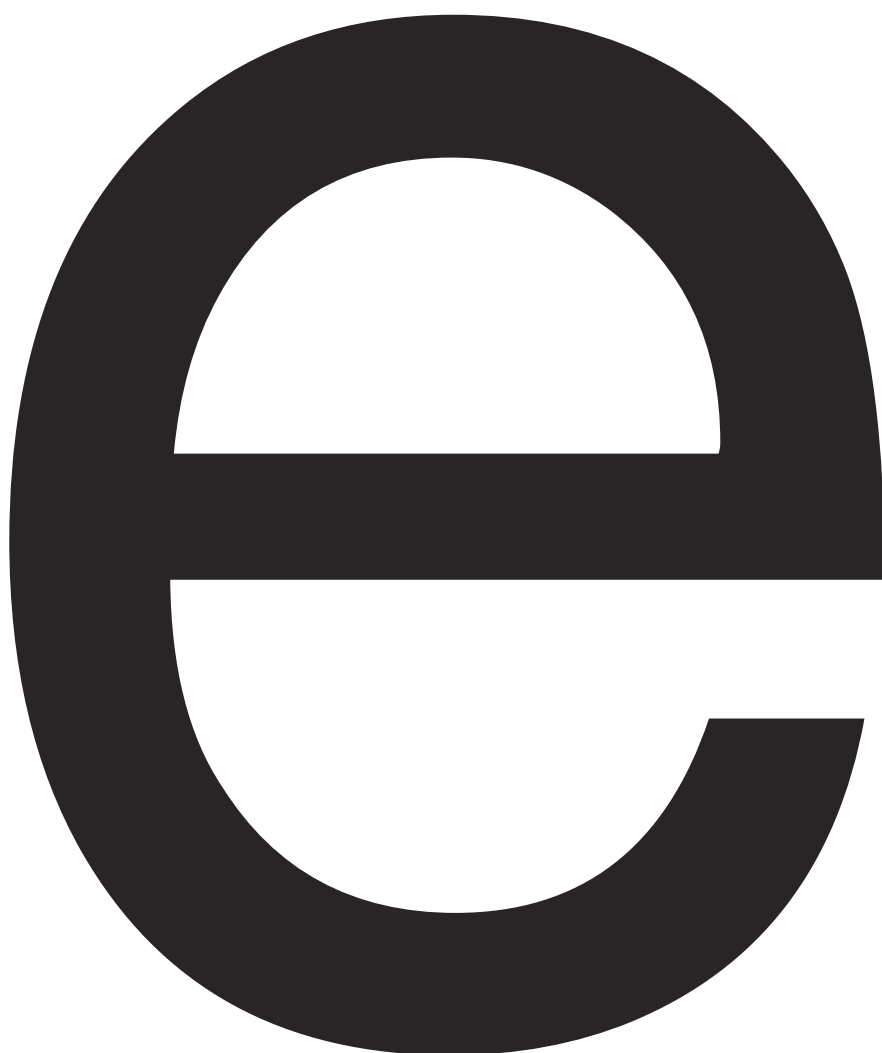
n

Q



U

n



Q

e

Ci

Si



n

S !



P

N
e



e

S





P

a





e

n







o

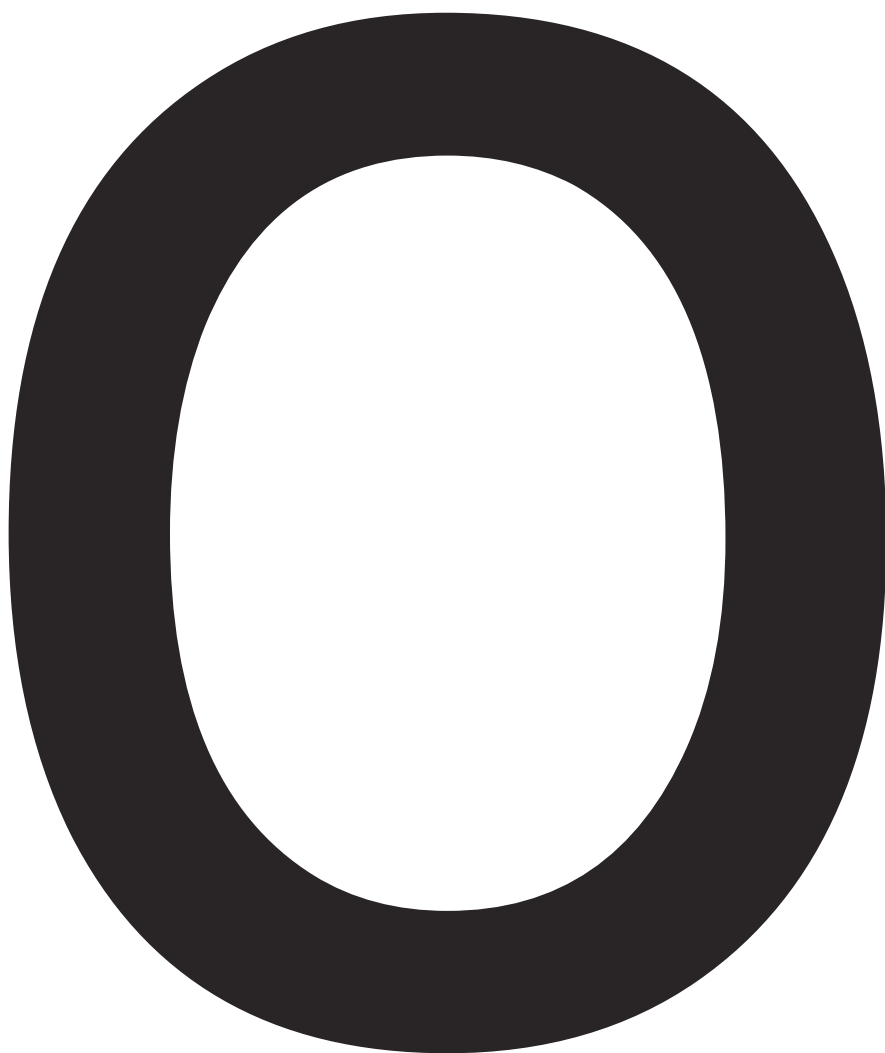


U

n

e





P



e



e

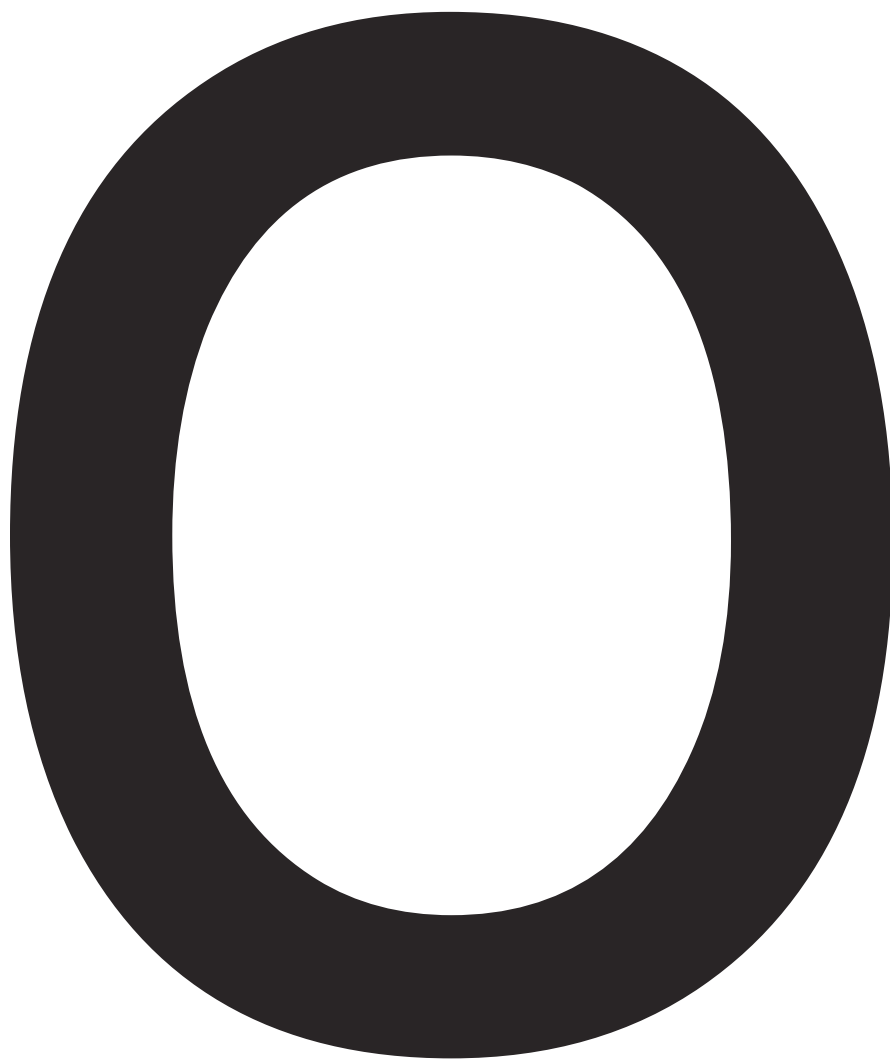
rt



e

e





n









E



a

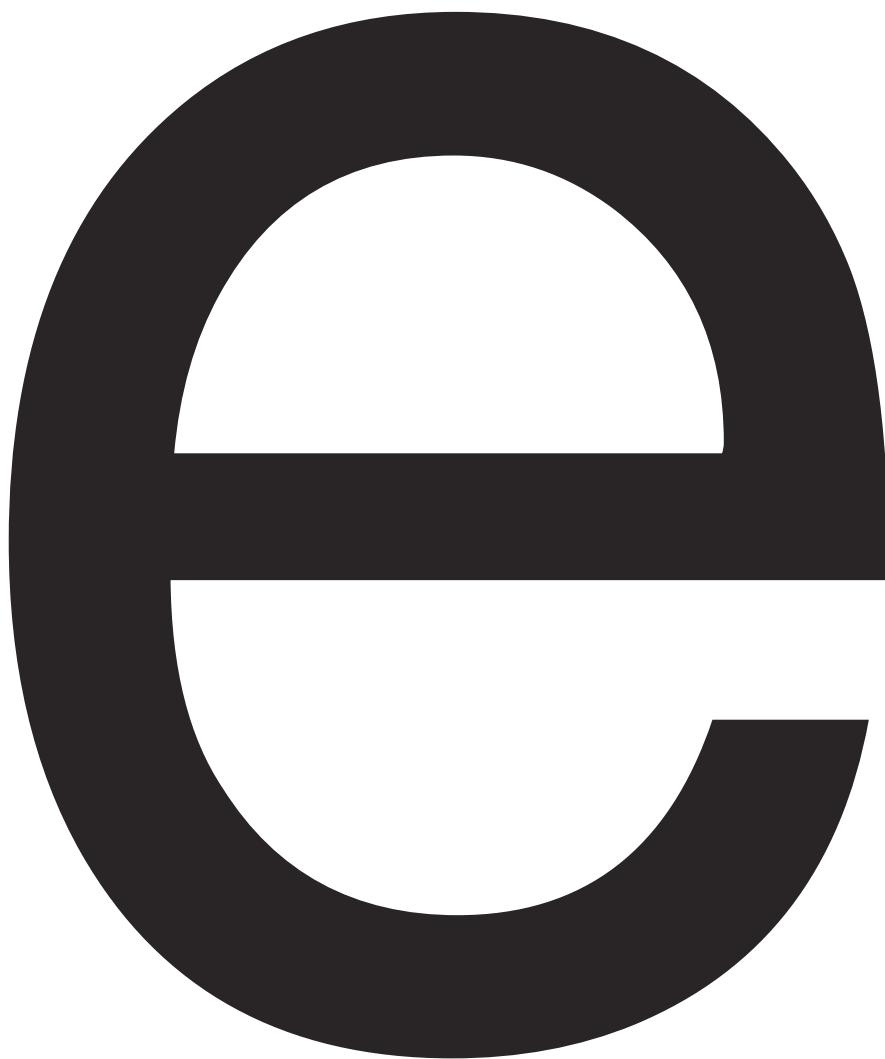




E



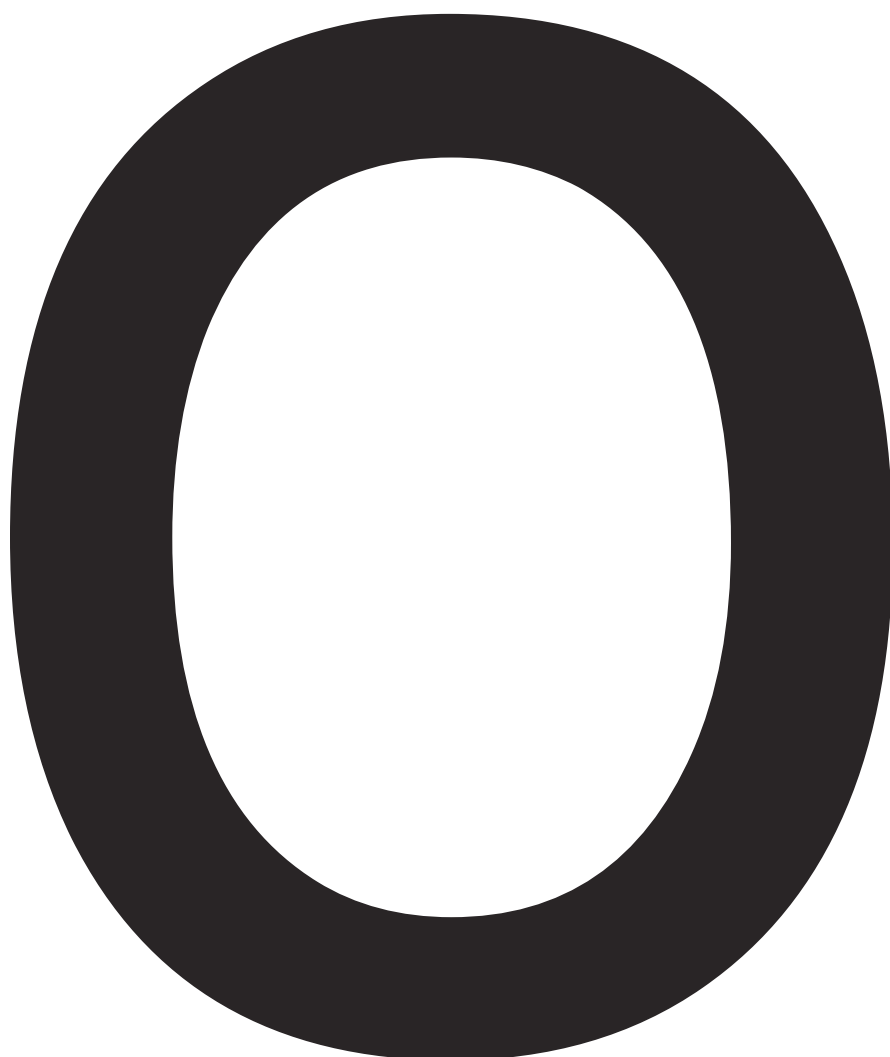






E

C







a

n

Q

e

E

a



E



Q

E



a

n

Q

E

Q



a

W

i

S

Q

E







E







n



S







a



S

a

Q

e

[REDACTED]

[REDACTED]

[REDACTED]





a

n



E

P

a





E

S

E





e



a

ri

a



g

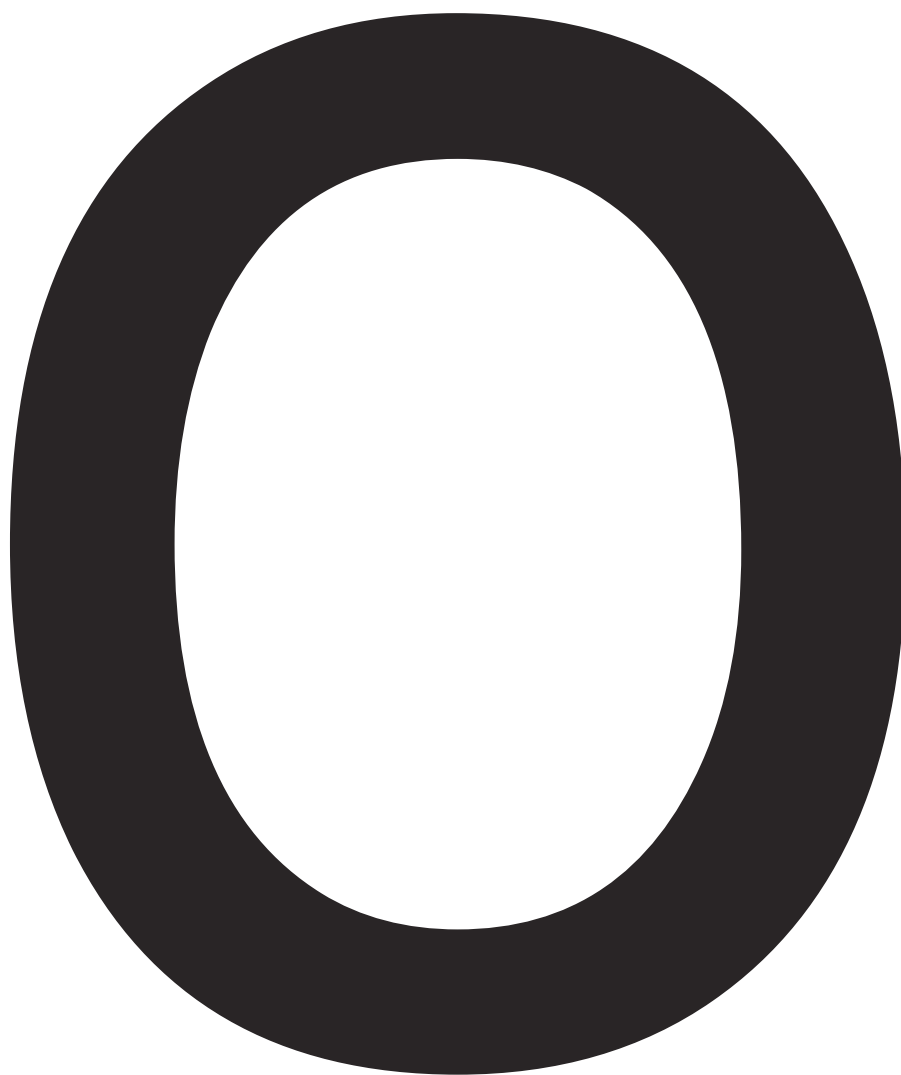












n

tr

E







e





S

S





