

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*  
*uvega*

# *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'office

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

délai

d'un

e

anné

e à

com

pter

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

tribun

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**

stit

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

me

nt.

**Ce**



**tte**

act

■  
ion

;

tré

S

lar

ge



m

en

t

ou

**ve**

nte

en

**favv**



eu

**r**

de

la

lib

ent

é

et



**se**

u

e

di

**sp**

en

sé

e



**du**

**mi**

**ni**

**st**

èr

e

ad

**av**



**OC**

at

J

ne

pe

ut

te

**no**



re

qui'

à

un

all

é g

e

m



en

t

ou

à

la

su

pp

re



ssi

on

de

la

pr

ot

ect

**ion**





**E I I**

e

ne

pe

ut

**étr**

e



**eX**

er

**ce**

e

**ni**

po

ur

al



**ou**

**radi**

**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**

rd

an

issa

**tio**

n



ou

cei

ui

du

re

pr

**és**

en



ta

**nt**

hé

ga



**Le**

S

m



^  
e

m 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

**tio**

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**

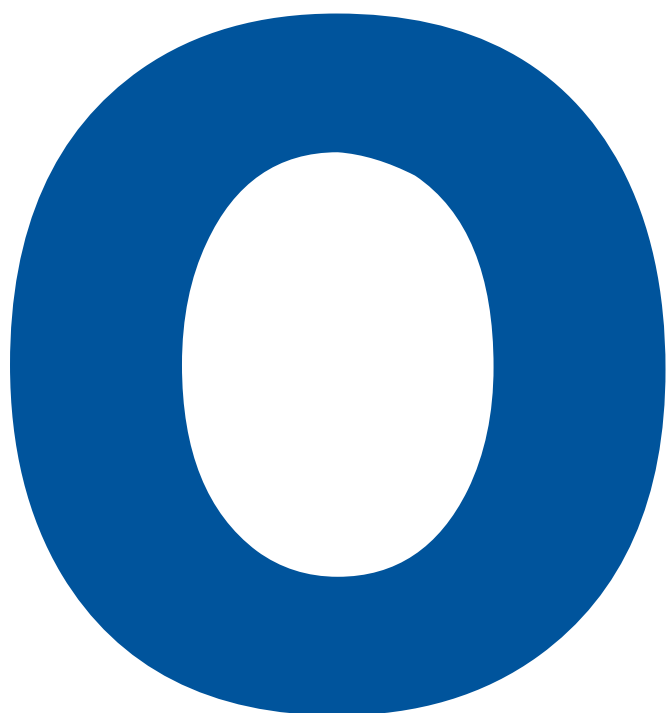
pi



re

**C**





**m**

**m**

a

n

d

é

a



u

***triri***

***b***

*u*

***n***

*ai*

**adi**

*n* **S**



*ta*

*nc*

e.

**S** **i**

n



rn,





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



**a f**

in

Q

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

**éi**

ai

d



e

9

ui

n



e

jo

U



**rs**



à

C



**m m n**

**pot**

er



d

e

la



***n***

*ot*

***if***

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

**iu**



a

**ét**

é

d





n

n

e.

S

a

**uf**

**pr**





**n**



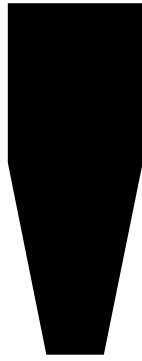
**n**

C

e

d

e





e

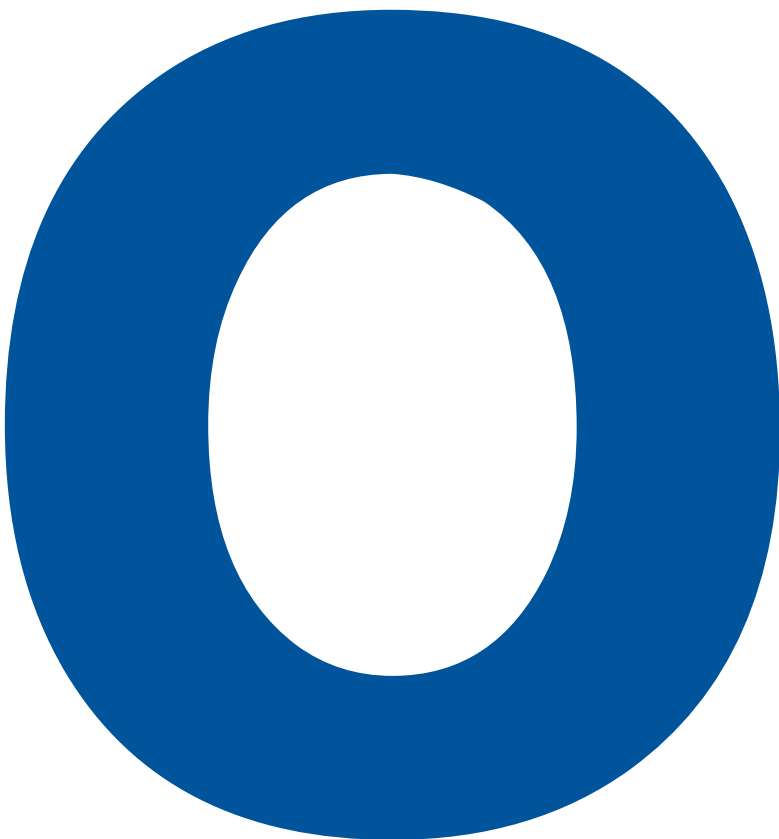


e



U



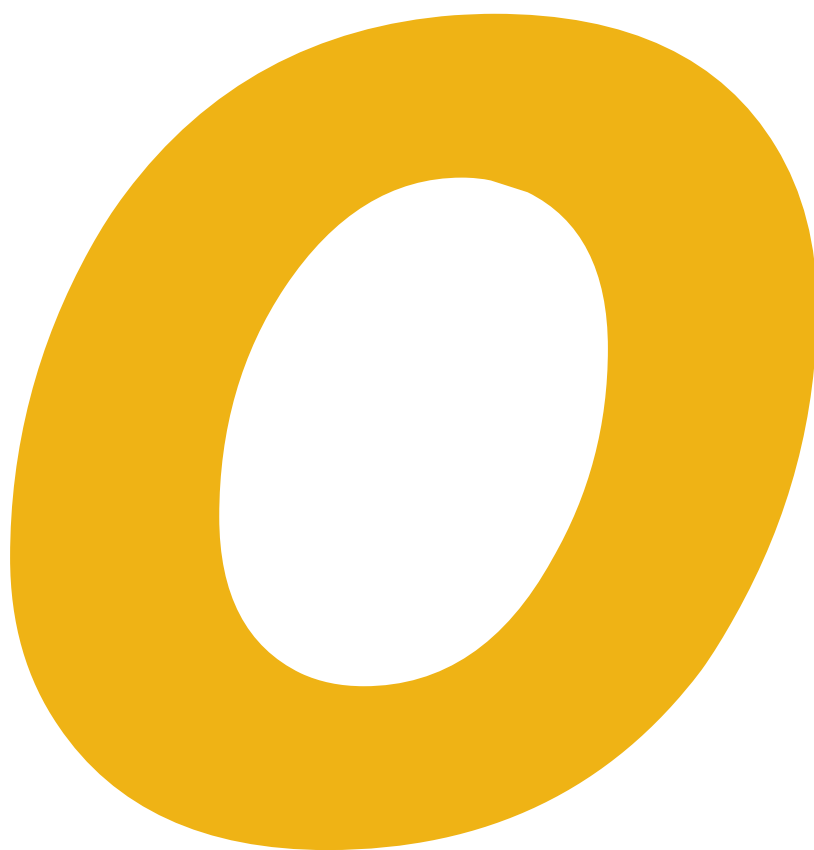


n



**R**





**vi**



**o** **i**



e,





le

o

**éi**

ai

o

e

re



C



**ur**

S

e t

le

re

C





**ur**

S

**1**

**u**



**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**



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

**m m m**

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**



**in**

e

1a

**tr**

a



n

S

**nn**

**is**

**Si**



n

Q



u

Q



S

**S** **i**

**er**

a

u





*gr*

**e f**

*f*e





**o**

U





**tr**



**b**

U



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

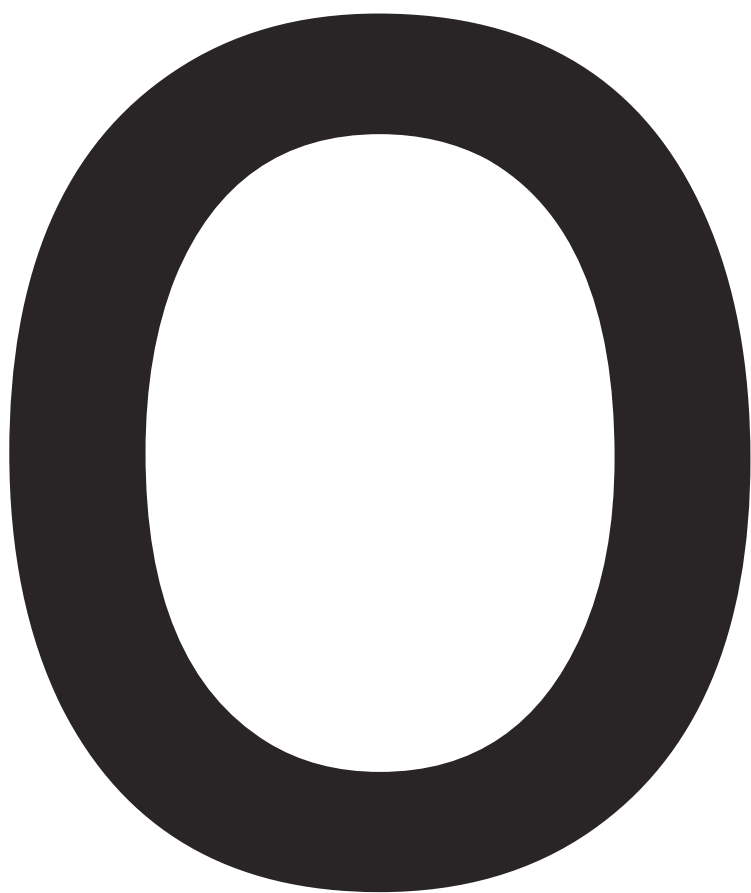


Q

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



0

e



a

**nt**

1a







U

**r**

0

e



a

S

S



at



n

**r**

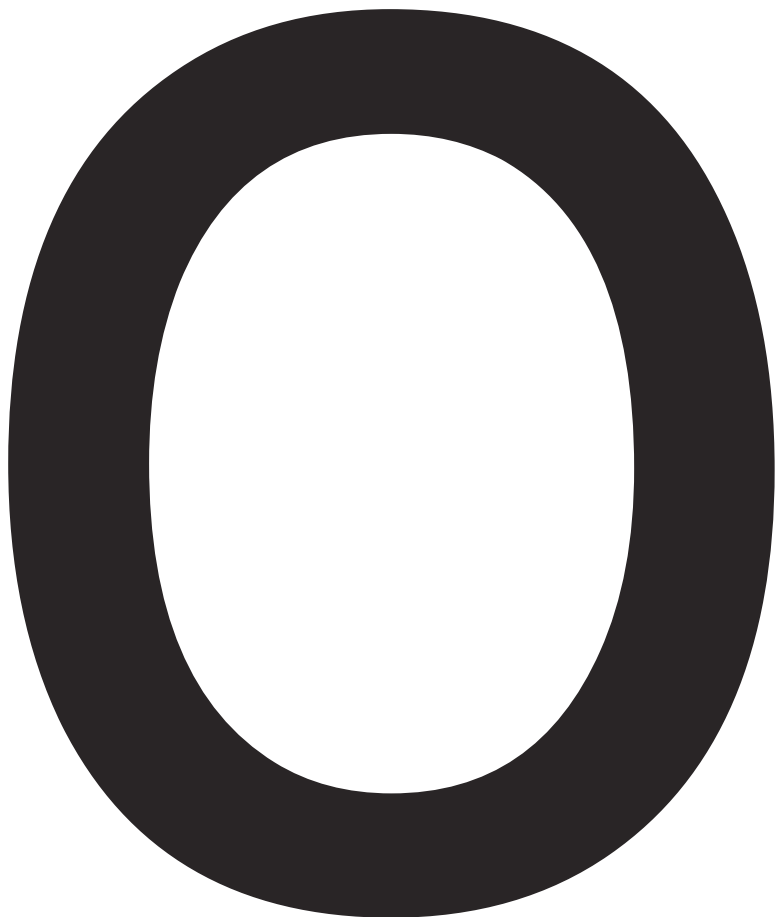
e

**st**

e

**P**





S

**S** **i**

**RD**

e

u

n

e



**fo**

**is**

Q

U

e

le

**tri**

**b**



U

n

ai

o

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

**et**

le

**S**

**P**

e

**rs**





**n**

**n**

e

S



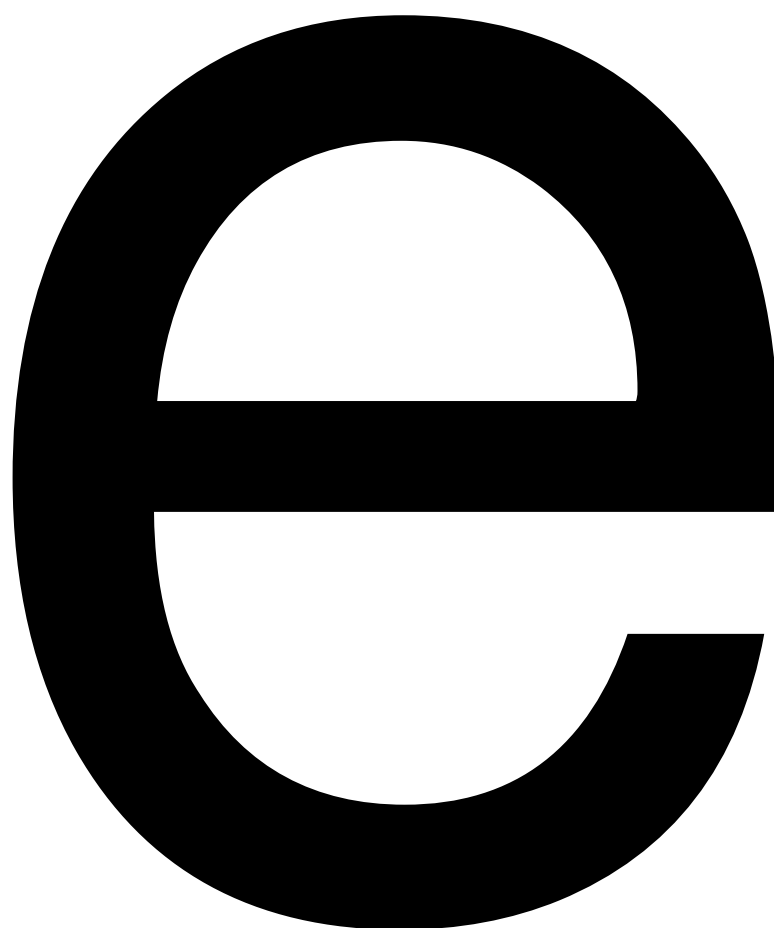
**in**



e

**st**





S



U

n

e

C

h



a

**r**

g

e

**t u**

te

1a



**ir**



e

**P**

e

U



e

**nt**

**r**



e

**C**

e



O

■

i

**r**

C





ri

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



**U**







n













o

ir





















le

S

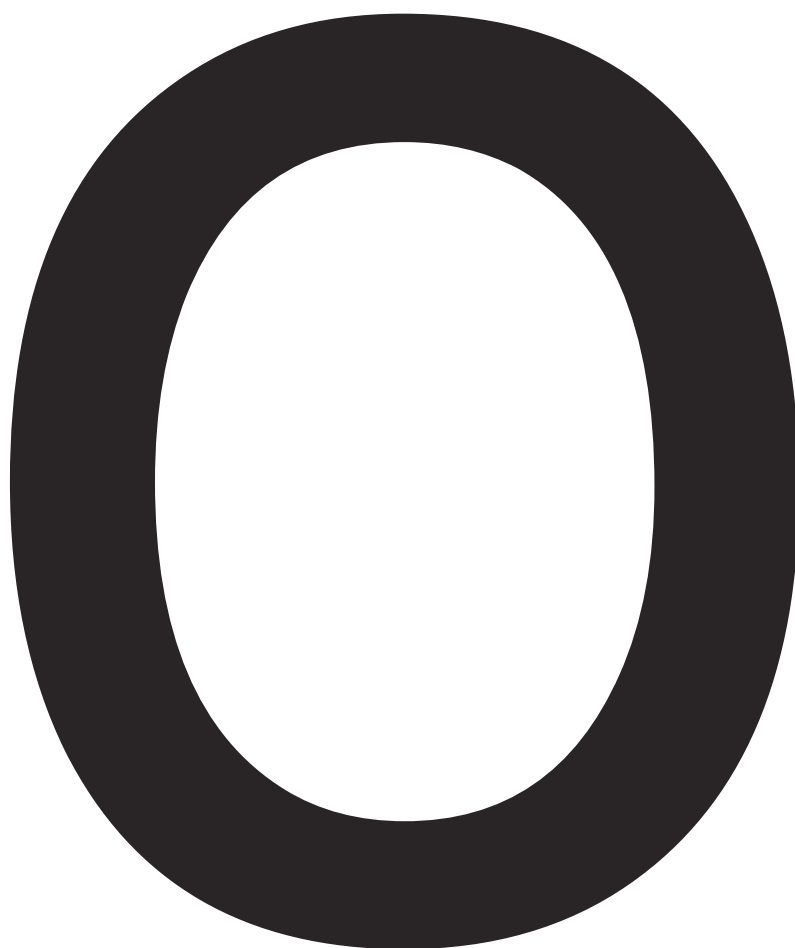
0

e

**Ci**



**Si**



n

S





a

n





1a

**P**

**r**



C



0



u

**r**

e

e





Q

e



**Si**

g

n

a

n



u

n



**n m n**

a

n

o

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

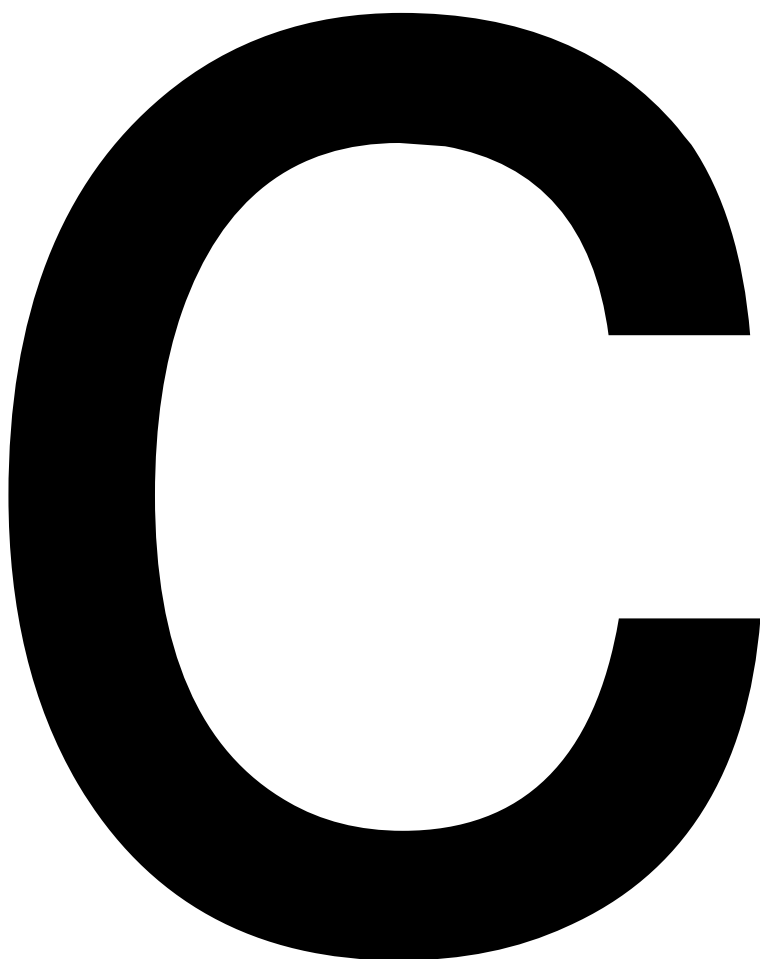
n

**S**

C



e



a

**S,**

le

**j u**

g

e



**P**

e

u



**P**

**r**



C



**e**

0

e

**r**

**P**

a

**r**





*n*



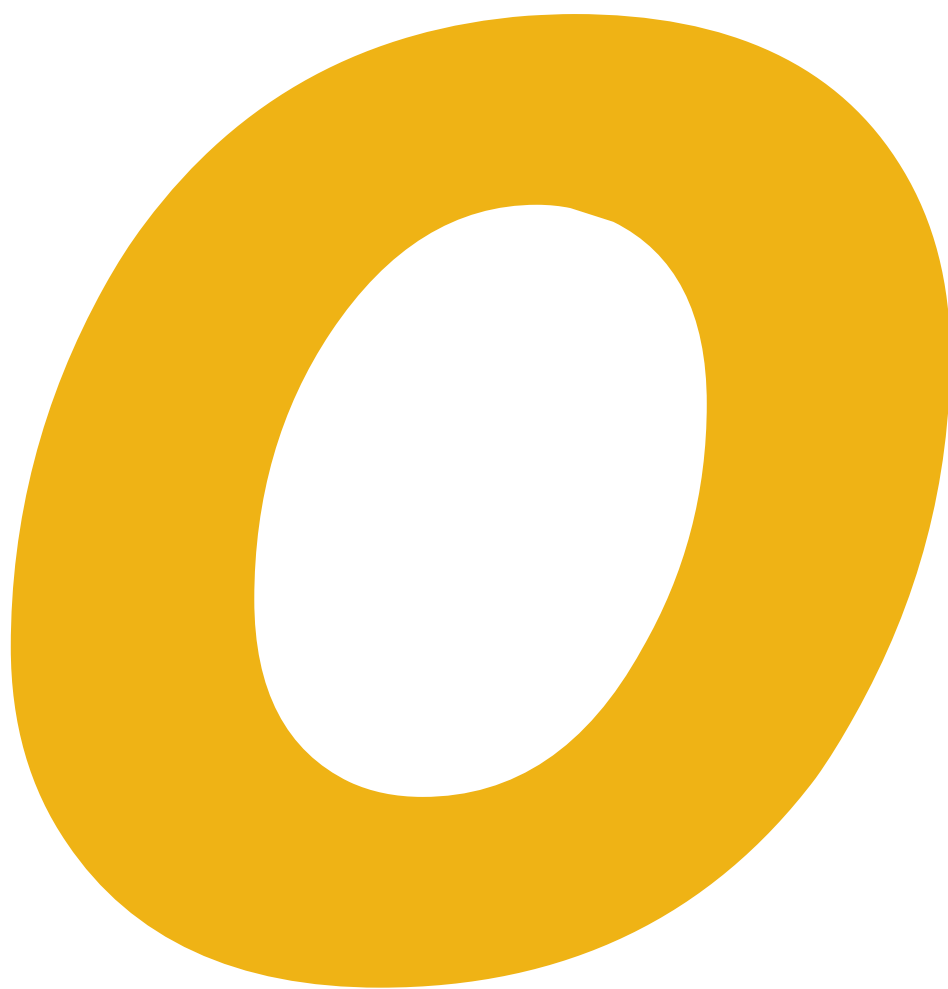






*a*







*n*











ir















a

u

**P**



**r**

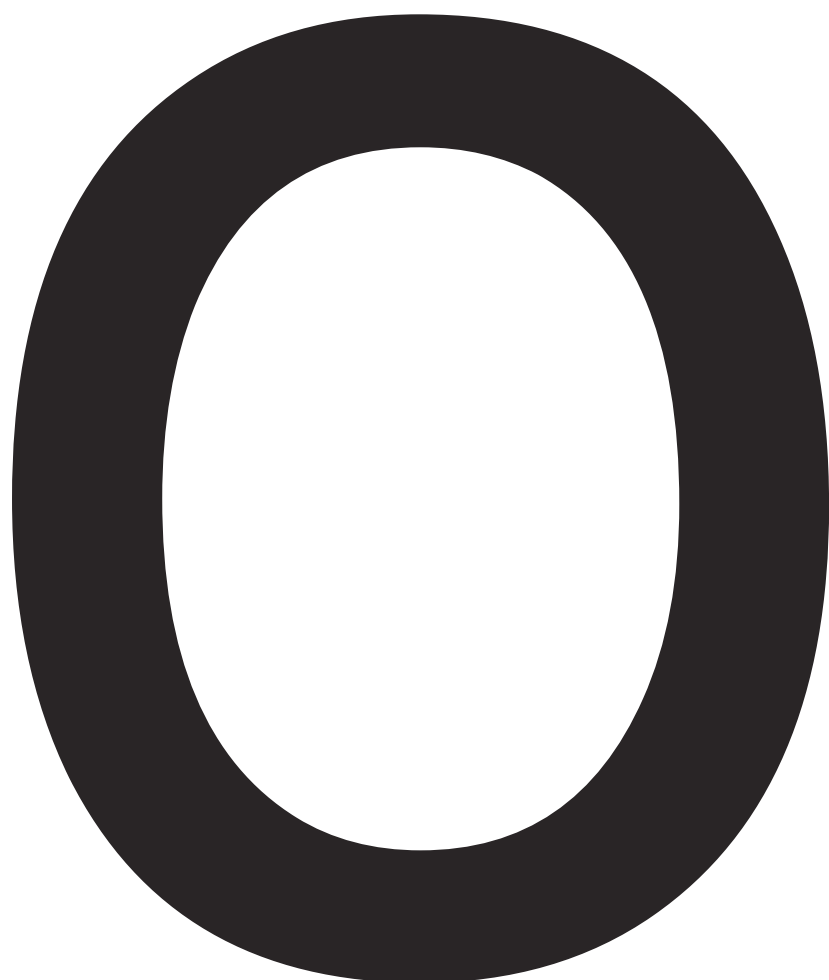
**e**

**S**

0

e

**S**



n











***n***

**S**

**e/**

**1,**







U

n

**n n n**



Q

e



**ci**

n



U



U

n

**P**



a

**r**

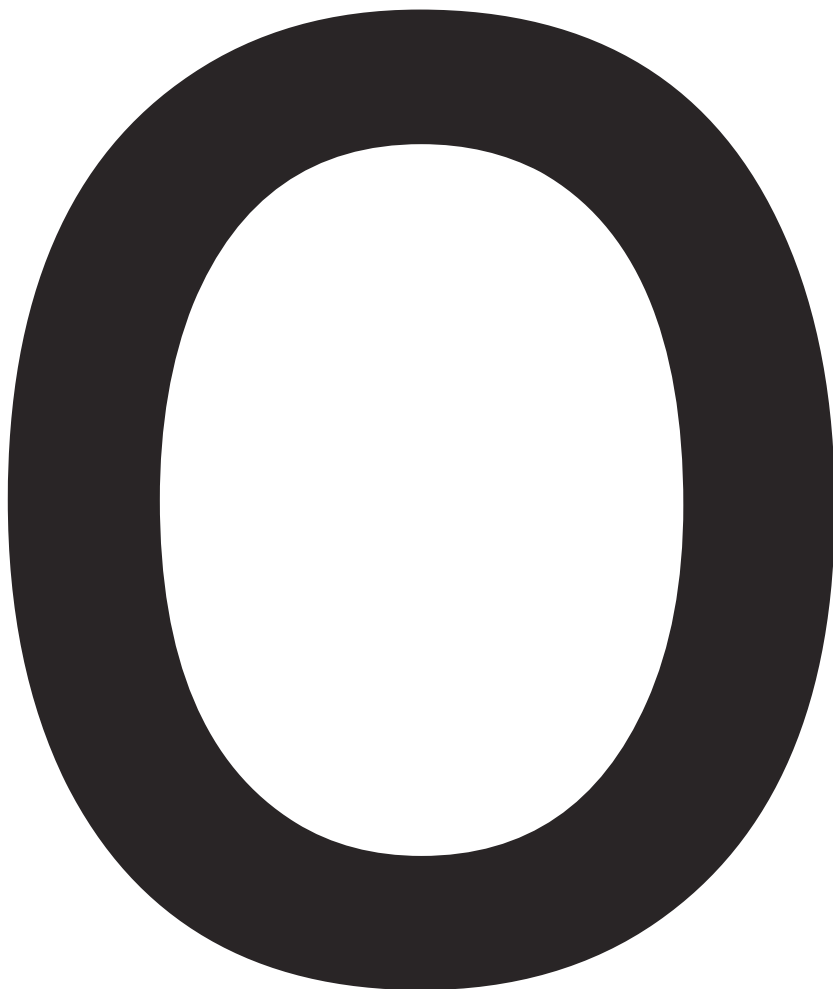
e

n



**P**

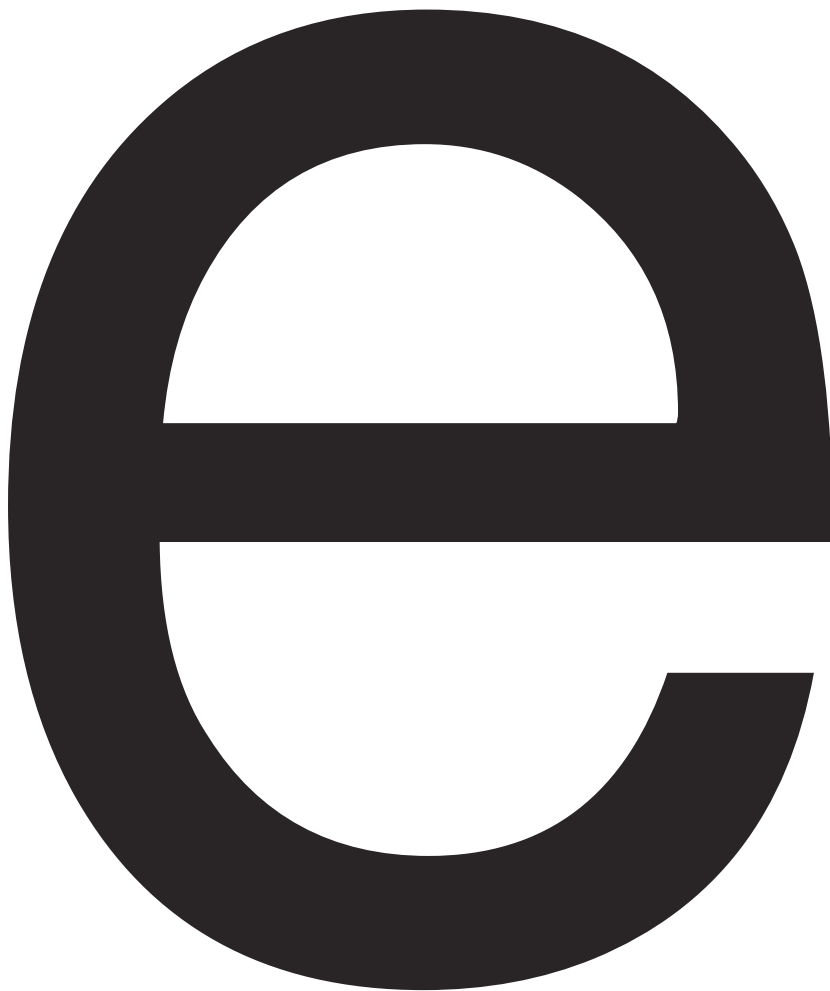
**r**





C









a

Q

**e**



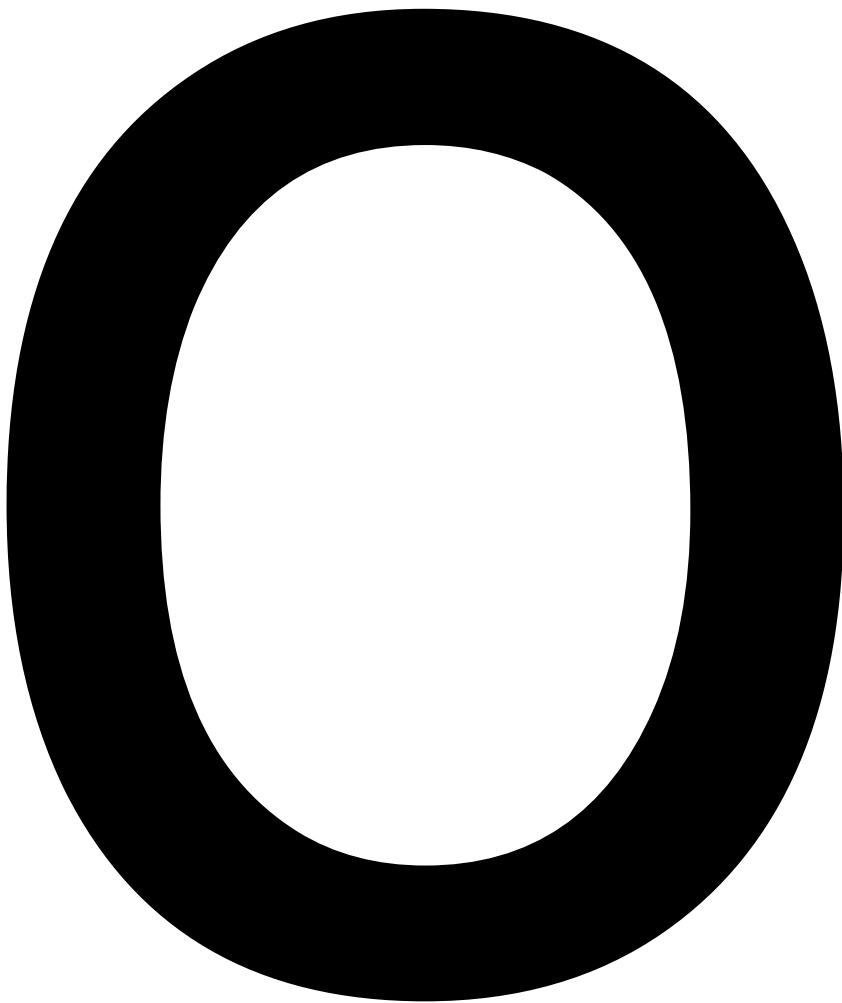
**C**



**S**

**i**

**i**



n

**S**



a





U

a

n



**S**

U

**r**





n

**S**





U





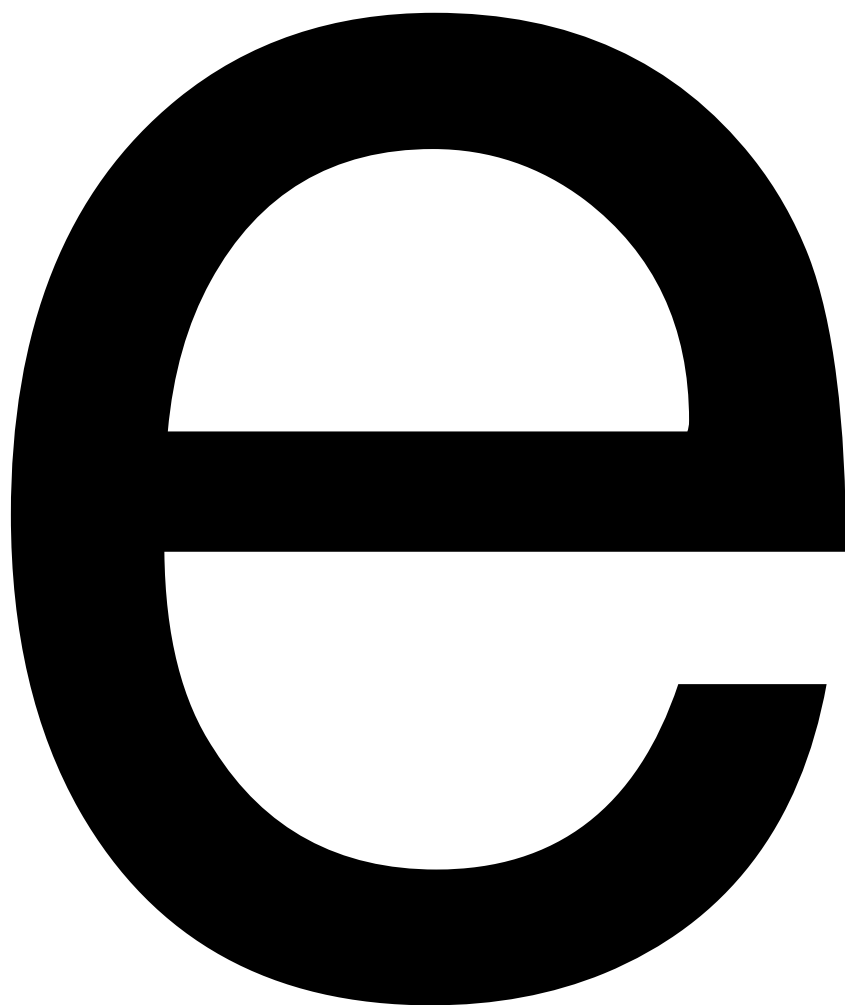
n





U

n



**P**

**r**







e

C





n

o









**tr**

**e**

n

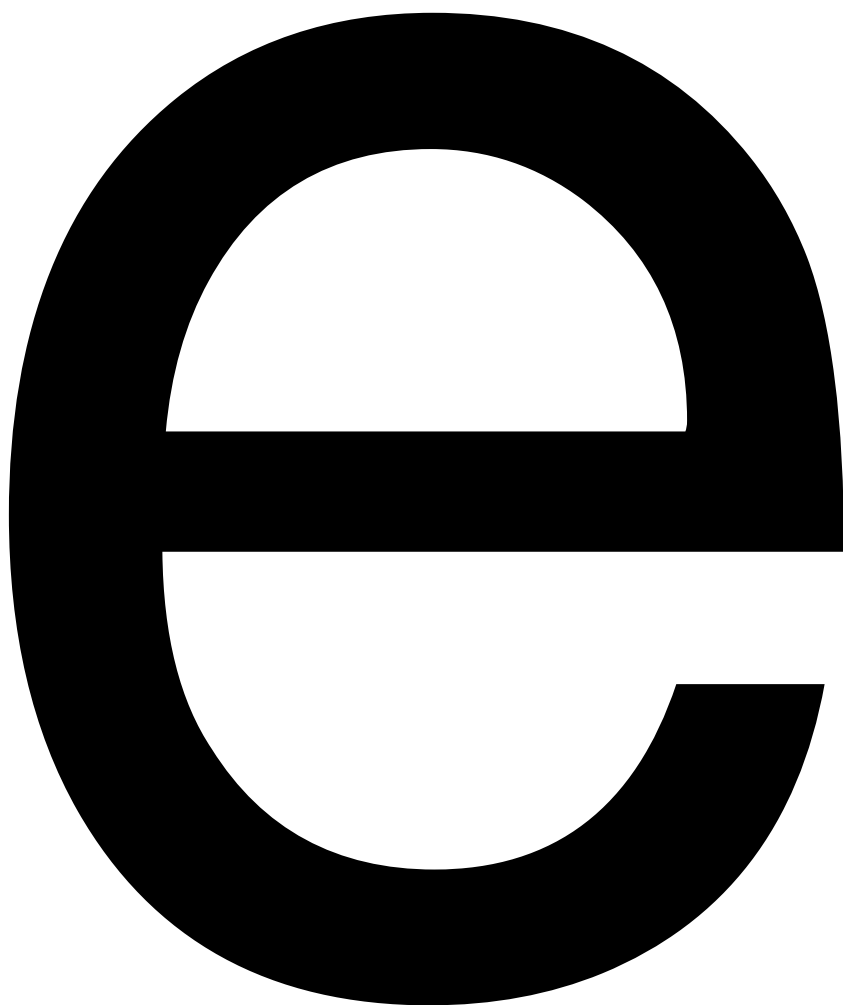






**e**





a

U

**r**

**e**



U

**e**



**r**

a

n

**t**

a

U

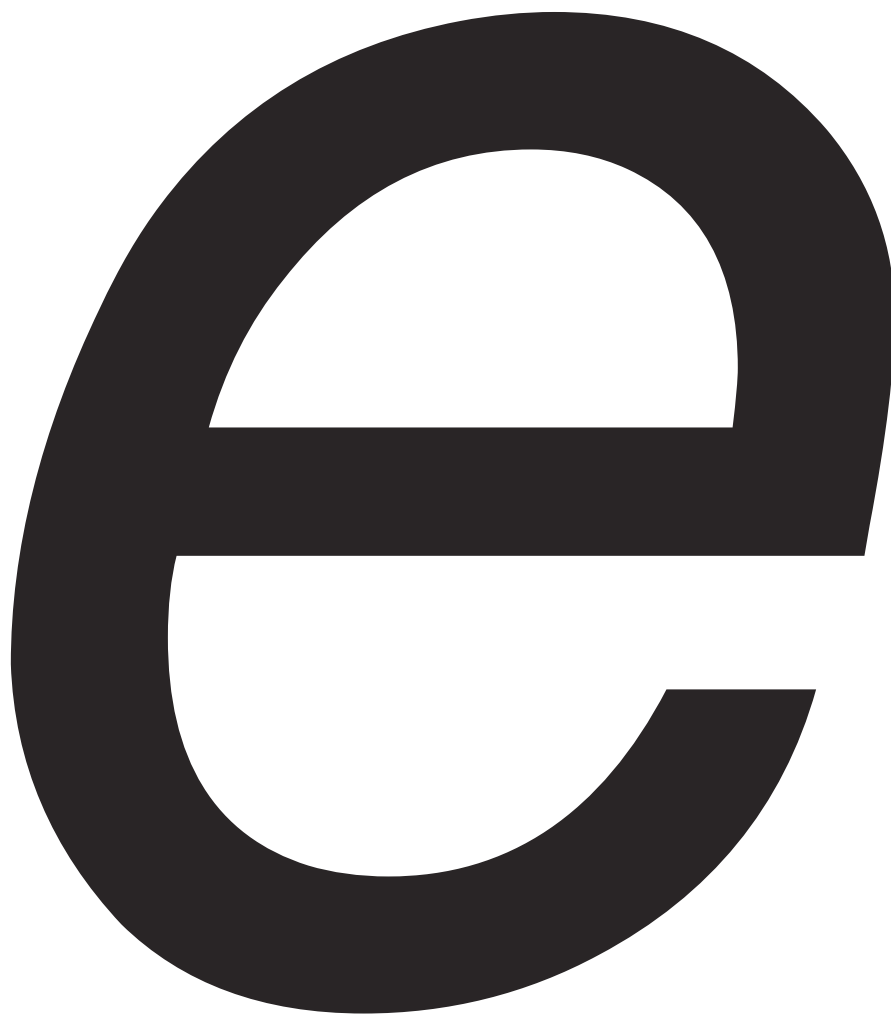






***U***





***U***





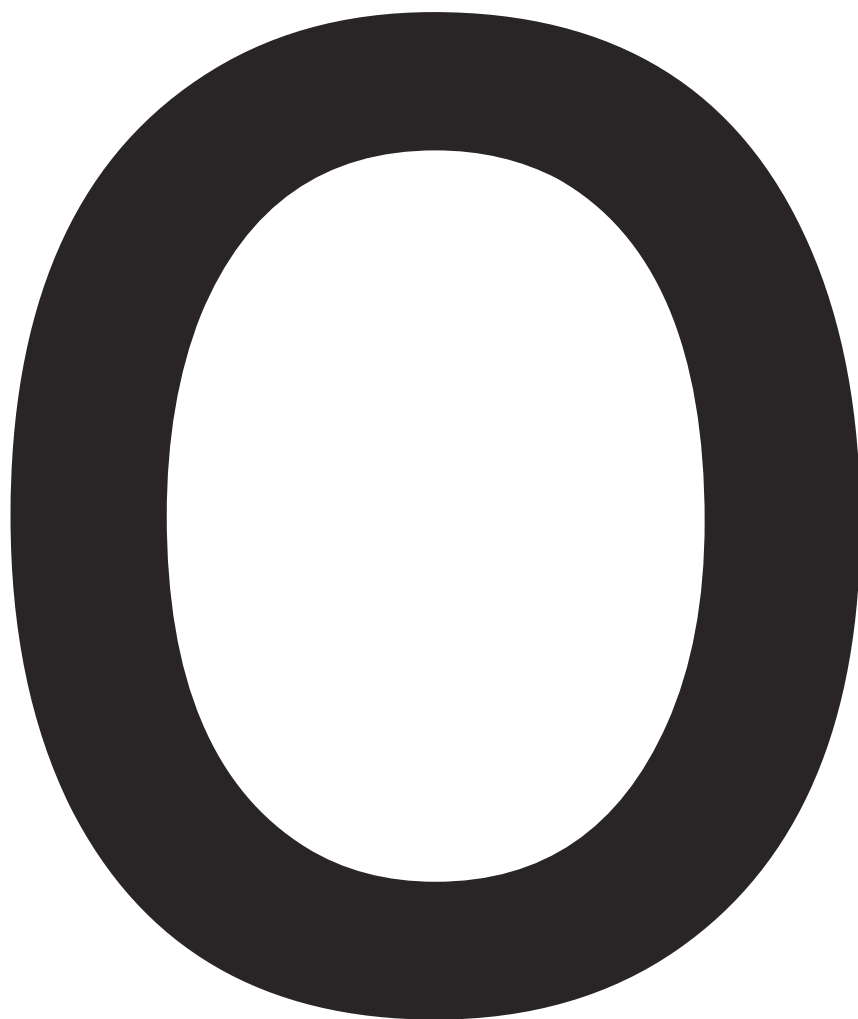
e





**2**





U

S



e

U





Q



n



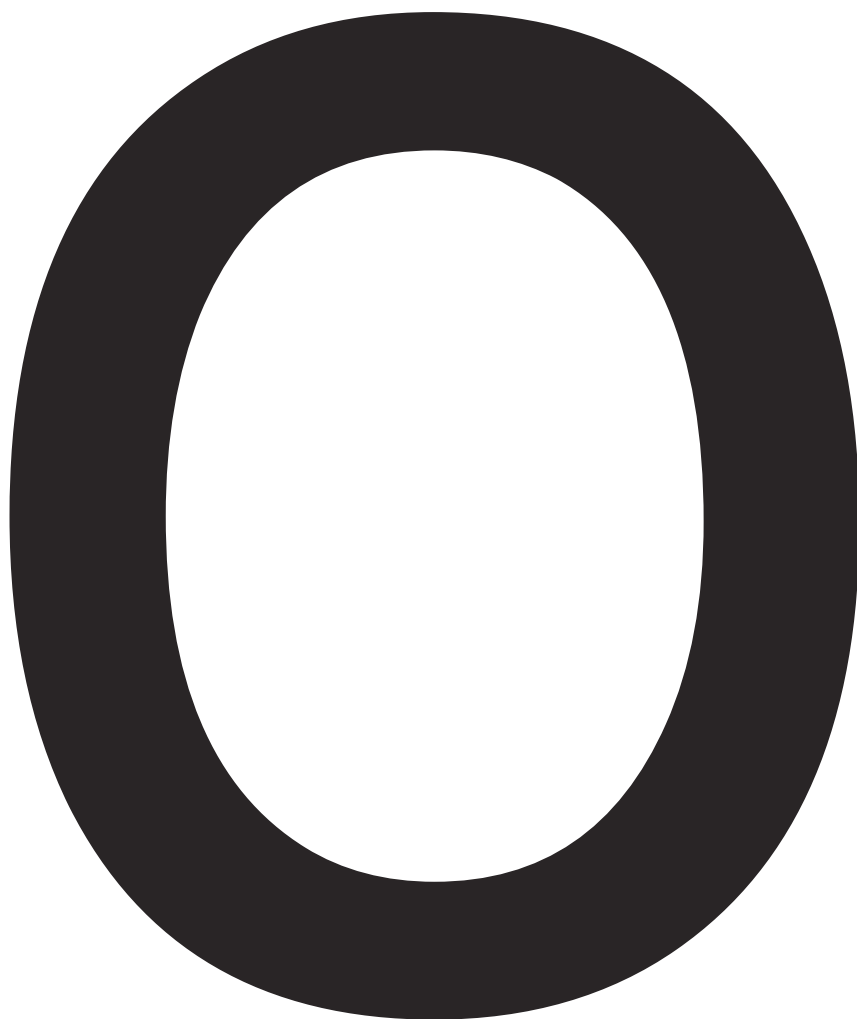
e



e



**nn**



Q



e



e

S











S

e



C



h

a



g

e

S

5

a



U

**P**



e

**n n n**



e









a

n

9

0

e

S





U

e

**rs**



e



a





e

U

**r**

**vi**

S

e





a





a







C



e

0

U



e









n

**e**



**E**

**S**

**S**

a





**E**

;



**E**

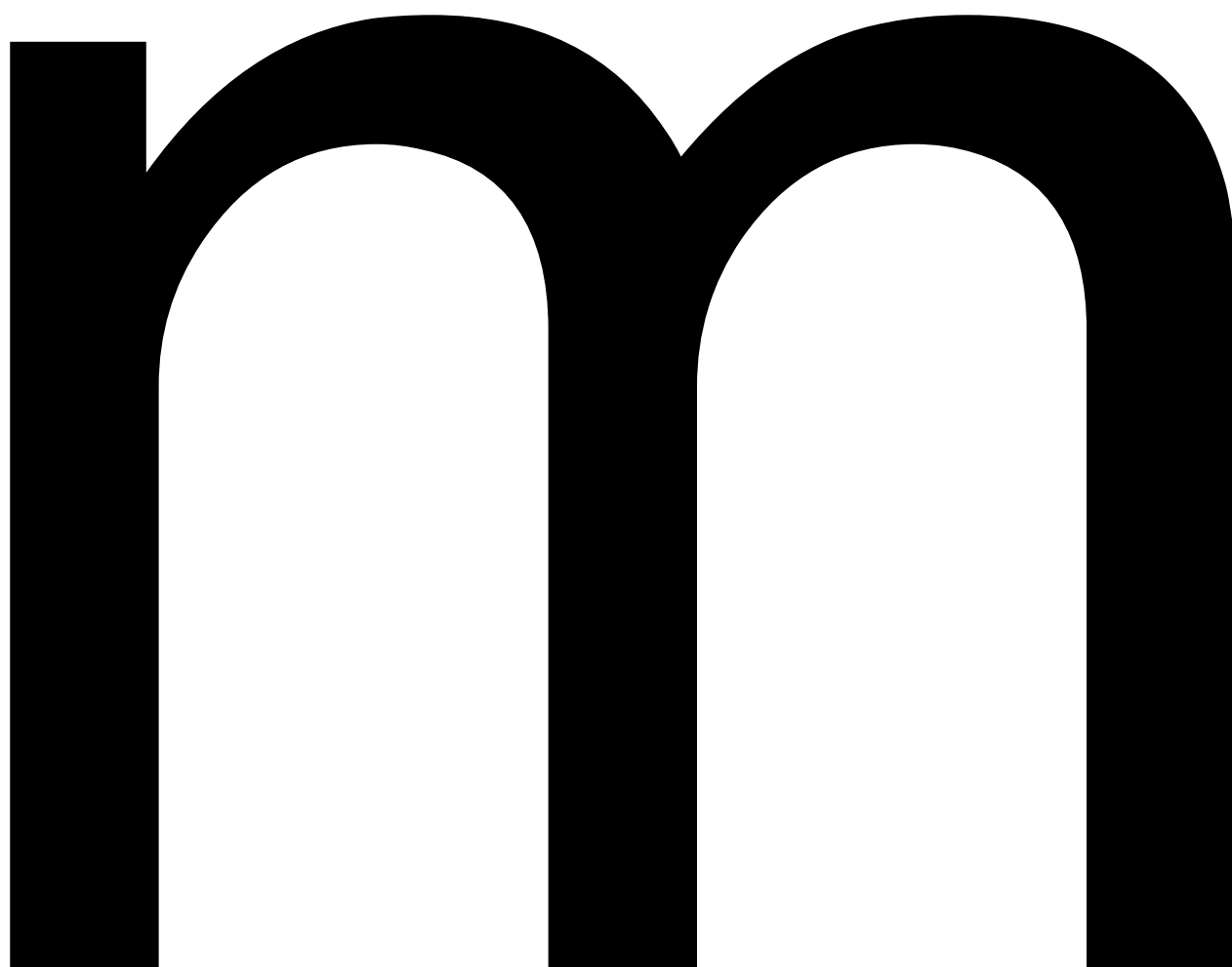


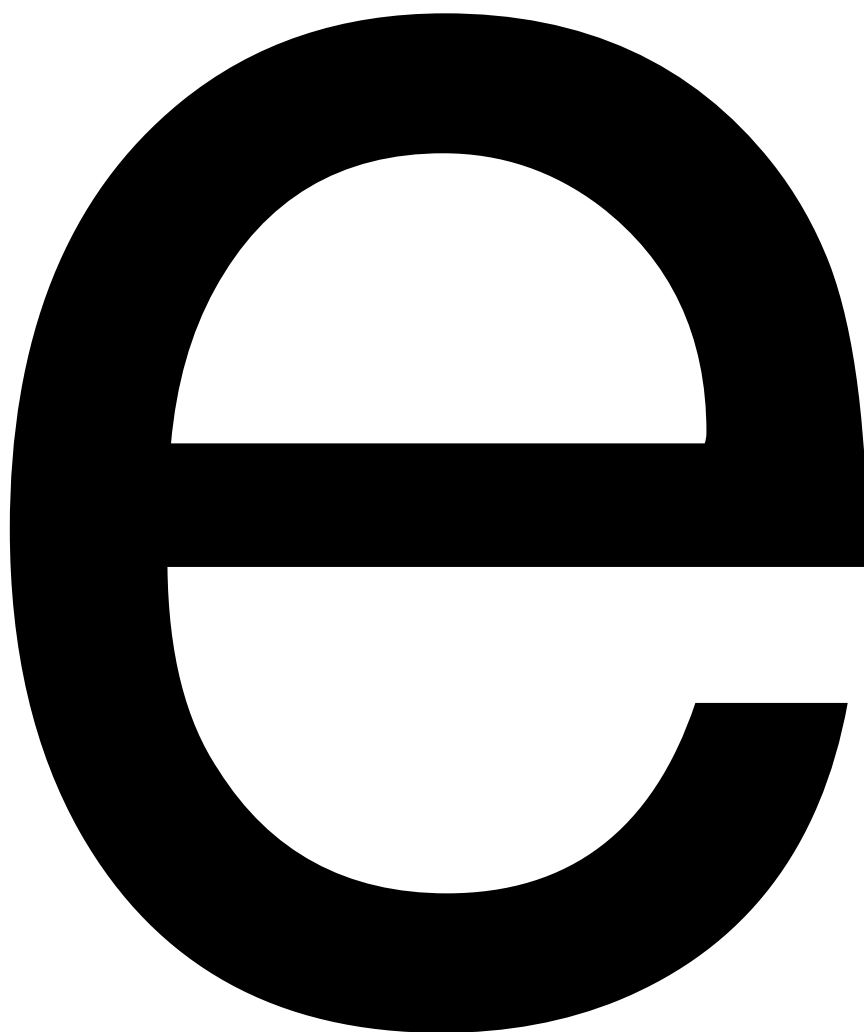
U

9

**E**







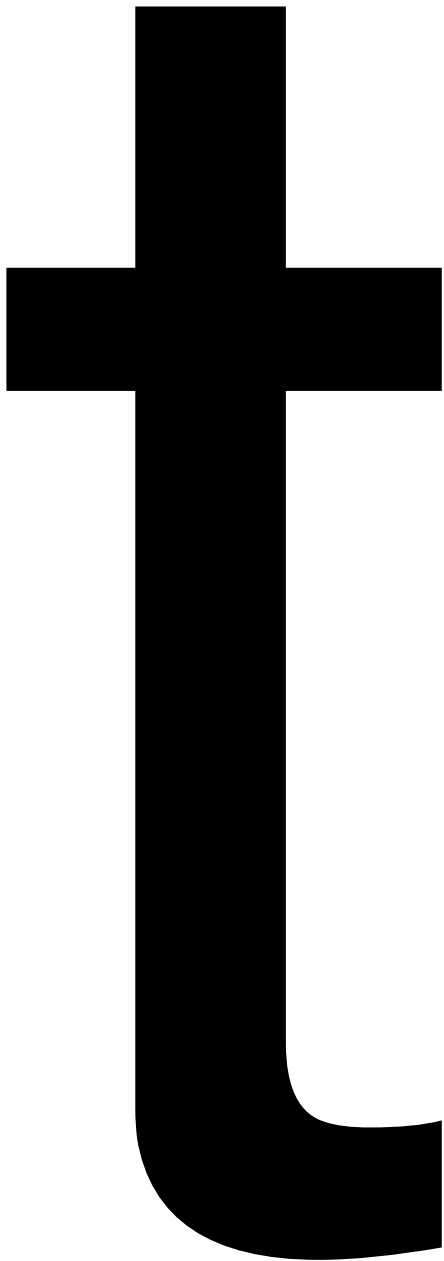
n





**E**

U







**tr**

**E**

n



ti

fi

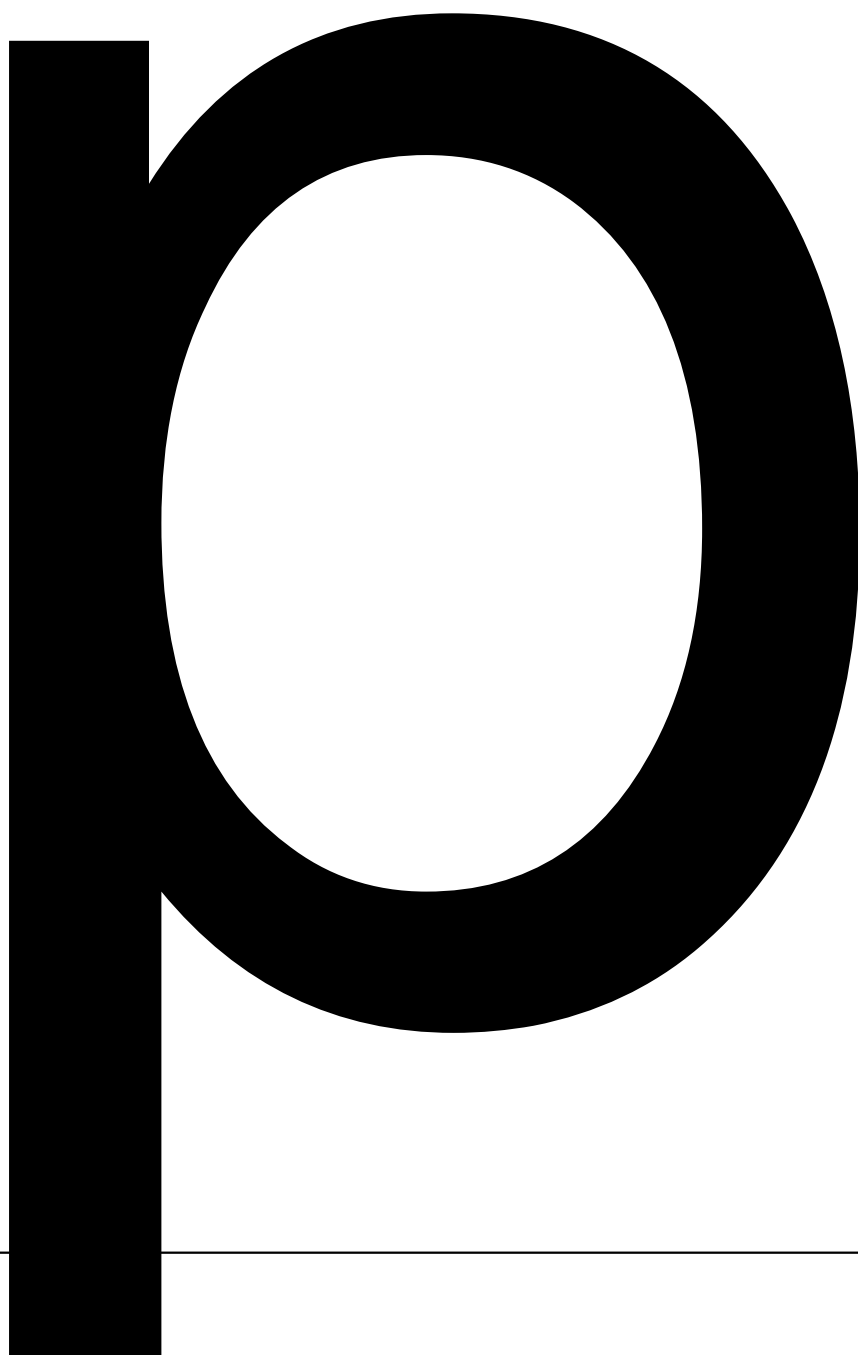
**e**

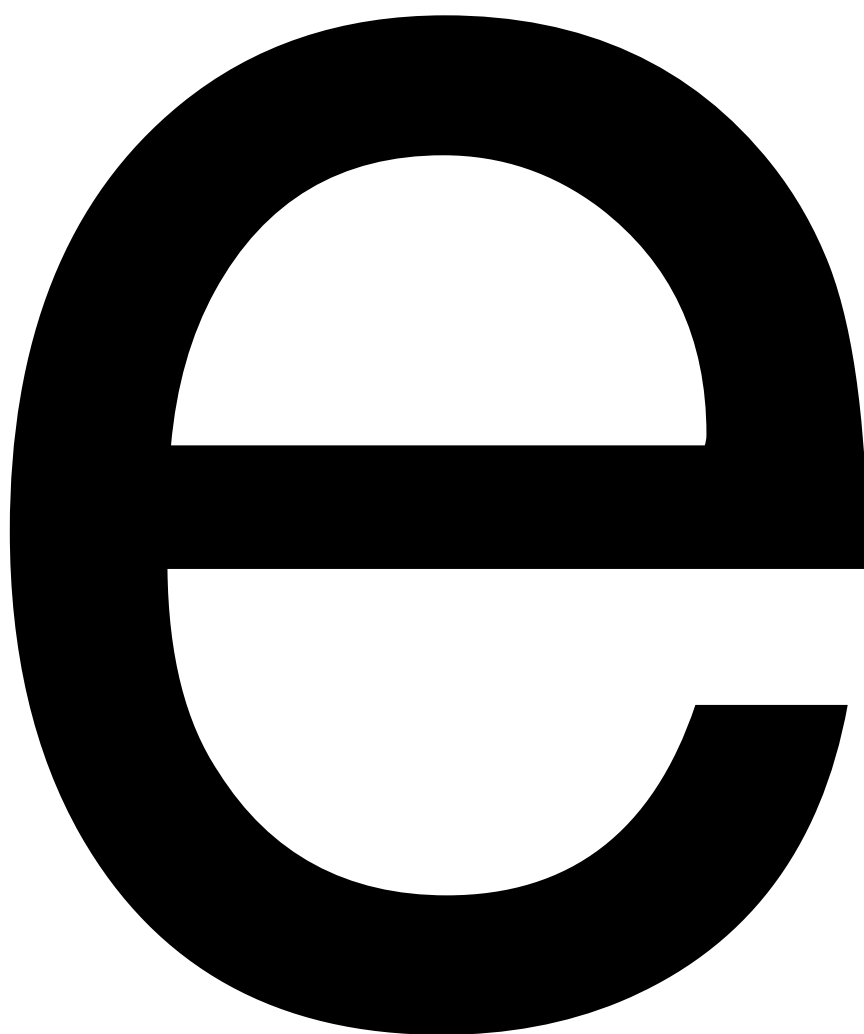


a

U

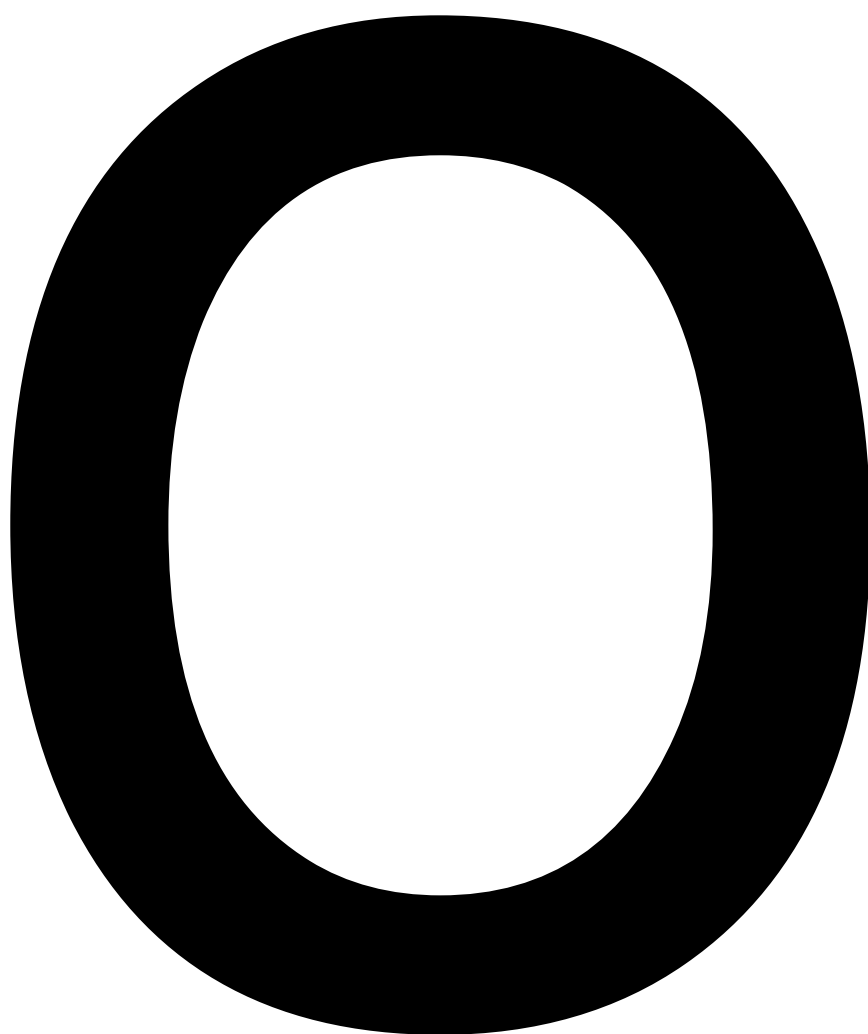








**S**





n

n

**e**

**S**

a

U







U

**E**



**E**

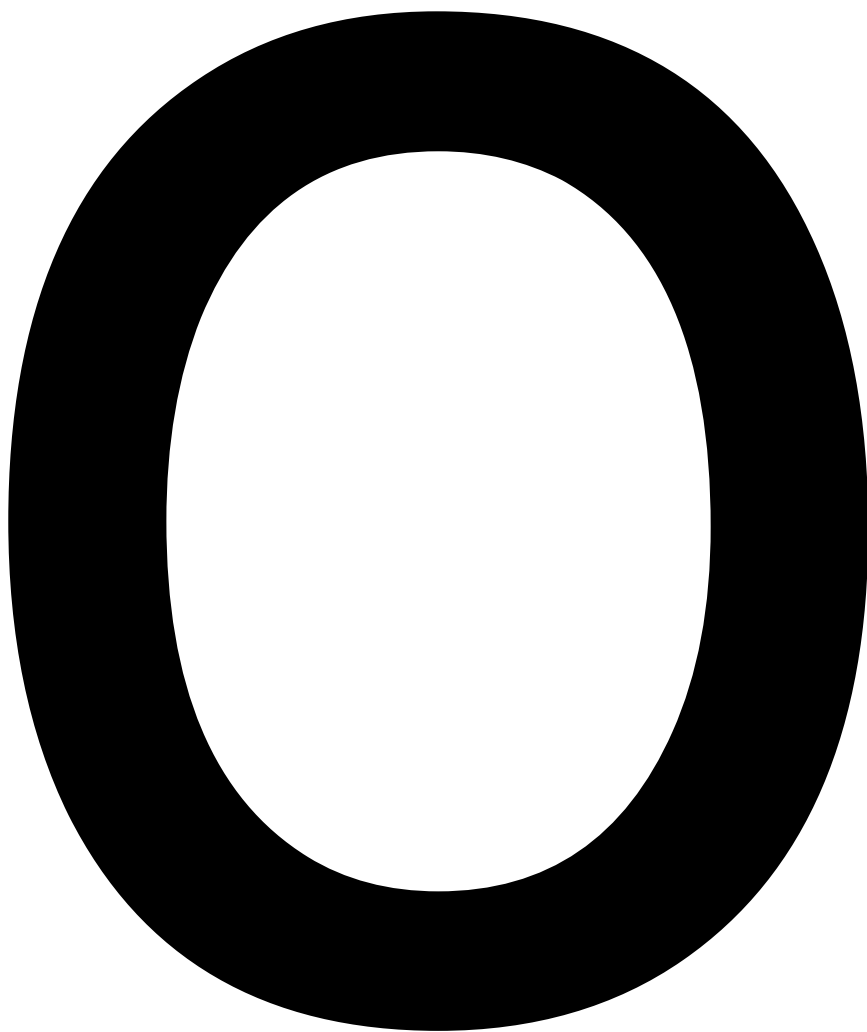
**S**



a



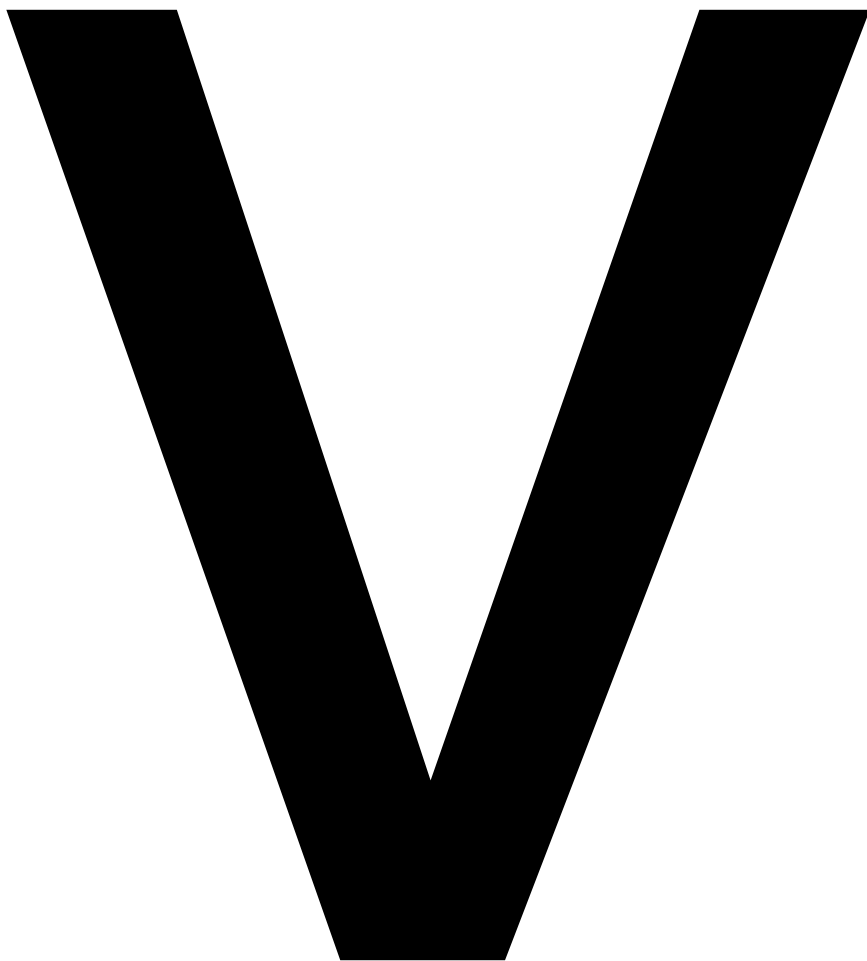




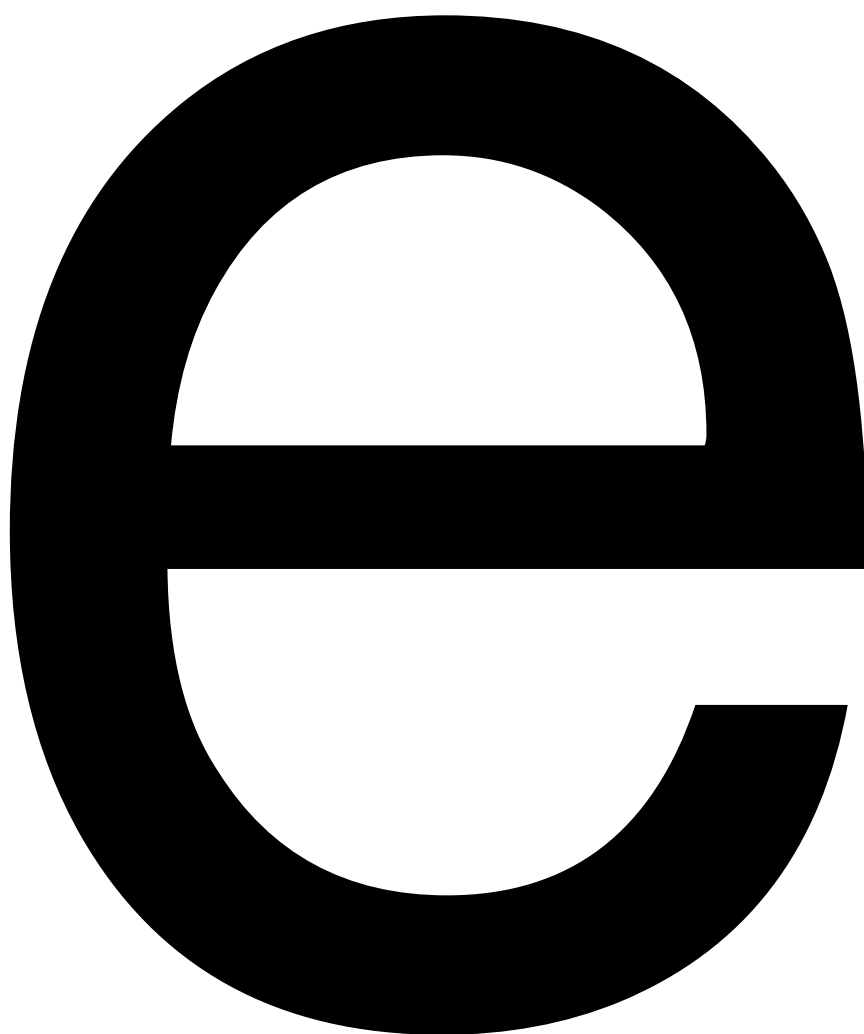




U











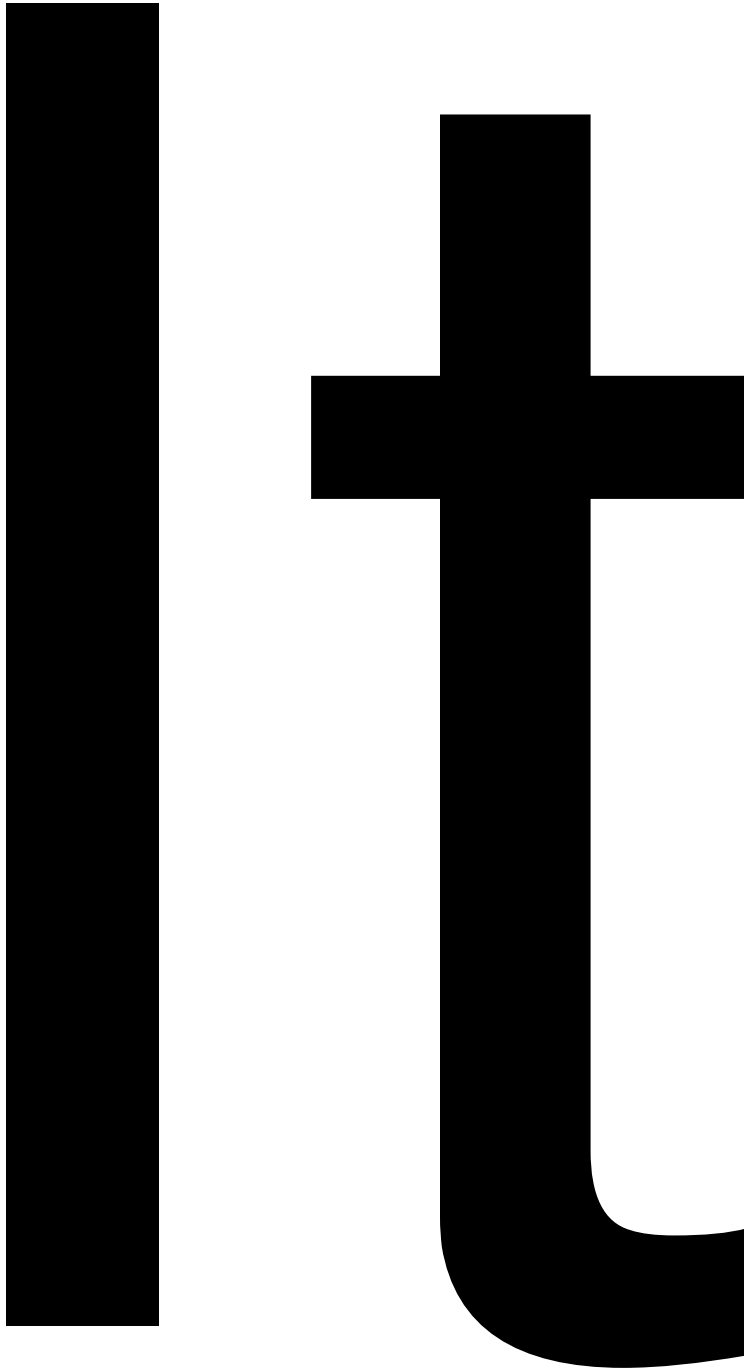
a



a



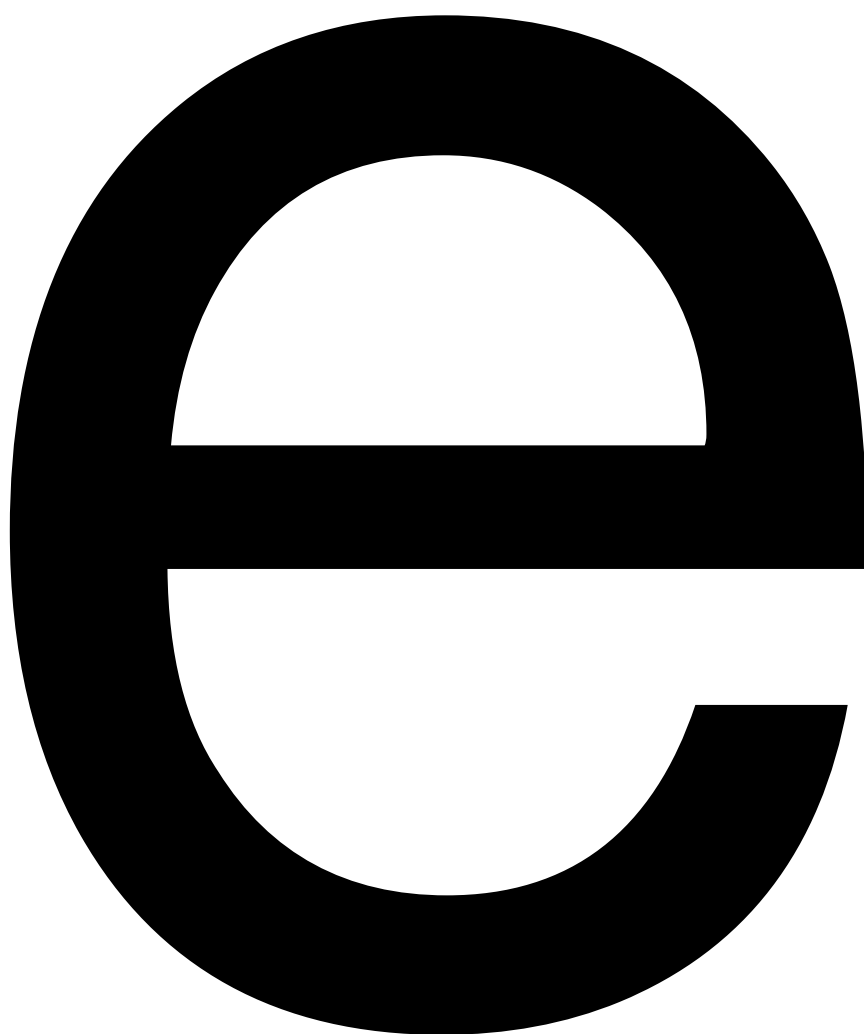
U



**e**

o













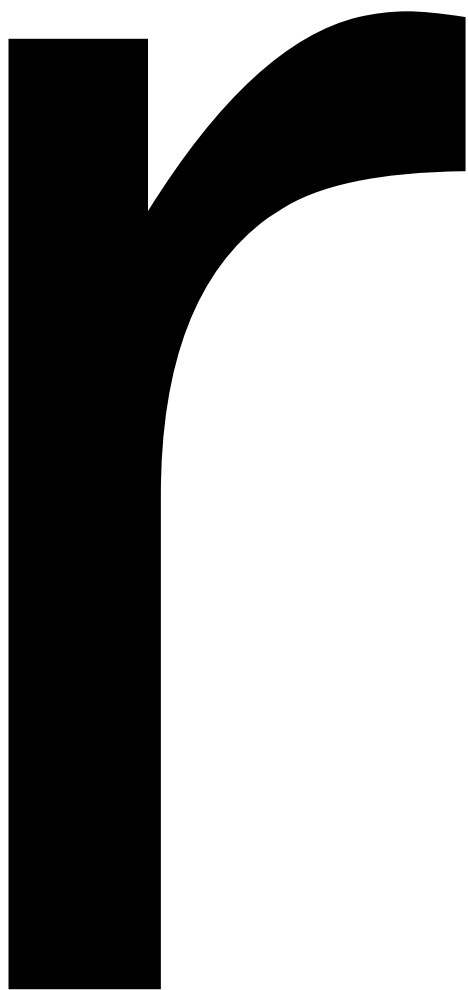




U



n



**E**





U



**S**







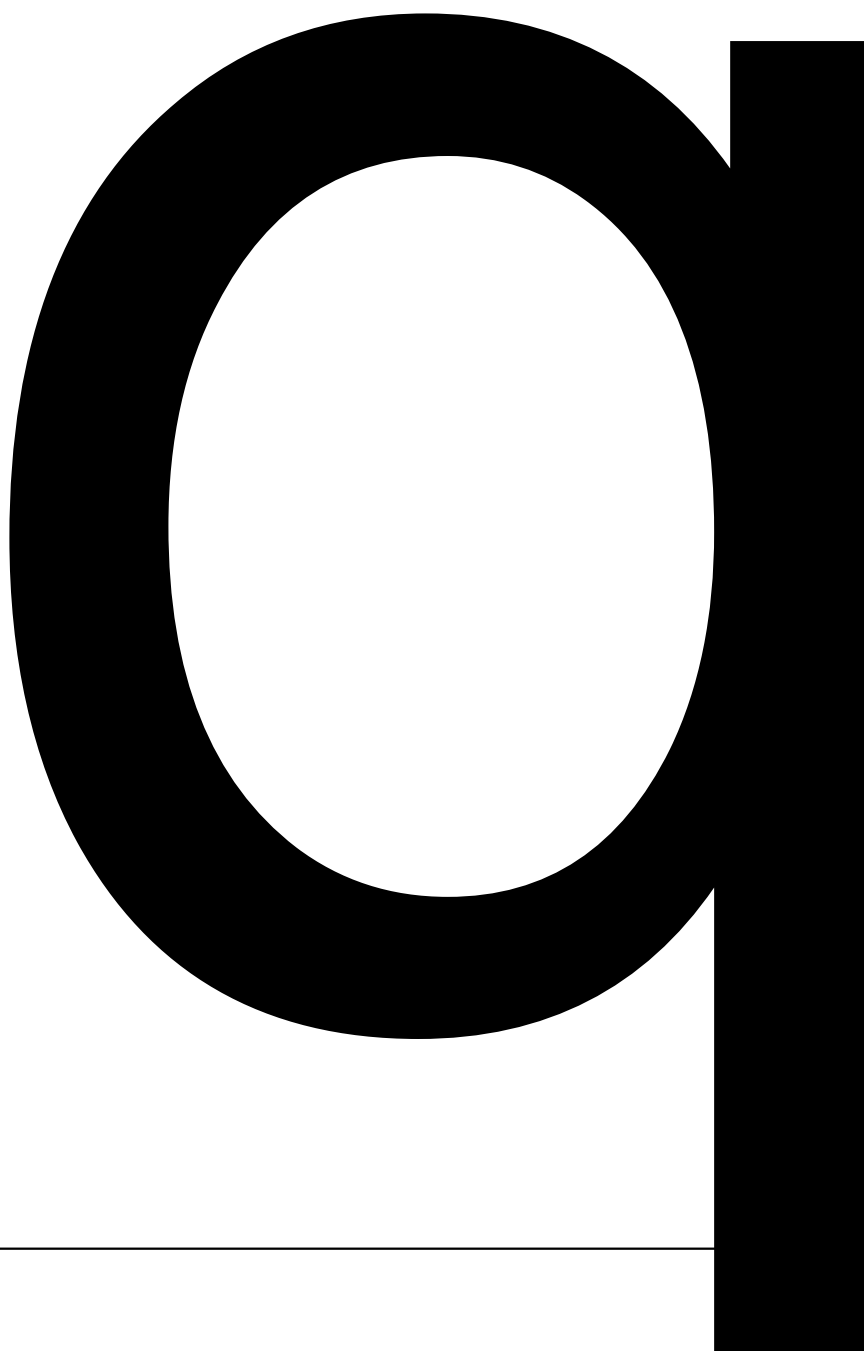
n





a







u

e

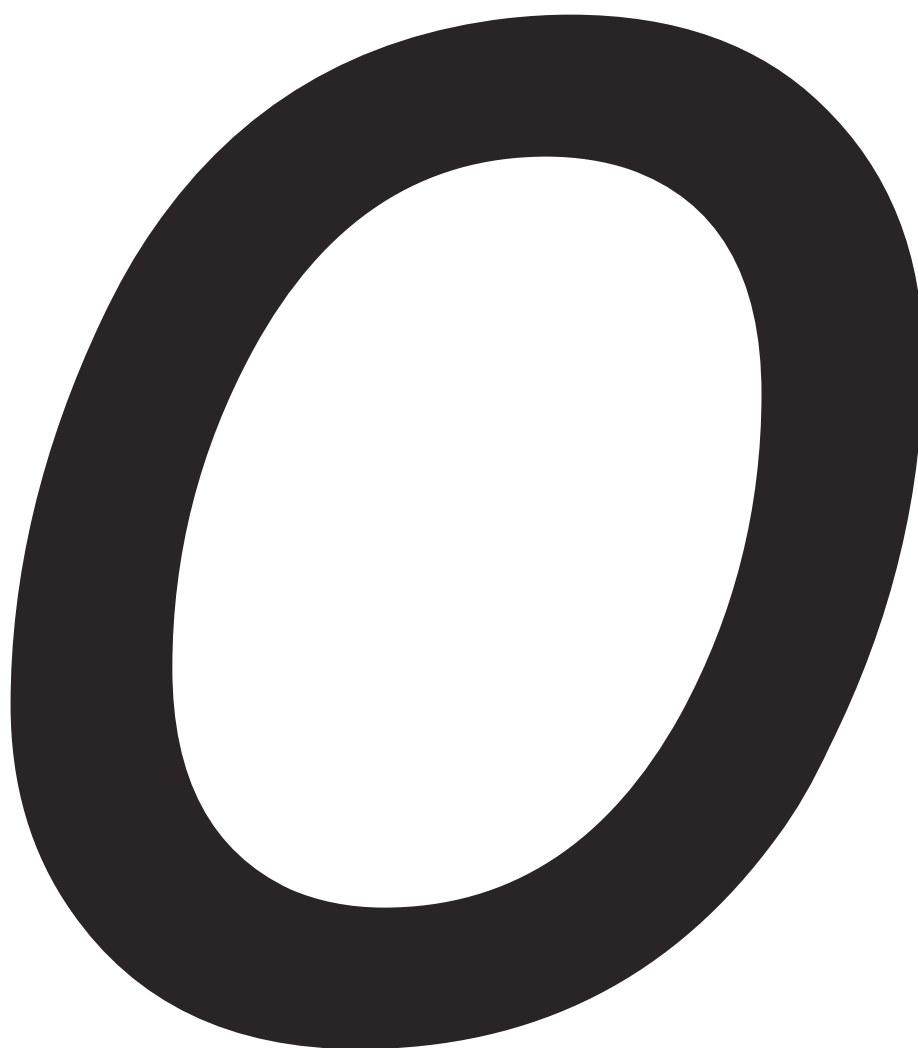




a



***n***





***ti***

***f*** ***i***



*a*

***ti***



***n***





Q



U

n



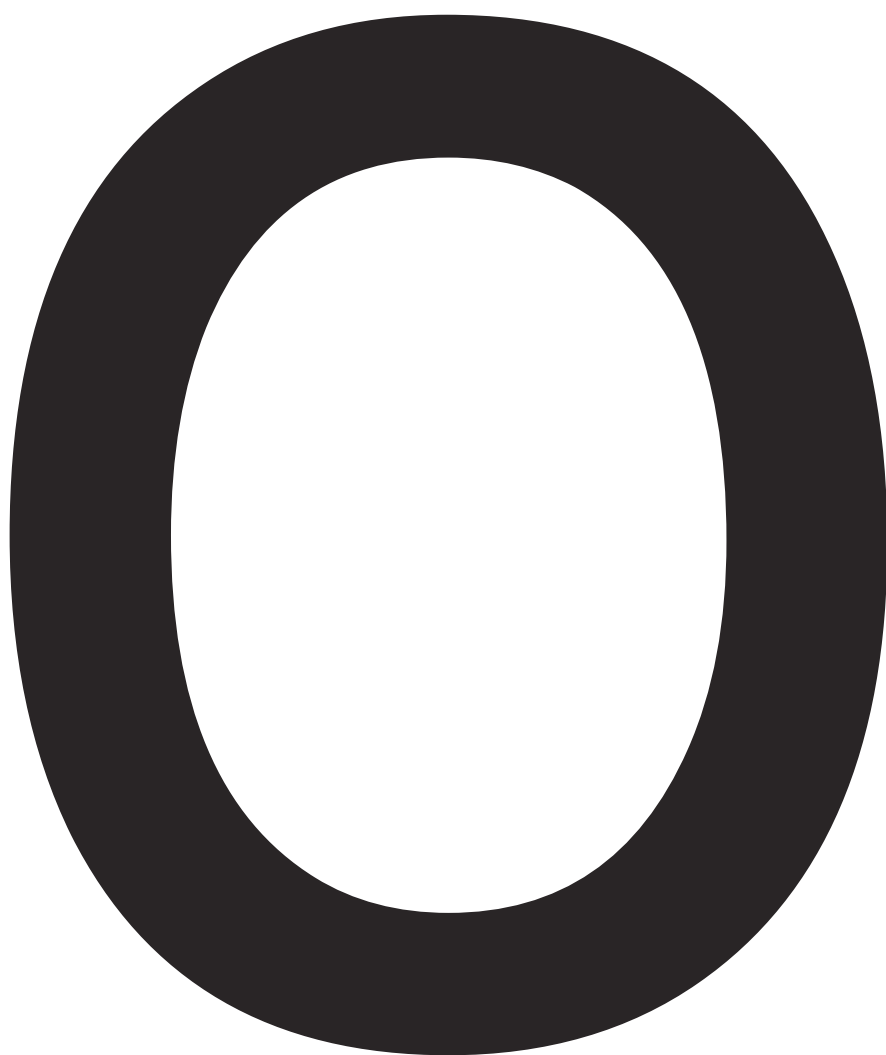
o



**Ci**



**S** **i**



n

**S !**

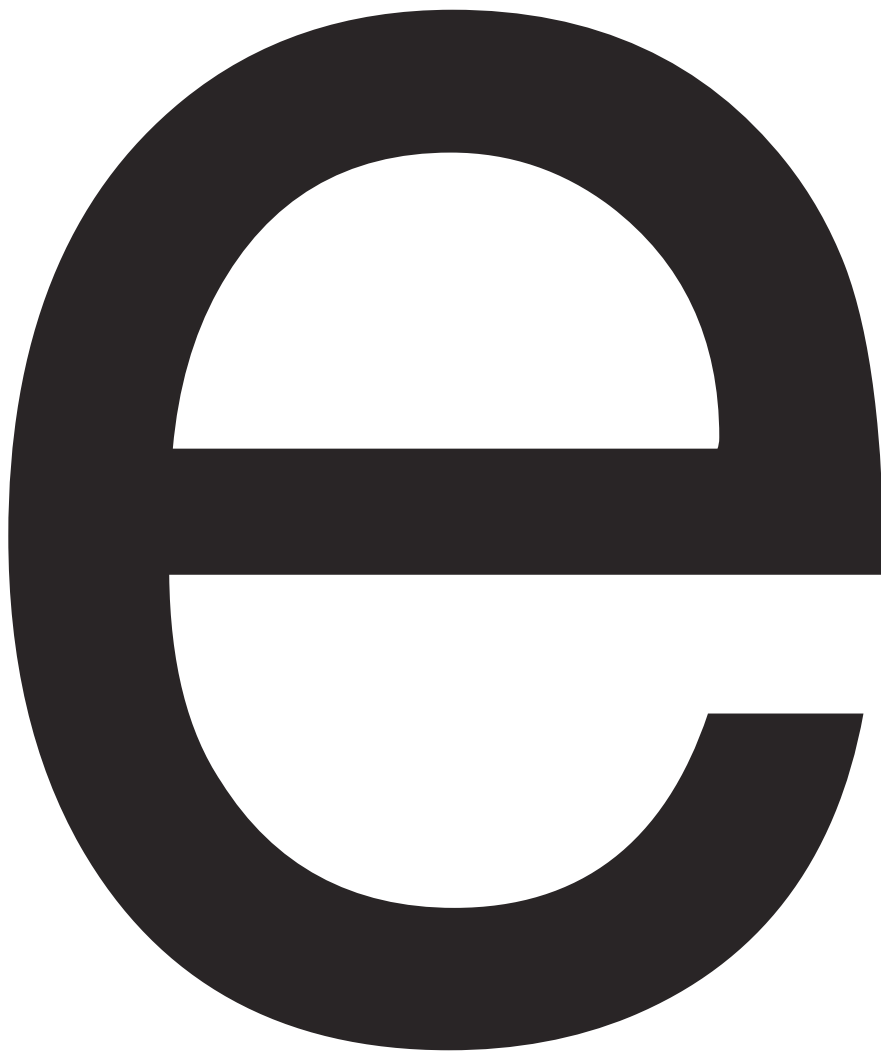




**N**  
**e**







S





**P**

a







e

n







o



U



n

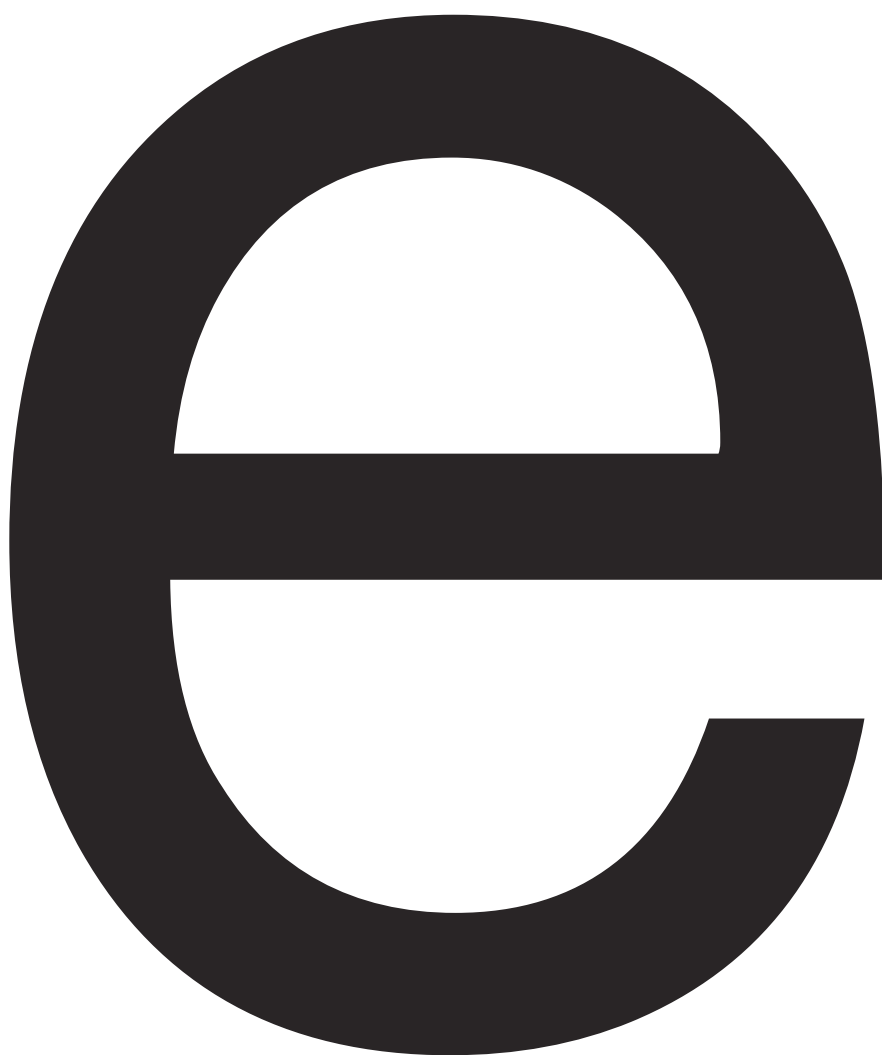
e















e

**rt**



**e**

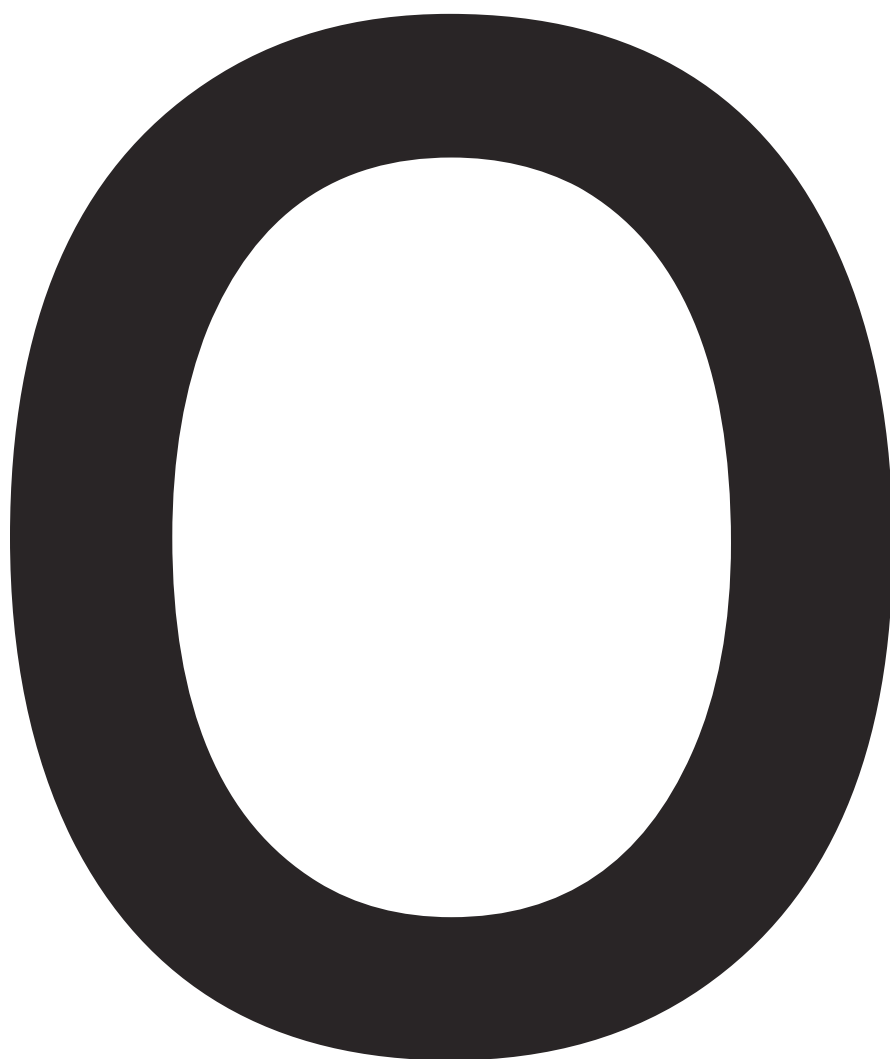
e





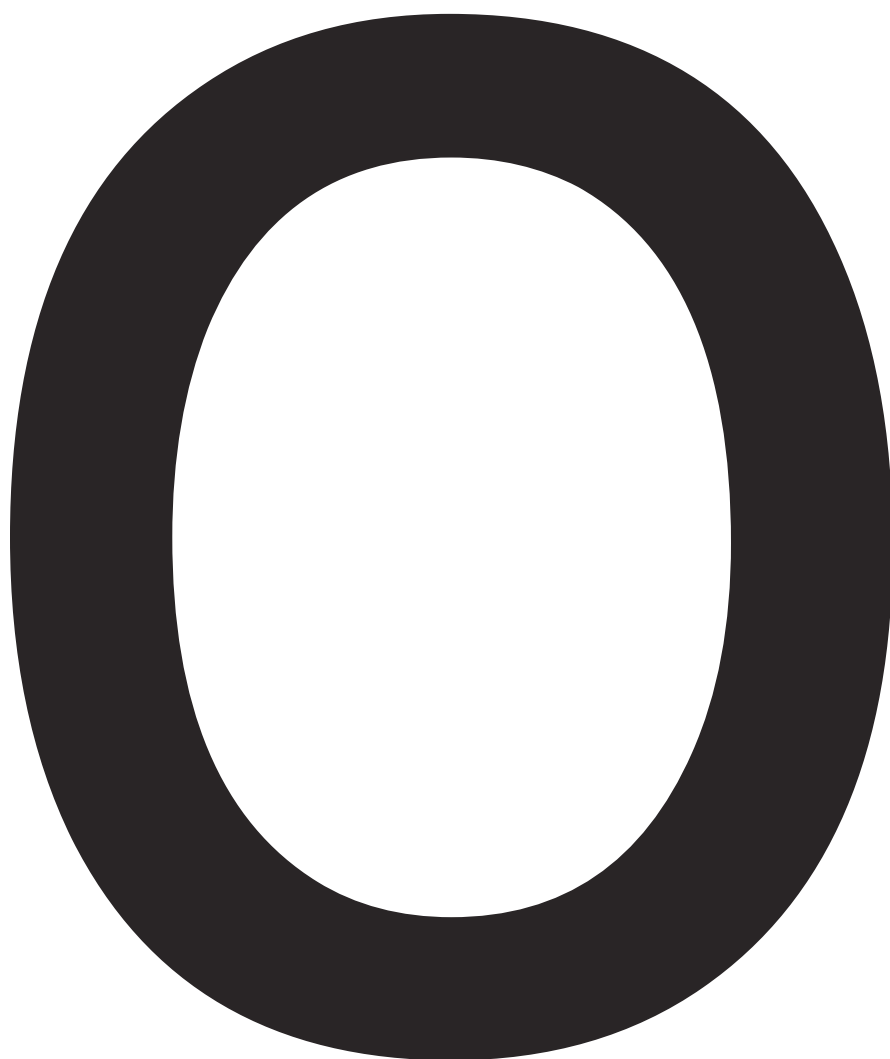






n









**E**





a





**E**





**E**





**E**









a

n

Q



**e**

**E**

a



**E**

C

Q

**E**





a

n

Q

**E**

Q



a



**W**

**i**

S

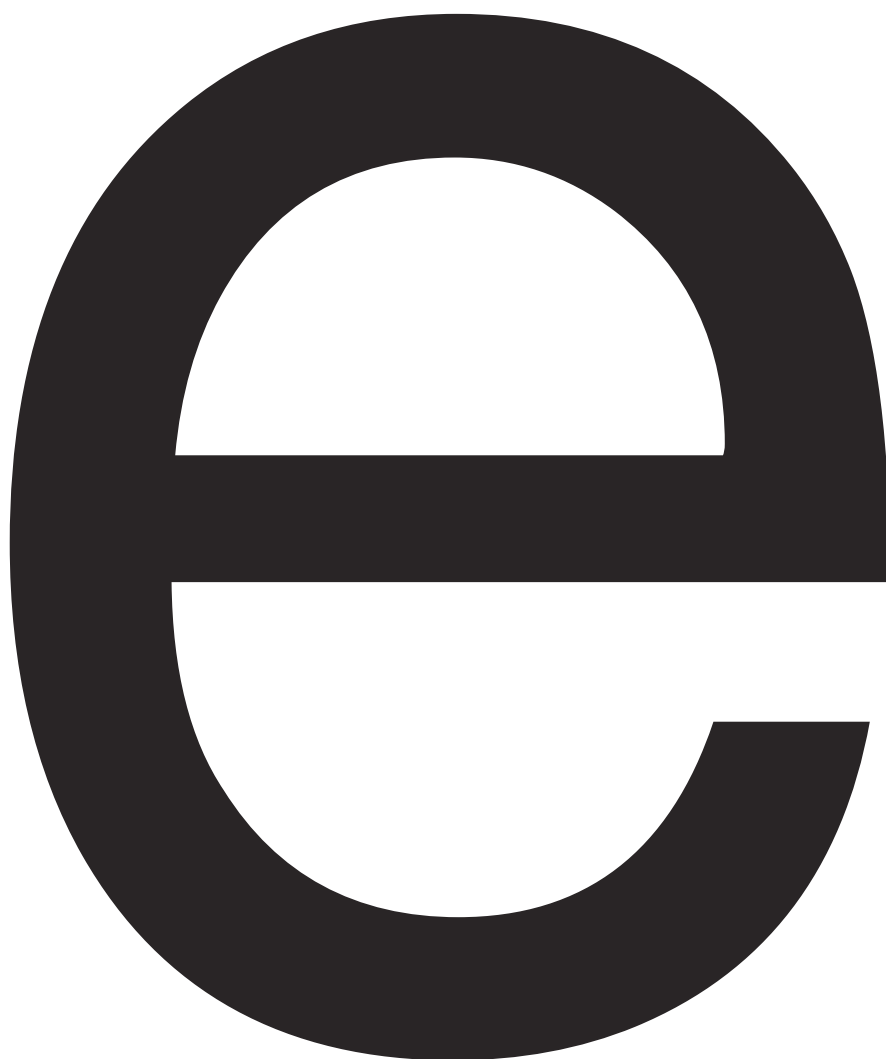
Q

**E**



**e**









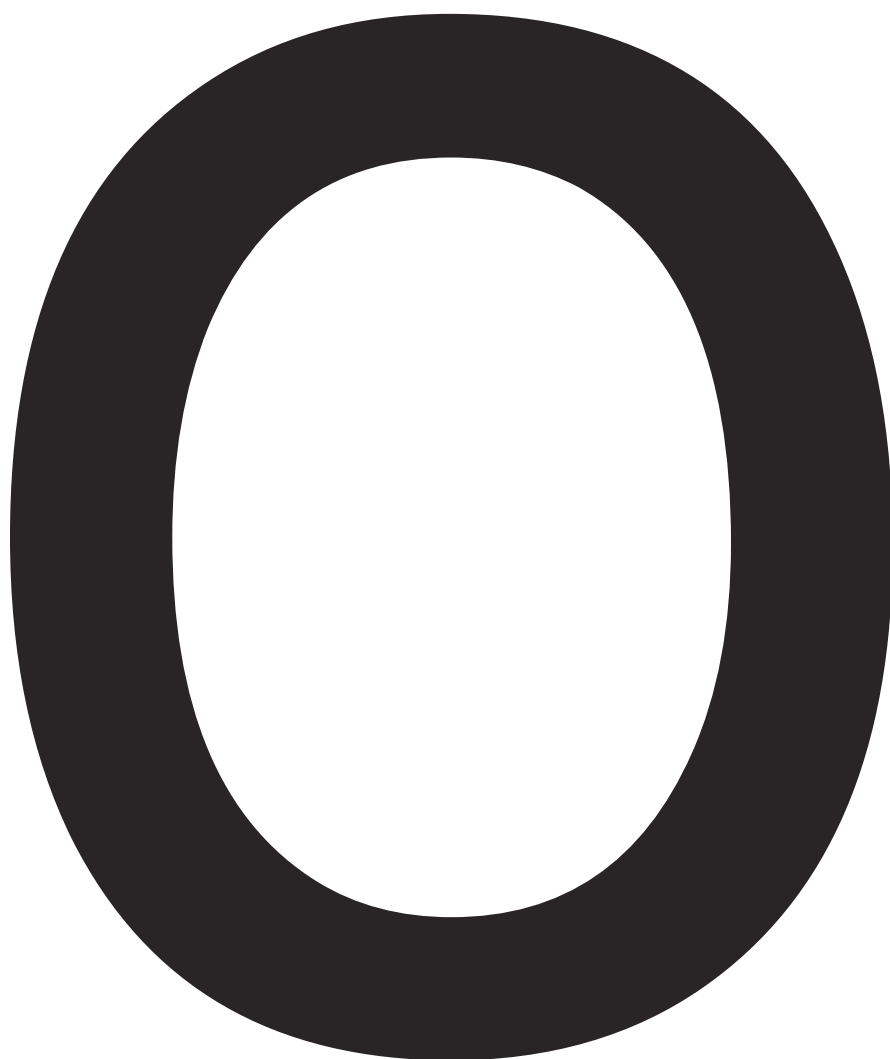




n



S









a



S

a

Q



[REDACTED]

[REDACTED]

[REDACTED]







a

n



**E**

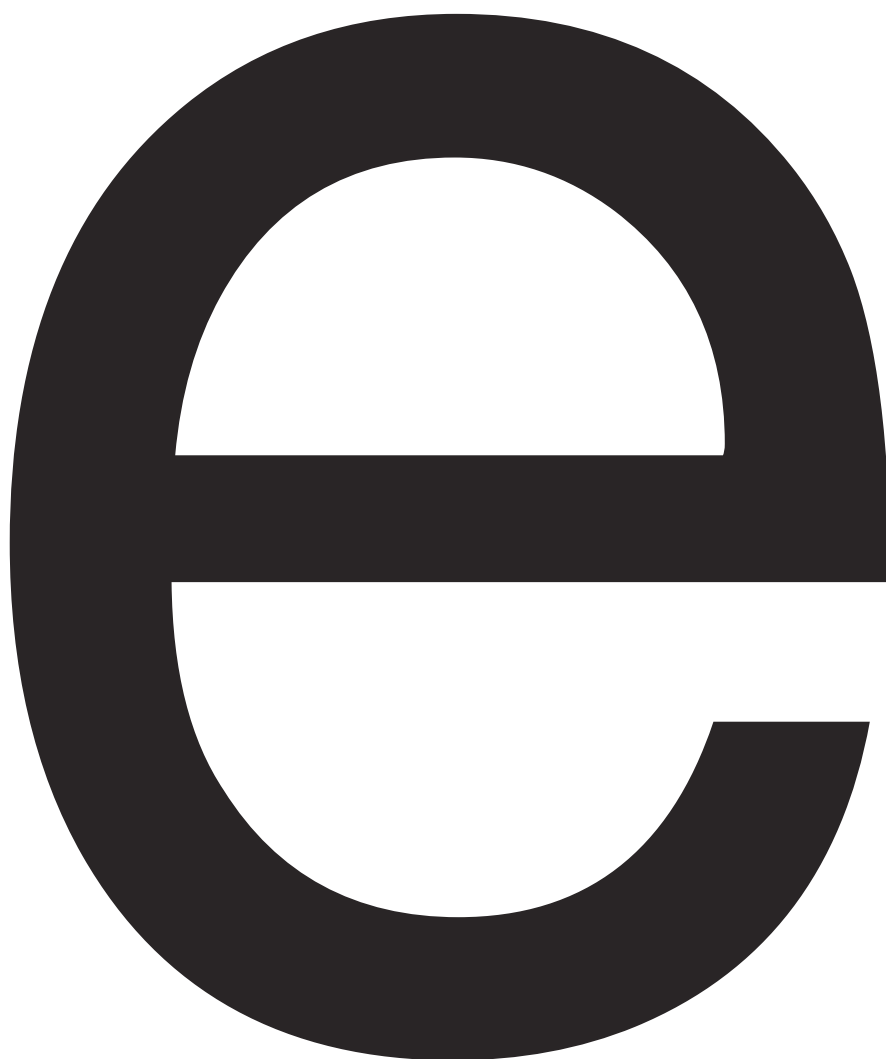


a









S

**E**

C









a



a





**g**



















n



**tr**

**E**



**e**





**P**





S

S





