Abstract

Article 250 of the Criminal Procedural Code contains a list of causes of definite stay of proceedings in the criminal process. It is possible that, when the prosecutor closes its enquiry, the information gathered allows the assertion that the concurrence of more than one of the requirements of said causes is certified. In such situation, the problem whether the definite stay of proceedings may be decreed by any of the concurrent reasons, as chosen by the court, or preference should be given to some over others, is stated. Based on several arguments, the author concludes that there is an order of precedence in the list of causes of definite stay of proceedings, so that the concurrence of one of them excludes the possibility of decreeing the stay of proceedings due to some of the following.

Keywords
Stay of proceedings ¿ Definite Stay of proceedings ¿ Time bar ¿ Criminal responsibility ¿ Termination of criminal responsibility.