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The principle of
legality in
criminal law
declares that no
crime and
punishment can
exist without a
legal base. It
is also known as
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nulla poena sine
lege. It is
Latin for no
crime, no

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punishment
without law.

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means that a
person cannot be
convicted of a
crime that has
never been
publicly
announced, nor
by a law that is
excessively
unclear, nor by
a penal law that
is passed
retroactively to

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legality affords
to the accused
person the right
to be tried and
punished only in
accordance with
an existing law.
This principle
is set forth in

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of the
Legality In
Constitution. It
enjoins the

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punishing an act
or omission,

which was not an
offence under
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laws at the time
of the

commission or

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that is
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sovereignty:
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the power to
abrogate rights,

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but courts will accept that it has done so only if it has used sufficiently clear and express words.

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legality is a concept of law relative to administrative or criminal conduct common in most developed nations.

Generally, this rule of law requires that applicable statutes be in

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place prior to
charging an
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activities. In
other words, an
act must be
deemed illegal
and laws put in
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prior to being
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And any given
time, but that
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themselves to be above the law in the exercise of their functions but remain subject to it".³

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cannot lurk in the dark corners of a broad, vague power. It must bring any departure from the general system of law into the light of 'irresistible clearness', so that people may look at the statute and know

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what legal
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“No one shall be held guilty of any criminal offence, which did not constitute a criminal offence...at the time when it was committed.

**The Government
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