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This thesis was this title: Â € Â – Â "The expert test in the Peruvian criminal process Â ~. This research is the product of exhaustive research, with the aim of modestly contributing to the reader, legal students, legal community and all those people who have interest in detail some theoretical approach, concerning the problem raised, as well as the Forms of evaluation of the test in the process. The criminal proceedings on its part, object and acted is of a public nature, is linked to human rights, its validity and conservation in a rule of law; This condition of a request that their benefits must be done in compliance with the rules and principles of the right process and the guarantees of legal certainty; From its debut the issue of a solution or alternative to the educated problem, the insulation that will be more effective when it is sufficient for the fact that it motivated it, as well as the performance, demonstration and accreditation of the evidence which allow judicial advancement to get to the logic conclusion, they acquire conviction and certainty about the data and their processing with the positive standard. Among the evidence allowed by the law is the test of experts, whose need is admitted and recognized by national and foreign procedural legislation. The test of experts who in the sequel of the criminal trial has a gravitant meaning, reaching a decisive role in the clarification of an educated fact and the issue of a failure; whereas it implies and the forces of adequate and convenient treatment since its offer, admission, performance and evaluation in criminal proceedings; In which qualified persons participate and reputation that guarantees the quality of their work and recognized opinion. However, the one that is the National "Administration of Justice" in its various instances, has made it a "powerless" test, the importance and gravity reduced to a minimum, only formal coverage in the process; situation in which jurisdictional operators (judges, secretaries, experts) have responsibility, the procedural parties, the means for the execution of test objects, etc., which, have transformed into experience in a manipulated test of interest not precisely juridy and Not knowing that it is an "auxiliary" means in the administration of criminal justice; therefore a treatment is justified not only to formulate conceptual clarifications, but for situallly diagnosing their performance, and evaluation in the criminal process and admit that it drives its revaluation and better treatment, given its importance for the acquisition of certainty and truth in an educated conflict made of knowledge of the jurisdiction. The national criminal procedural reality, informs us that, experience as a test has no treatment and guided by a fair trial, from its offer, admission, performance, examination and evaluation, but also the deficiencies indicated with obvious objectification , the competence in our national legal reality is the subject of "JudicialiZation", derived from legal aphorism that "the judge is expert expert, but also the practice of experience in our criminal reality allows us to warn that He suffers a phenomenon of 'police', which makes the expertise in a simple act of formal coverage, ignoring its scientific, technical or artistic consumption, which grants it quality, relevance and, negative effectiveness that has a tasting admission And widespread by those who come to the process station by contravening with formalit , the requirements and processing, and therefore minimize and even ignored the experience. The Esperie NZA in the process, it emerges from a need to provide the judgment of knowledge No extra-legal process, but with the guarantees established by law for their effectiveness and appropriateness, so successfully, Carnelutti claims that the power is "not knowing the judge and expert knowledge, it is a communication of this with that"; That is, because  , the same time the expert evidence is required by virtue of the frequent complexity scientific, technical and artistic, the circumstances, the causes, the means or the facts effects, are so become necessary for the basic legal events and clarify contentious matter. The test is an institution of the judicial process, because   allows to forge the certainty or conviction regarding the coincidence between the presumed on the part of those concerned and the reality, allows a legal adequacy atinada of law with a properly made and just as the claims in litigation that must be properly be based on the evidentiary result; That is to say, therefore, that the test is just to find out if a certain event has actually occurred or if it occurred, in some way, for this reason a study is justified facing the other aspects relating to evidence in criminal proceedings, in particular, have a knowledge of the success of its content. The test in the process has the nature and legal attitude requires requirements and formalities eligibility as evidence, such as: the driving, the relevance, utility, legal lawfulness (intrinsic requirements), But it also requires: The legitimacy for its bid, the judgment of the requirements (extrigence) judge and opportunities, which expresses the great significance and magnitude of the order of proof in a criminal trial. The contribution to the clarification of the truth of a fact taught by expert testing is undeniable and admitted mainly by the doctrine; However, there is debate whether it constitutes a real test medium without ignoring the contribution of expertise that produces conviction on the reality of the facts affecting the process. The experience is designed as an instrument of perception of the facts, for which V'a some preparation or attitude that the judge does not count, but the expert, issuing opinion on the facts of the process, please check with qualified knowledge and specialized that they make it possible to judge properly guide the solution of a problem in a given direction and governing responsibility or innocence of treatment. It 'also a matter of debate and controversy about the importance of the evidence in the case, since the judge can not help it when it is useful to investigate and verify a fact, since its contribution allows a resolution protecting the security of a law and the right administration of justice. Home / Files / N.M. 38 (2012) / civil procedure Currently, the use of a scientific test has reached great levels of support and acceptance, so generating its value as evidence was increased; However, Osvaldo    enjoya ni, this article shows us that the use of science as a means of testing in order to verify the facts that the parties conducting the process, it may actually generate a certain fear about the influence they may have in at least the judge to produce a higher sentencing standards of evidentiary freedom, converting the result obtained in almost a legal proof. Faced with this, the author formulate some necessary parameters for the evaluation of the above test, eventually reaching that conceived as a scientific proof of the expert test, connotations that might be confusing, generating various consequences. aftermath.

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