Republic of Iraq Federal Supreme Court Ref. 100/federal/media/2013



Kurdish text

The Federal Supreme Court (F.S.C.) has been convened on 19.1.2015 headed by the Judge Madhat Al-Mahmood and the membership of Judges Farooq Mohammed Al-Sami, Jaafar Nasir Hussein, Akram Taha Mohammed, Akram Ahmed Baban, Mohammed Saib Al-Nagshabandi, Abood Salih Al-Temime, Michael Shamshon Qas Georges and Hussein Abbas Abu Al-Temmen whom are authorized in the name of the people to judge, they made the following decision:

The Request:

The Council of Minister – Divan – requested the F.S.C. in its letter no.(1/9/6763) on 5.9.2013 the following:-

((the law of Forgoing the Acquired Nationality) was addressed to us by the State Ministry for the I.C.R. affairs the letter no.(13076) on 4.8.2013, in order to complete the procedures of enacting the mentioned law draft, please state what is meant by the text of clause (4th) of article (18) of the constitution, throw stating what considered of the senior sovereign positions according to the constitutional text. With appreciation)).

The request has been scrutinized and deliberated by the F.S.C. and it decided the following:

Federal Supreme Court - Iraq - Baghdad

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The decision:

During scrutiny and deliberation by the F.S.C., it found that the term (a senior, security or sovereign position) stipulated in article (18/4th) of the constitution, its determination depends on the political orientations in Iraq, those in charge of them determine these positions and how it effect the general policy of the state, accordingly its inferences shall be regulated by a law. The decision was issued unanimously on 19.1.2015.

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