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The Federal Supreme Court (F S C) has been convened on 7.23.2018 headed by the Judge Madhat Al-Mahmood and membership of Judges Jaafar Nasir Hussein, Akram Taha Mohammed, Akram Ahmed Baban, Mohammed Saib Al-Nagshabandi, Aboud Salih Al-Temimi, Michael Shamshon Qas Georges, Hussein Abbas Abu Al-Temmen, Mohammed Rijab AL-Kubaisi and Mohammed Qasim AL-Janabi who authorized in the name of the people to judge and they made the following decision:

#### The decision

According to the request listed in the case number (140/federal/2018) which initiated by the plaintiff the Prime Minister/ being in this capacity against the defendant the Speaker of the ICR/being in this capacity. The plaintiff challenges unconstitutionality of the ICR's law and its formations number (13) for 2018. The plaintiff restricted his challenge by unconstitutionality of the articles listed in, which they are (5/1<sup>st</sup>) and (6/2<sup>nd</sup>) and (11/4<sup>th</sup>) and (13) and (15) and (17/7<sup>th</sup>) and (19) and (30/2<sup>nd</sup>) and (33/2<sup>nd</sup>) and (35/4<sup>th</sup>) and (44) and (48) and (50/1<sup>st</sup>/3<sup>rd</sup>) and (51/1<sup>st</sup>/2<sup>nd</sup>/3<sup>rd</sup>) and (52/1<sup>st</sup>/2<sup>nd</sup>) and (53) and (54) and (56) and (57) and (58) and (59) and (64) and (66) and (67) and (73). Also the challenge concentrated on the phrase listed in the law which is it (bylaw) wherever it is mentioned, and the phrase (scientific councils membership) which listed in article (65) of aforementioned law. The plaintiff/ being in this capacity requested to stay of execution of aforementioned articles' provisions till take a decision by unconstitutionality of the case. After scrutiny and deliberation by the FSC, the Court found that the request of staying of execution aforementioned articles' provisions had met required formal sides and relied on legal reasons. While the constitutional justice which represented by the FSC of a

general jurisdiction to try such requests, and according to provisions of article (51) of civil procedure law number (83) for 1969 within meaning of article (93) of the Constitution and article (152) of civil procedure law. The FSC decided to staying of execution the provisions of articles aforementioned of the ICR's law and its formations till a decision is token about unconstitutionality of the case number (140/federal/2018) according to the provisions of the Constitution. The decision issued unanimously on 7.23.2018.