

Abstract

That the existence of judicial control over the legitimacy of the conduct of management towards employees is an important guarantee of the rights and freedoms of employees, because of the adoption of the legitimacy of the rule of law and justice. Since its inception, the administrative judiciary has borne the burden of achieving a balance between the requirements of the public interest that the administration seeks to achieve and the protection of the rights and freedoms of employees from the arbitrariness of the administration if they are used to these rights.

The Staff Court is one of the important legal institutions that plays an effective role in protecting the rights of employees arising from the application of the amended Civil Service Law No. 24 of 1960 and is also a competent authority to challenge the decisions imposing a penalty on the employee. The Court of Administrative Jurisdiction is one of the administrative courts in Iraq, which deals with the dispute between the employee and the administration, which is one of the bodies of the Judicial Council of the State and represents the Administrative Court in Iraq, which exercises its role in supervising the work of the administration, The Staff Court is a refuge for the employee if he believes that the decision of the administration to impose a disciplinary sanction against him or to challenge the decisions arising from the application of the Civil Service Law is illegal. It must be said that there are administrative procedures to be followed when challenged. Disciplinary sanctions or appeals arising from the civil service rights.