

**Legislative repetition of anti-corruption
laws**

Prepare by



Dr. Ma'aly h. AL-shamary
Basic Education College
Wasit University\Iraq
maaly@uowasit.edu.iq

Abstract

Corruption is one of the serious causes of the breakdown of the Principles that under Countries ,It has many types, including Political Corruption,Career,and will Discuss the latter because it has major negative effects, Job Corruption one of these types, from a Criminalized some acts that related to the public job like bribery, forgery ,and embezzlement,-ranged imprisonment Financial Penalties and Confiscation as a supplementary part- , Imposed Various Penalties that have Varied in Various Penalties that have Varied in Various National Legislations, which led to a state of Legislative Repetition.

.Key words: employee, job corruption, crime, laws

The concept of corruption and the pillars of functional crime

1. A concept of corruption

- a. Linguistic concept: Means disorder and imbalance.
- b. Idiomatic concept: It is an abuse of public office for private gain.

[https : //www.transparency.org/](https://www.transparency.org/)

2. The elements of functional crime

- A. Adjective of the perpetrator
- B.The physical aspect
- C. Criminal intent

The most important types of job corruption are:

Falsify information (Is changing the truth with the intention of cheating in a document or any other editor)

Bribery (Trade in the job, in which the job turns into a commodity or service that can be bought and sold)

Crimes of material use from the influence of the job (Embezzlement) (The perpetrator (employee or public servant) gets a specific benefit or benefit)

The position of national legislation on career corruption crimes

A.Pure criminal legislation, such as the Iraqi Penal Code

B. Controls like the Integrity Commission Law and the Public Prosecution Law

Laws that dealt with functional corruption ordinances

1. The Graft Law at the People's Expense No. 15 of 1958.
2. Penal Code No. 111 of 1969 as amended

3. Inclusion Act No. 31 of 2015
4. The Integrity Commission Law No. 30 of 2011
5. Public Prosecution Law No. 49 of 2017

Recommendations:

1. Amending the graft law at the expense of the people.
2. Examine and standardize laws and legislations to ensure non-repetition.
3. Criminalize acts and impose severe penalties for achieving justice.
4. The Public Prosecution Service, the Integrity Commission, and regulatory authorities must maintain public funds.

References

First: legal sources and research

- 1- Abu Amer, Muhammad Zaki (1981). Penal Code, Special Section, University House, Beirut.
2. Al-Badiri, Ismail Sa`sa (2007), Administrative Corruption from a Legal Perspective, Ishtar Journalism Center.
3. Abdel Sattar, Fawzia (1982). Explanation of the Special Penal Code, Arab Renaissance House, Cairo
4. Al-Haidari, Jamal (2008). Explanation of the provisions of the Special Section of the Penal Code, Part 1, University of Baghdad.
5. Al-Jabouri, Maher (2009). Principles of Administrative Law, A Comparative Study, Al-Sanhuri Library, Baghdad.
6. Al-Khalaf, Ali Hussain, and Al-Shawi, Sultan (2010). General Principles in the Penal Code, General Section, 2nd Edition, Al-Atik for the Book Industry, Baghdad.
7. Al-Zubaidi, Salman Ashour, 2010, Introduction to Administrative Corruption, Ministry of Youth and Sports, Baghdad
8. Al-Heiti, Mahrous Nassar (2016). Penal Code, General Section, C1, Sanhuri Library, Baghdad.
9. Badir, Muhammad Ali and others, DT, Principles and Provisions of Administrative Law, Al-Atak for Book Industry.
10. Hussein, Soheir (2015). Moral Responsibility in Confronting Administrative and Financial Corruption, Research published in Diyala Magazine, Issue 5.
11. Ismail, Mahmoud Ibrahim, D.D., Explanation of the Egyptian Penal Code in the Crimes of Assaults on Persons and Crimes of Forgery, 2nd Edition, Anglo-Egyptian Press, Cairo

12. Srour, Ahmed Fathy (1985). Mediator in the Penal Code, Special Section, 3rd Edition, Dar Al-Nahda Al-Arabiya, Cairo.
13. Salama, Mamoun Muhammad (1981). Penal Code, Special Section, Arab Thought House, Cairo
14. Shwish, Maher Abd, DT, Explanation of the Penal Code, Special Section.

Second: Legislation

1. Law No. 15 of 1958 Illicit Gain on the Account of the People.
2. Penal Code No. 111 of 1969.
3. The United Nations Convention against Corruption of 2003.
4. Integrity Commission Law No. 30 of 2011.
5. Inclusion Law No. 31 of 2015.
6. Public Prosecution Law No. 49 of 2017.

Third: websites

1. The official website of the United Nations is www.un.org
2. The official website of Transparency International is www.transparency.org
3. Dictionary of Meanings of www.almaany.com