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| <b>1. Course name</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                 |
| Administrative judiciary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                 |
| <b>2. Course Code</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                 |
| L/AJ305                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |
| <b>3. Term/Year</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                 |
| Academic/Annual System: 2025/2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                 |
| <b>4. Date this description was prepared</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                 |
| 30-1-2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                 |
| <b>5. Available attendance forms</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                 |
| In-person – electronic                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                 |
| <b>6. Number of study hours (total) / Number of units (total)(</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                 |
| Two hours per week for (30) weeks / (60 hours per year                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                 |
| <b>7. Name of the course coordinator (if there is more than one, please mention it.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                 |
| Name: As. Prof. Dr. Basim Mohsan Nayyef      Email: basim.mohsan@mu.edu.iq                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                 |
| <b>8. Course objectives</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                 |
| <p>The aim of teaching Administrative Law in the third year of law school is to equip students with an understanding of a crucial and effective principle that aligns with the aspirations and objectives of a state governed by the rule of law: the protection of the principle of legality through existing oversight mechanisms, whether administrative, political, or judicial. This ensures respect for the principle of legality and safeguards individual rights and freedoms from the abuse of power.</p> <p>The course also aims to familiarize students with the characteristics of administrative disputes, annulment and compensation claims, and the role of the administrative judge in balancing the public interest with private interests.</p> <p>The main objectives of this course can be summarized as follows:</p> <p>1. Protecting the public interest of the state: This is achieved by</p> | <p><b>Course objectives</b></p> |

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| <p>activating oversight of administrative actions and empowering individuals to challenge them if they deviate from the principle of legality.</p> <p>2. <b>Protecting rights and freedoms:</b> This involves activating the role of the administrative judiciary as a tool to protect individuals from abuses and arbitrary actions by administrative authorities.</p> <p>3. <b>Ensuring the principle of legality:</b> This entails ensuring that the administration adheres to the law and guaranteeing that the judiciary monitors the validity of administrative decisions and actions.</p> <p>4. <b>Developing a deep understanding of administrative disputes:</b> This involves teaching students how to distinguish between administrative contracts, administrative decisions, and administrative and personal errors, in addition to annulment claims.</p> <p>5. <b>Achieving Balance:</b> Training students on the role of the administrative judge in the Iraqi, French, and Egyptian State Council courts, and the role of the judiciary and legislation in balancing the public interest with individual interests, and upholding legal certainty.</p> <p>6. <b>Developing Analytical Skills:</b> Analyzing laws and regulations, and studying the rulings of administrative courts (comparative and national) to apply them to practical national disputes.</p> <p>7. <b>Understanding Judicial Structures:</b> Studying the jurisdictions of State Council and its administrative, judicial, and advisory bodies, and how to interact with the administrative courts within the State Council as well as the mechanisms for filing lawsuits and obtaining legal advice.</p> |                 |
| <b>9. Teaching and learning strategies</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                 |
| <p>Teaching strategies for administrative law in law schools rely on integrating the theoretical aspects of the curriculum with practical application in administrative actions, decisions, and lawsuits filed against these decisions before the competent administrative courts. This includes activating traditional oral lectures and assessing student engagement and interaction. Furthermore, the strategy emphasizes the analysis of issued judicial rulings, the study of relevant cases, and the connection of concepts to legal principles and practical realities. The aim is to build students' legal skills and character, enabling them to formulate defenses and</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | <b>Strategy</b> |

manage administrative disputes..

Among the most important teaching and learning strategies for the subject of Administrative Law are:

1. Studying and discussing administrative decisions, the problems that arise after their issuance, and their underlying causes.
2. Analyzing judicial rulings and studying the decisions of the State Council and administrative courts to enhance understanding of judicial review, annulment proceedings, and grounds for appeal.
3. Continuous learning based on administrative problems, presenting and discussing real-life case studies (such as public service disputes or administrative contracts) to derive legal solutions.
4. Engaging in dialogues, posing questions, listening to answers, and discussing them to stimulate students' critical thinking regarding in-depth analysis within the framework of the principle of legality and the consequences of violating it.
5. Using real-world examples and applying lectures and their analysis to real-world theories, principles, and laws.
6. Empowering students to engage in self-directed learning and independent research into texts, laws, rulings, principles, and judicial precedents.
7. Regularly assessing student progress through daily and term exams.

#### 10. Course structure

| Evaluation method                      | Learning method                   | Name of the unit or topic           | Required learning outcomes                    | Hours | Week     |
|----------------------------------------|-----------------------------------|-------------------------------------|-----------------------------------------------|-------|----------|
| Lecture and discussion                 | Lecture, discussion, and question | Restricting administration by law   | cognitive, analytical, and skill-based domain | 2     | Week – 1 |
| Thought-based questions and discussion | Lecture, discussion, and question | The principle of legality           | cognitive, analytical, and skill-based domain | 2     | Week– 2  |
| Quick oral quiz and                    | Lecture, discussion,              | Sources of the principle legitimacy | cognitive, analytical, and skill-based domain | 2     | Week– 3  |

|                                        |                                    |                                                                                 |                                               |   |          |
|----------------------------------------|------------------------------------|---------------------------------------------------------------------------------|-----------------------------------------------|---|----------|
| assessment                             | and question                       |                                                                                 |                                               |   |          |
| Lecture and discussion                 | Lecture, discussion, and questions | List the legal rules                                                            | cognitive, analytical, and skill-based domain | 2 | Week-4   |
| Thought-based questions and discussion | Lecture, discussion, and questions | <i>Sources of legitimacy in Islamic law</i>                                     | cognitive, analytical, and skill-based domain | 2 | Week-5   |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Discretionary authority                                                         | cognitive, analytical, and skill-based domain | 2 | Week -6  |
| Lecture and discussion                 | Lecture, discussion, and questions | The relationship between discretionary power and administrative decision-making | cognitive, analytical, and skill-based domain | 2 | Week -7  |
| Thought-based questions and discussion | Lecture, discussion, and questions | Elements of an administrative decision                                          | cognitive, analytical, and skill-based domain | 2 | Week-8   |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Judicial oversight of discretionary power                                       | cognitive, analytical, and skill-based domain | 2 | Week -9  |
| Lecture and discussion                 | Lecture, discussion, and questions | Theory of exceptional circumstances                                             | cognitive, analytical, and skill-based domain | 2 | Week -11 |
| Thought-based questions and discussion | Lecture, discussion, and questions | Acts of sovereignty                                                             | cognitive, analytical, and skill-based domain | 2 | Week- 12 |

|                                        |                                    |                                               |                                               |   |          |
|----------------------------------------|------------------------------------|-----------------------------------------------|-----------------------------------------------|---|----------|
|                                        | questions                          |                                               |                                               |   |          |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Acts of sovereignty in Islamic law            | cognitive, analytical, and skill-based domain | 2 | Week- 13 |
| Lecture and discussion                 | Lecture, discussion, and questions | Means of monitoring the principle of legality | cognitive, analytical, and skill-based domain | 2 | Week- 14 |
| Thought-based questions and discussion | Lecture, discussion, and questions | Political and administrative oversight        | cognitive, analytical, and skill-based domain | 2 | Week -15 |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Administrative Control Assessment             | cognitive, analytical, and skill-based domain | 2 | Week -16 |
| Lecture and discussion                 | Lecture, discussion, and questions | Administrative oversight in Islamic law       | cognitive, analytical, and skill-based domain | 2 | Week -17 |
| Thought-based questions and discussion | Lecture, discussion, and questions | Oversight by independent bodies               | cognitive, analytical, and skill-based domain | 2 | Week -18 |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | The Ombudsman and the Waset                   | cognitive, analytical, and skill-based domain | 2 | Week -19 |
| Lecture and discussion                 | Lecture, discussion, and questions | Integrity Commission in Iraq                  | cognitive, analytical, and skill-based domain | 2 | Week-20  |
|                                        | Lecture,                           | Judicial Control                              | cognitive, analytical, and                    | 2 | Week20   |

|                                        |                                    |                                                |                                               |   |          |
|----------------------------------------|------------------------------------|------------------------------------------------|-----------------------------------------------|---|----------|
| Thought-based questions and discussion | discussion, and questions          |                                                | skill-based domain                            |   |          |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Unified judicial system                        | cognitive, analytical, and skill-based domain | 2 | Week -21 |
| Lecture and discussion                 | Lecture, discussion, and questions | Dual judicial system                           | cognitive, analytical, and skill-based domain | 2 | Week-22  |
| Lecture and discussion                 | Lecture, discussion, and questions | Oversight by independent bodies<br>Islamic law | cognitive, analytical, and skill-based domain | 2 | Week -23 |
| Thought-based questions and discussion | Lecture, discussion, and questions | Administrative judiciary in Iraq               | cognitive, analytical, and skill-based domain | 2 | Week-24  |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | Administrative lawsuit<br>Annulment lawsuit    | cognitive, analytical, and skill-based domain | 2 | Week-25  |
| Lecture and discussion                 | Lecture, discussion, and questions | Conditions for administrative laws             | cognitive, analytical, and skill-based domain | 2 | Week- 26 |
| Thought-based questions and discussion | Lecture, discussion, and questions | Compensation claim                             | cognitive, analytical, and skill-based domain | 2 | Week-27  |
| Quick oral quiz and assessment         | Lecture, discussion, and questions | The importance of the compensation claim       | cognitive, analytical, and skill-based domain | 2 | Week-28  |

|                    |                                    |                                |                                               |   |          |
|--------------------|------------------------------------|--------------------------------|-----------------------------------------------|---|----------|
| Lecture discussion | Lecture, discussion, and questions | Types of liability             | cognitive, analytical, and skill-based domain | 2 | Week –29 |
| Semester exam      | Lecture, discussion, and questions | Compensation in Islamic Sharia | cognitive, analytical, and skill-based domain | 2 | Week- 30 |

### 11.Course evaluation

**(15) marks for each semester exam (two semesters = 30 marks), (10) marks for the daily exam, and (60) marks for the final exam, total = 100 marks**

### 12.Learning and teaching resources

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| Textbooks: Administrative Law<br>(Author's Name<br>أ.د. غازي فيصل مهدي                                               | Required textbooks (methodology, if applicable)                                                                                                                                                                                                  |
| Textbooks: Administrative Law<br>(Author's Name<br>أ.د. عدنان عاجل عبيد                                              | Main references (sources)                                                                                                                                                                                                                        |
| Textbooks: Administrative Law<br>(Author's Name<br>أ.د. وسام صبار العاني                                             | Recommended supporting books and references<br>(scientific journals, reports...                                                                                                                                                                  |
| <b>Iraqi legislative base</b><br><a href="https://www.sjc.iq/alet-krarat.php">https://www.sjc.iq/alet-krarat.php</a> | <b>Electronic references, websites</b><br><a href="https://council-state.iq/">https://council-state.iq/</a><br><a href="https://esc.gov.eg/">https://esc.gov.eg/</a><br><a href="https://www.conseil-etat.fr/">https://www.conseil-etat.fr /</a> |

**Assistant Professor Dr. Basim Mohsin Nayyef**

**Specialization: Administrative Law**