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الوقائع العراقية

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الجريدة الرسمية لجمهورية العراق

رؤژنامهى فهرمى كوّمارى عىراق

تصدر عن وزارة العدل

وهزارهتى داد دهرى دهكات



Legislation

No. 3

**Instructions to facilitate the implementation of Law of
Compensation for Victims Who Lost Part of Their Bodies
As a Result of the Practices of the Former Regime**

No. (3) Of 2014

تعلیمات تسهیل تنفيذ قانون تعویض المتضررين الذين فقدوا جزءاً من أجسادهم
جزءاً ممارسات النظام البائد (مع تعديلها)

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Instructions

Based on the provisions of Article (11) of Law of Compensation for Victims Who Lost Part of Their Bodies as a result of the Practices of the Former Regime No.(5) of 2009, we have issued the following instructions:

No.(3) of 2014
Instructions to facilitate the
implementation of the law of
Compensation for Victims Who Lost Part
of Their Bodies as a Result of the
Practices of the Former Regime No.(5) of

Article 1

The provisions of these instructions shall be applied to those affected who lost part of their bodies, inflicted by a chronic disease, handicap or disability or were subjected to mutilation or torture in prisons because of their opposition to the policies of the former regime, or their confrontation with the repressive agencies for a period from 17/ 7/ 1968 to 9/ 4/ 2003.

Article 2

First: Those who covered by the Law of Compensation for Victims Who Lost Part of Their Bodies as a result of the Practices of the Former Regime No.(5) of 2009 shall be granted the following:

- a. (15,000,000) Fifteen million dinars for the injured whose a disability of (100%) a hundred per cent.
- b. (10,000,000) ten million dinars for the injured whose a disability of (50%) a fifty per cent or less.



Instructions

- c. The injured person whose a disability of (50%) fifty per cent shall be compensated with an amount equivalent to his/ her disability percentage of the maximum limit stipulated in Para (First) of this Article .

Second: A residential plot whose area does not exceed (200) two hundred square meters in the centre of the province and does not exceed (250) two hundred and fifty square meters in the centre of the district and (300) three hundred square meters in the centre of the sub-district as an exception to the provisions of the dissolved Revolutionary Command Council Resolution No. (120) of 1982.

Article 3

First: The Ministry of Municipalities and Public Works and the Municipality of Baghdad shall allocate the residential plots stipulated in Article (1) of these instructions.

Second: The covered person shall be granted a cash allowance of (50,000,000) fifty million dinars in case that a residential plot of land is not available.

Article 4

The amount of compensation shall be disbursed, and the plot of land or a monetary allowance thereof shall be allocated to the heirs covered by the provisions of the aforementioned law in the event of his/ her death and in accordance with the Legitimate Qassam (the Islamic Inheritance Allotment Rule. Translator).

Article 5

The requests of those covered by the provisions of these instructions or their heirs shall be submitted to the committee formed in the province in accordance with the provisions of Item (First) of Article (4) of the aforementioned law, accompanied by the decision of the penalty ruling and the medical report issued by the competent medical committee that confirms the occurrence of the injury, chronic disease, handicap or disability or being subjected to mutilation or torture because of the practices of the previous regime.



Instructions

Article 6

These instructions shall be applied to the previous cases that were compensated in accordance with Law No.(5) of 2009 and the difference in the amount of compensation shall be given in light of what he/ she is entitled to under this law.

Article 7

The instruction No. (3) of 2010, Instruction to facilitate the implementation of the law of Compensation for Victims Who Lost Part of Their Bodies as a result of the Practices of the Former Regime No.(5) of 2009 shall be repealed.

Article 8

This law shall be effective once it is published in the Official Gazette.

Hushiar zibari
Minister of Finance



Instructions

No.(1) of 2019

First amendment to the instructions

No.(3) of 2014

**Instructions to facilitate the
implementation of the law of
Compensation for Victims Who Lost Part
of Their Bodies as a result of the Practices
of the Former Regime No.(5) of 2009**

Based on the provisions of article (11) of the law on compensation for victims who lost part of their bodies as a result of the practices of the former regime No (5) 2009 amended by law No (102) of 2012 and law No (7) 2018, we have issued the following instructions:

Instructions

No.(1) of 2019

First Amendment to Instructions No (3) 2014

**Facilitating the Implementation of the Law of Compensation for Victims
Who Lost Part of Their Bodies as a Result of the Practices of the Former
Regime
No. (5) 2009)**

Article 1

The text of Article (5) of the instructions shall be repealed and replaced with the following:



Instructions

Article 5

First: The requests of those covered by the provisions of the aforementioned law or their heirs shall be submitted to the committee formed in the province in accordance with to the provisions of Item (First) of Article (4) thereof, accompanied with the penalty ruling and medical report issued by the competent medical committee that confirms the occurrence of an injury, chronic disease, handicap or disability or exposure to mutilation or torture due to the practices of the previous regime.

Second:

- a. A non-employee or retiree shall be submit a written pledge certified by the Notary Public not to receive any salary or monthly amount from the state for the purposes of obtaining the pension, in addition to the documents stipulated in Item (First) of this article.
 - b. Those previously covered by the provisions of the aforementioned law who are not employees or retirees shall be submit a written pledge certified by the Notary Public that he/ she shall not receive any salary or monthly amount from the state.
- Third: Retirement transaction shall be filed for those covered by the provisions of Item (Second) of this Article by the competent province.

Article 2

These instructions shall be effective from the date its publication in the Official Gazette.

Fouad Hussein
Deputy Prime Minister for Economic Affairs
Minister of Finance

These amendments to the instructions have been published in the Official Gazette, Issue No.(4537), on 22/ 04/ 2019