

First Stage

Lecture 1

The Concept of "Law"

In this lecture you are going to encounter a variety of legal terms which they may be difficult for the first weeks since you never hear of them before and because they are related to legal fields which makes it more complicated. In this lecture we shall define the word "law" and also talk about the differences between law and religion. The term law can be define as " a body of general rules and principles regulating human conducts in society, the obedience to which is enforced by a supreme authority". So we can say that for a rule to be law there must be three conditions which are:

- 1-The rule should be general
- 2-It should regulate human conduct
- 3-It should be enforced by a supreme authority

The Differences between Legal Rules and Religious rules

In order to distinguish between legal rules and religious rules, there are three differences which are:

- 1-Rules of law are temporal and positive while religious rules are divine.
- 2-Rules of law have a narrower scope of operation than rules of religion.
- 3-Legal rules have a positive sanction enforced by a state whereas the sanction of religious rules is divine.

Lecture 2

The Differences between Legal Rules and Moral Rules

In spite of the difficulty in distinguishing between legal rules and moral rules, but it is possible to compare between them in the following differences:

1-The scope of the law is narrower than that of morality. Legal rules regulate external conduct of the individual, whereas moral rules in addition to the external conduct it regulate the internal feeling of the individuals.

2-Rules of law have a positive sanction enforced by a state whereas the sanction of the moral rules sanctions are social.

3-Legal rules aims to keep order in society, while moral rules look towards ideal ends pushing man to perfection.

The Necessity of Law

Law is considered very important aspect to keep order and security in society and also to regulate human conduct. It also regulate the relation between the various organs of the state and determines the goals, functions, and structure of each organ.

Lecture 3

Sources of Iraqi Law :Classification

The word source means the origin from which a thing comes about. The sources of law can be classified into 'formal' and 'informal'. The formal sources are:

1-legislation

2-custom

3-islamic law

4-equity

The informal sources are:

1-judicial decision

2-juristic opinions

Legislation: Definition

Legislation can be defined as the formulation of law by an appropriate organ or organ of the state.

The Advantages of Legislation

The advantages of legislation can be explained as the following:

1- The clarity of the rules of law

2- The speed in the process of repealing and adopting of legal rules

3- The universality of rules which become effected in all parts of the legislating country.