

LAWS

In the Name of the People.
The Revolutionary Command Council.

Resolution No. 68.

Date : 23 Shawal- 1413 H.
14.4.1993 A.D.

In accordance with the provisions of Para. (A) of Article (42) of the Constitution, the Revolutionary Command Council have decided to promulgate the following Law:

Law No. (8) of 1993 of
the Ministry of
Irrigation

Article -1-

The Ministry of Irrigation aims at:

- Firstly : Planning of water resources in the Country and the building up of dams, the land reformation and maintenance, the exploitation of surface water and under ground water, to achieve the better usage of the water wealth and the maintenance of soil within the general plan of the State.
- Secondly : Administeving, developing, the growing of water resources, their circumscribing, the limitation of their resources and usages, the operation and the maintenance of the irrigation projects, preventing the dangers of flood and to control on the water flows, the rivers basins and the organization of water distribution.
- Thirdly : Conducting all the studies concerned with all the irrigation projects, establishing the designs, instruments and the work programmes to implement them by their formations or the consultants.
- Fourthly : The execution of the projects entrusted thereto or to the other authorities inside and outside the Country as contractor or by its executive authorities or the local, Arab. and foriegn contractors and the supervision over their execution and following up.
- Fifthly : Maintaining and operating the dams, the irrigation and reformation projects, in accordance with what is stipulated in the laws in force.

Article -2-

The Minister of Irrigation is the supreme head of the Ministry and shall be issued by him all the resolutions, instructions and orders in any thing having a relation with the execution of the Ministry's task, its formations, competences and all its administrative and technical affairs within the limits of this Law and the other valid laws, and he may authorize the heads of departments and the officials related to the ministry some of his competences except those authorized to him personally.

Article -3-

There shall be for the Ministry one under-secretary or more, undertaking the exercising the tasks entrusted to him by the minister.

Article -4-

Firstly : The Ministry's Center shall be consisted of:

- A- The Private Bureau of the Minister.
- B- The planning and Following up Department.
- C- The Administrative Department.
- D- The legal affairs Department.
- E- The Computer Department.
- F- The Informational Bureau.

Secondly : The Departments connected with the Ministry :-

- A- The General Bodies:
 - 1- The General Body of dams and Reservoirs.
 - 2- Al Habda Company for maintaining the Reformation Projects.
 - 3- The General Body of Survey.
 - 4- The General Body of operating the Irrigation Projects.
- B- The Companies:
 - 1- Al-Rafidain Company for Constructing the Dams.
 - 2- Al- Habda Company formaintaining the Irrigation Projects.
 - 3- Al-Nasir Company for maintaining the Irrigation Projects.
 - 4- The Company of Digging up the Water Wells.
 - 5- The Company of Repairing the Machines and Tools.

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6- Al Qadisiya Company for the Irrigation and Reformation Projects.

7- Al Fao Company for the Irrigation and Reformation Projects.

C- Centers

1- Al-Furat Center for the studies and designs of Irrigation Projects.

2- Dijlah Center for the Studies and designs of Irrigation Projects.

3- The Center of Water Resources and Soil Researches.

Thirdly : The Irrigation Directorates in the Governorates except the Governorates of Autonomy Region.

Fourthly : The companies and centers shall operate in accordance with laws specialized therewith.

Fifthly : There shall be a general director to preside over each of the department and the General Body stipulated in Items (Firstly) and (Secondly).

Article -5-

The Irrigation Directorates in Arbil, Sulaymaniya, Duhok governorates shall be connected with the competent administration in Autonomy Region and the coordination shall be made between the said administration and the Ministry Center in accordance with the instructions issued by the cabinet, with due regards the laws, Regulations and instructions concerned with the formation and administration of the Autonomy Region bodies.

Article -6-

The Minister may issue an instructions defined accordingly the specializations and the competences of the ministry formations stipulated in Article (4) of this Law.

Article -7-

The applying of the provisions of the service legislations which were prevailed before the validity of this law shall continue on the officials of the ministry center and the cadres of the bodies, companies, and centers stipulated in this law.

Article -8-

The General Bodies stipulated in Item (Secondly) of Article (4) of this Law shall have a juristic personality and financial and administrative independence to achieve its objectives and they shall be represented by the Director general or whoever he authorises.

Article -9-

Firstly - The Ministry of Irrigation founded with this law shall replace the Ministry of Agriculture and Irrigation founded by the law No. (76) of 1987 as far as the matter concerned with the formations stipulated in this Law.

Secondly : All the rights and obligations of the abrogated Ministry or whatever due thereon including its properties of the moveable and immovable properties and the specializations allotted thereto in the current budget and the development plan, shall be reverted to each of the ministry of Irrigation founded with this Law and the Ministry of Agriculture founded with Law No. (7) of 1993 as well as the distribution of the abrogated Ministry cadres and its personnels shall be made on each of the said two Ministries in coordination between the two competent ministers in accordance with a resolution issued by Council of Ministers.

Thirdly : The Minister may re-distribute the abrogated formations cadres by virtue of this Law on the formations stipulated in Article (4) therefrom or any other formations.

Article -10-

The Minister of Irrigation shall issue an instructions to execute the provisions of this Law.

Article -11-

This Law shall come into force from the date of its publication in the Official Gazette.

Saddam Hussain

**Chairman of the Revolutionary
Command Council**

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