

Abstract

The personal rights and freedoms are the most important humanitarian cases that raised disputations between the intellectuals since ancient ages . these are original rights for man which emerged since the first creation and developed with the civilization . the humanity has struggled in order to organize and confirm it as far as impost as laws within conventions , declarations and international compacts in order to disseminate justice , equality and respect human dignity , the principle of equality between human beings has been still occupying the public opinion to this day .

All the religions have been deal with this principle that call to reconciliation , fraternity and equality without any discrimination between people all in same equality with the one creation material and differential in kind of creation , personalization , cancelling the caste and differences . the equality is connecting to the freedom and justice which never gets up without equality , many of agreements international compacts have interested with this concept some of them the equality in rights and occupying the public posts at the state that the international convention of human rights , the international conventions special of civil an political rights have deal with .

While we talk about the equality principle means all individuals with rights and freedoms as charging with public posts and all people whom have same required conditions equal to occupy these posts and employments , and the equality of chances between them and no discrimination between citizens in occupation these posts and between whom have same required qualifications, represented at the legal centers as condition of the qualification , skills and professional experiences which considered as essential point to apply the concept of equality on all individuals without exception .

The basic base of the human rights and its freedoms stand on the equality between people without exception for any reason and stated the equality means given them their shares of freedoms upon the duties , but wasting the equality principle between individuals in right of occupying public posts mean wasting this right also for other freedoms and rights , because this concept as base for the democratic construction of the state and discrimination between individuals for any reason will destroy the democratic achievements and getting it out from equality between individuals .

Currently the corruption – as being known – an international problem available in each society , but some countries harmed mostly of others , mainly emerged the problem of the corruption at countries that transmit in stages of political , economical and social developments where given the most priorities for governance management and stability , many of growing democratic seeking to specify ways of fighting the corruption currently that the citizen requests to get even with his leaders .

The corruption is vicious tendency struggle the good values for the man regardless of the nature of social and political system , it is not excuse any one even to be virtuous society leaded by prophet as Mohammed (Peace be upon him) whereas describing own public fund without any right as own a piece of Heel , the societies in all over the ages and times knew the corruption

phenomena as well as it is possible to say this continuous phenomena stick to human civilization and integral part of political and social struggles through the history .

The administration and financial corruption is a critical phenomena faces the countries especially the developing countries whereas its societies decay the security and what followed by paralysis in construction , development and economical processes , that having a destruction to economic , fund ability and administration , as result disability of the state to face challenges of reconstruction and rehabilitation and build the essential infrastructure .

It is possible to say that the corruption is misuse the post , the power and using the general power for private benefit –whether through the bribery , employees excesses their authorities , trade with powers , misuse of employment powers , defalcation , illegal gain , hidden evidence of corruption crime , money laundering , hampering the justice process , etc .. of crimes .

Here we could say through the analysis the phenomena of the administration and financial corruption crime in Iraq is too difficult , without connection with the history of this phenomena under the progressing of succession of governments on the corrupted state in Iraq not of the current situation but its deep roots in the social building since the establishment of the modern Iraqi state .

The foundation of the service council in most countries not randomly or by hazard or personal desire but it has been emerged as result of the urgent need as the growing of modern state employments and what have been arranged of increases the employees greatly , which obliged to arrange their affairs by public system and unified , it was necessary to find a neutral specialized department supervises on this policy on based on the performance , justice and equality of opportunities for citizens with all related to job and promotion etc. these entities were been chosen by public are within services councils that deemed of the state requirements on basis the governmental system manage its affairs to achieve the justice and prosperity for all .

As we have showed the corruption is an old social phenomena , that circulate newly especially in Iraq and Arab Homeland , because of the authorities don't obey for clear laws that announce follow control system to practice supervision or because of the illiteracy of the citizen or his fear , or lack of expression of freedom , if the possessing the power push them to exploit it to their goals , then practice kinds of financial and administration corruption .

Based on these thoughts , it must study the responsibility of the official authorities at the state and its legal and constitutional role to face all kinds of corruptions , also the constructional of this power within the state and what it enjoys of independence and importance in its watching role , to ensure its subjection to the law and the people will , and the participation of the citizen to make decision by its representatives . so that the research process required to the first chapter specify for the concept of equality in occupation the public posts , for the second chapter it has been discussed the financial and administration corruption , the third chapter deal with the insurance means the equality principle in charging with public posts .

We have ended the study with the most importance results that achieved and comparison research and submit the most important recommendations that will state the impact of the administration corruption on principle of equality between citizens to occupy the public posts that we wished to include our national project