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### RESEARCH ARTICLE

#### REGULATION OF THE LEGAL BASIS OF THE ACTIVITIES OF THE INTERNAL AFFAIRS BY ACTS OF THE PRESIDENT OF THE REPUBLIC OF UZBEKISTAN

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#### Abstract

The article analyzes the legal framework for the management system of law enforcement agencies on the example of documents of the President of the Republic of Uzbekistan. The acts of the President of the Republic of Uzbekistan are disclosed, which constitute the legal basis of the management system of internal affairs bodies, which directly regulate relations with the management system, regulate the activities of the relevant industry services, provide leadership and organization of management in regional law enforcement agencies.

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#### Introduction:-

One of the main internal functions of the state is maintaining law and order, protecting the rights and freedoms of citizens. Law enforcement agencies play an important role in this function. Today, law enforcement agencies are entrusted with the functions of the main guarantors of the protection of the rights, freedoms and legitimate interests of citizens, property of individuals and legal entities, the constitutional order, the rule of law, security of the individual, society and the state.

Acts of the President of the Republic of Uzbekistan also occupy a special place in the system of legal regulation of the activities of internal affairs bodies as a legal basis for their management system. This is primarily due to the fact that the Ministry of Internal Affairs of the Republic of Uzbekistan is directly subordinate to the President of the Republic of Uzbekistan, and in accordance with the legislation - to the Cabinet of Ministers of the Republic of Uzbekistan on certain issues.

Acts of the President of the Republic of Uzbekistan aimed at the legal regulation of the activities of internal affairs bodies can be divided into the following groups, depending on their place in the legal management system:

- acts that directly regulate relations in the management system in the internal affairs bodies;
- acts regulating the activities of the specialized and sectoral services of the internal affairs bodies;
- acts related to ensuring the management of the system of internal affairs bodies;
- acts related to the organization of management of the activities of territorial divisions of internal affairs bodies.

Consideration of these legal acts must begin with the disclosure of acts of the President of the Republic of Uzbekistan that directly regulate relations with the management system of internal affairs bodies.

Decree of the President of the Republic of Uzbekistan dated February 7, 2017 PF-4947 «On the Strategy of Actions for the Further Development of the Republic of Uzbekistan» is a document that has a conceptual and fundamental

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institutional impact on the management system of internal affairs bodies. In particular, O. Mukhamedov emphasizes that the system of internal affairs bodies has been reformed in the following sectors based on the Action Strategy:

firstly, the legal framework of the internal affairs bodies has been completely updated;  
secondly, the main tasks and functions of the internal affairs bodies were redistributed and clearly divided between the republican, middle and lower levels. The main forces and assets were sent to the field;

thirdly, the style of work and forms of the internal affairs bodies have been radically changed. The main directions of the activities of the internal affairs bodies were aimed at protecting the rights and freedoms and legitimate interests of citizens and early warning of violations;

fourth, the accountability of the heads of the internal affairs bodies to the public and the prevention inspectors directly to the public, new effective criteria for assessing the work of the employees of the internal affairs bodies;

fifth, the structural structures of the internal organs have changed dramatically;

sixth, a new order of service in the internal affairs bodies has been established; seventh, the material and technical base of the internal affairs bodies has been strengthened. Modern information and communication technologies and innovative projects have been introduced into the activities of the internal affairs bodies;

eighth, favorable conditions have been created for the effective work of employees of the internal affairs bodies, the legal and financial basis for providing them with office housing<sup>1</sup>. You can also agree with the author's opinion that these areas directly influenced the management system of the internal affairs bodies.

So, one of the main documents is the Decree of the President of the Republic of Uzbekistan dated April 10, 2017 «On measures to radically improve the efficiency of law enforcement agencies, strengthen their responsibility to ensure public order, reliable protection of the rights, freedoms and legitimate interests of citizens».

In our opinion, this decree of the President of the Republic of Uzbekistan serves to improve the management system of internal affairs bodies in two directions:

the first - caused significant editorial changes in the structure of the internal affairs bodies;  
the second led to a radical renewal of the conceptual foundations of the management system of the internal affairs bodies.

The following changes have taken place in the structure of the internal affairs bodies: the Main Investigation Department was transformed into the Investigation Department under the Ministry of Internal Affairs of the Republic of Uzbekistan; Service for work with personnel in the General Directorate of Personnel; Organizational and Inspection Directorate in the Main Organizational and Inspection and Information and Analytical Directorate; Department of Exit, Entry and Citizenship Registration at the Main Department for Migration and Citizenship Registration; Special inspection of personnel in the Directorate of Internal Security; Secretariat to the Office for work with appeals of individuals, legal entities and office work; Communications Department in the Office of Information Technology, Communications and Information Protection; The Department of Internal Affairs in Transport to the Department of Public Security in Transport of the Ministry of Internal Affairs of the Republic of Uzbekistan, linear departments (departments, divisions) of the internal affairs - to departments for ensuring public safety in transport, etc.

This Decree defines the most important areas of reforming the system of internal affairs bodies and approved a comprehensive program of measures to radically reform the system of internal affairs bodies. The program includes 78 measures to radically reform the system of internal affairs bodies. In particular, the following priorities were identified for reforming the activities of internal affairs bodies, which have a direct impact on the management system of internal affairs bodies and provide for its radical improvement: the first direction is the transformation of

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<sup>1</sup>Mukhamedov Ÿ.Kh. Ÿzbekistondahalkparvarichkiishlartiziminiyaratishistikbollari: Monograph. - T., 2020. - B. 22–25.

the internal affairs bodies into a socially oriented professional structure that provides timely and high-quality assistance to the population, where each employee considers it his duty to «serve the interests of the people»;

the second direction is a clear definition and distribution of tasks and functions of departments of internal affairs bodies at all levels, optimization of the organizational and staff structure, rational use of forces and means, taking into account modern threats and challenges, the importance and scope of work;

the third direction is ensuring a systematic dialogue with the people with a clear goal, the development of close interaction with citizens' self-government bodies, other institutions of civil society, comprehensive assistance in solving the most important problems of the population;

the fourth direction is the establishment of a qualitatively new procedure for organizing work with appeals from individuals and legal entities, limiting superficial and formal approaches to the consideration and resolution of appeals, the use of all means within its competence to protect the rights and legitimate interests of citizens;

the fifth direction is the introduction of a system of regular reporting of police officers to the population, clear criteria for assessing the work done, as well as effective mechanisms of public, parliamentary and parliamentary control to ensure the legitimacy of their activities;

the sixth direction - ensuring early warning and prevention of offenses, first of all, through the timely elimination of the causes and conditions of offenses, raising the legal culture of all segments of the population, instilling in them respect for the law, intolerance to any violation;

the seventh direction - education of minors and youth in the spirit of love for the Motherland, patriotism, respect for national and universal values, development of a system aimed at protecting the younger generation from the ideas of terrorism, religious extremism, violence and cruelty;

the eighth direction - a radical revision and further improvement of the system of training, retraining and advanced training of police officers, elimination of the causes and conditions leading to the commission of offenses by them;

the ninth direction is the widespread introduction of modern information and communication technologies, which will make the activities of all departments of the internal affairs bodies more effective.

So, the Resolution of the President of the Republic of Uzbekistan dated April 12, 2017 "On organizational measures to further improve the activities of law enforcement agencies" PP-2883 also served to radically improve the management system of internal affairs bodies, including internal affairs bodies. This decision approved the Regulation on the Ministry of Internal Affairs of the Republic of Uzbekistan. The regulation determines the legal status of the ministry, its main tasks and functions, rights and obligations, as well as the organization of the ministry's activities, which are important aspects of governance in the ministry of the interior.

By the Decree of the President of the Republic of Uzbekistan dated August 23, 2018 "On measures to introduce an effective system of management, control and staffing of law enforcement agencies" PP-3919, priorities for further improving the system of organizing the daily activities of the internal affairs bodies were identified.

The organizational department of the Ministry of Internal Affairs was created on the basis of the Main Organizational-Inspection and Information-Analytical Directorate of the Ministry, the Office of Legal Support, a subdivision for appeals of individuals and legal entities, and its main tasks were determined. The department was given the right to independently study the effectiveness of the assigned tasks, evaluate the management staff and make proposals for improving the operational activities of the internal affairs bodies.

Normative legal documents signed by the President of the Republic of Uzbekistan regulating the activities of the relevant branch services of the internal affairs bodies. This category of documents is of a special nature, since it provides for the organization and improvement of the management system of internal affairs bodies in certain areas.

For the first time in the history of independence, the Resolution of the President of the Republic of Uzbekistan of April 18, 2017 "On measures to radically improve the activities of the crime prevention units of the Ministry of

Internal Affairs" PP-2896 was adopted. The decree defines the main directions of increasing the effectiveness of combating crime of internal affairs bodies and its territorial divisions, approved the Regulation on the Main Directorate for the Prevention of Offenses of the Ministry of Internal Affairs of the Republic of Uzbekistan and the base of the Ministry of Internal Affairs. This means that the prevention of offenses, including the radical improvement of the activities of the departments for the prevention of offenses by the internal affairs bodies, is considered one of the most important and priority areas of state and presidential policy.

Thus, the following normative acts of the President of the Republic of Uzbekistan were adopted, providing for the reorganization and fundamental improvement of the management of the relevant sectoral services of the Ministry of Internal Affairs:

Resolution of the President of the Republic of Uzbekistan dated April 18, 2017 «On measures to radically improve the activities of the internal affairs bodies in the field of crime investigation» PP-2898;

Resolution of the President of the Republic of Uzbekistan dated May 1, 2017 PP-2940 «On measures to radically improve the activities of law enforcement agencies in the field of public order and public safety»;

Resolution of the President of the Republic of Uzbekistan dated August 11, 2017 "On measures to radically improve the activities of law enforcement agencies in the field of execution of sentences related to imprisonment" PP-3200;

By the Decree of the President of the Republic of Uzbekistan dated August 11, 2017 "On measures to radically improve the activities of law enforcement agencies in the field of execution of sentences related to deprivation of liberty" PP-3200, the Main Directorate for the Execution of Sentences was radically reorganized.

In our opinion, the above acts of the President of the Republic of Uzbekistan are important in the following aspects of organizing and improving management in the system of specialized branch services of the Ministry of Internal Affairs:

firstly, the legal status of the relevant branch service was changed;

secondly, the system of subdivisions of the corresponding branch service is clearly defined;

thirdly, the charter of the head office, management and an equivalent structure heading the corresponding branch service was approved;

fourthly, specific aspects of the organization and management of the activities of the main department, management and equivalent structures heading the relevant branch service were identified.

The second group consists of acts of the President of the Republic of Uzbekistan related to the management of internal affairs bodies. The following acts of the President of the Republic of Uzbekistan served as a legal basis for ensuring management in certain areas of the Ministry of Internal Affairs.

It should be noted that the issues of cardinal improvement of the system of training, retraining and advanced training of employees of the internal affairs bodies are central to the effectiveness of reforms in this system, and a completely new system of prevention and combating crime has been created.

In this regard, the adoption of the Decree of the President of the Republic of Uzbekistan dated August 16, 2017 PP-3216 "On measures to radically improve the system of training, retraining and advanced training of law enforcement officers" further strengthened the legal basis for improving the system in accordance with modern requirements.

The Academy of the Ministry of Internal Affairs is defined as a higher educational institution specializing in training, retraining and advanced training of employees of internal affairs bodies. The list of educational specialties of the Academy of the Ministry of Internal Affairs of the Republic of Uzbekistan has been determined. The modern requirements for training in the internal affairs bodies have been established.

Resolution of the President of the Republic of Uzbekistan of November 29, 2017 PP-3413 "On measures to radically improve the procedure for working with law enforcement officials and the organization of their service" sets out measures to radically improve the system of working with employees of internal affairs bodies. According to the Regulations, recruitment, assignment and deprivation of special ranks, appointment, dismissal and rotation, training, retraining and advanced training of employees, service for the election (appointment, mobilization) of employees to

other state bodies and organizations, certification, holidays, legal and social protection, service mode, service life extension, dismissal and reinstatement at work.

The decree of the President of the Republic of Uzbekistan of February 26, 2019 PP-4212 "On measures to further strengthen the social protection of law enforcement officers and their families" takes into account the high risk to life in the prevention and fight against crime, appropriate measures were identified to further strengthen the social protection of employees of internal affairs and their families, and to enhance their morale.

According to the Decree of the President of the Republic of Uzbekistan dated April 20, 2017 PP-2906 "On additional measures to provide housing inspectors of law enforcement bases". and appropriate measures were identified to provide affordable service housing that meets established standards.

In accordance with this decision, a program for the provision of office housing for inspectors of preventive measures at police bases for 2017-2018, located directly on the territory of their service, was approved. Under this program, 3,829 service houses and 76.61 hectares of land were allocated to 6969 preventive inspectors.

The third group consists of - acts of the President of the Republic of Uzbekistan concerning the organization of management of the activities of territorial bodies of internal affairs. A number of documents of the President of the Republic of Uzbekistan were adopted concerning the improvement of the activities of regional police departments, which made it possible to radically improve and reorganize the management system of specialized regional departments of the internal affairs bodies.

Decree of the President of the Republic of Uzbekistan dated May 29, 2019 PP-4343 "On the introduction of a qualitatively new system for managing the forces and means of internal affairs bodies in the field of crime prevention and combating crime in the Tashkent region" A number of measures have been identified to move to a new stage, as well as to introduce an effective systems of control and management of forces and means of internal affairs bodies.

In particular, the decree stipulates that from June 20, 2019: a) further optimization of the structure of the internal affairs bodies at the regional and district (city) levels in order to more efficiently deploy forces and assets in areas directly adjacent to the population; b) the distribution of district districts (cities) in four regional districts of management of police forces and equipment; c) to increase the efficiency and maximum mobility of law enforcement units in order to prevent and eliminate violations in a timely manner.

Resolutions of the President of the Republic of Uzbekistan of February 14, 2018 PP-3528 "On the introduction of a qualitatively new system for maintaining public order, crime prevention and combating crime in Tashkent" and July 19, 2018 "On maintaining public order, preventing offenses in Tashkent." In connection with the adoption of the Resolution PP-3786 "On additional measures to increase the effectiveness of the fight against crime", a qualitatively new system of management of internal affairs bodies has been introduced in Tashkent.

According to the decree "On the introduction of a qualitatively new system of public order, crime prevention and combating crime in Tashkent," the priorities for the further organization of the activities of law enforcement agencies in Tashkent in the field of public order, crime prevention and combating crime were approved.

Also, on the basis of district departments (departments) of the internal affairs bodies of the city of Tashkent, departments for coordinating the activities of the Ministry of Internal Affairs bodies were created with the targeted distribution of forces and funds within the sectors of the integrated socio-economic development of the regions. The heads of the internal affairs bodies were given the right to independently make decisions on the distribution of powers and resources.

The Resolution "On Additional Measures to Ensure Public Order in Tashkent, Increase the Efficiency of Crime Prevention and Fight Against Crime" from July 1, 2018 in Tashkent introduced the concept of "Safe Capital" in the system of public order, crime prevention and combating crime.

According to the Decree of the President of the Republic of Uzbekistan dated December 4, 2018 No. F-5408 "On measures to maintain public order and increase the efficiency of the crime prevention system of the Republic of

Karakalpakstan." In the city and districts of Nukus, human rights groups have been established, consisting of representatives of public organizations. This is noted by W.H. Mukhamedov as «The experience of Karakalpakstan in maintaining public order and preventing crime».

Thus, the President of the Republic of Uzbekistan plays an important role as the legal basis for the management system of internal affairs bodies. At the same time, the acts of the President serve as a conceptual basis for managing this area, as well as other documents adopted to improve it.