

RULE OF LAW-A FACTOR IN THE WELL-BEING OF SOCIETY

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ABSTRACT: This article is aimed at ensuring compliance with legislation and judicial legislation, reforming legislation and judicial legislation, democratizing and modernizing society, implementing legislation and improving legislation, as well as improving the efficiency of government and society. The truth is a clear and straightforward statement of the truth. At the same time, it has been politically analyzed that the rule of law becomes a moral barometer that defines the principles of justice as a judge in society, and creativity becomes a vital need of citizens in such a social environment.

Keywords: Law, society, right, court, justice, authority, legislature, executive, freedom, crime, expertise, chamber.

INTRODUCTION:

One of the main conditions of development is the formation of decisions and human relations in society on the basis of law. This is called the rule of law. The rule of law cannot arise and function by itself. The necessary conditions for its operation should be, in particular, political will. First of all, there should be a clear boundary between the legislature and the executive, that is, between the legislature and the executive. At the same time, the independence of the courts and their decisions should not be interfered in any way. Another important condition is a tradition of respect for the law and a decent culture in the society. In societies where people are skeptical of laws, court decisions, and justice in general, the rule of law is at great risk.

THE MAIN PART

The priorities of ensuring the rule of law in state and community management and reforming the judicial system are implemented through the democratization and improvement of society. The effective operation of such a system creates real opportunities to ensure reliable protection of the rights and freedoms of citizens. The rule of law becomes a moral barometer that determines the principles of justice as an arbiter in society, and creativity becomes a vital need of citizens in such a social environment. In this sense, President Sh. Mirziyoyev emphasizes that the importance of the system of selection and appointment of judicial candidates in order to ensure the true independence of the judiciary forms the basis of strategic goals. Efforts to ensure the rule of law at the state level are reflected in the program activities of the political parties of our country. In particular, in accordance with the program of UzMTDP, it considers ensuring the rule of law and further reforming the judicial system, the real independence of the judiciary and strengthening the rights and guarantees of citizens as a task that cannot be delayed for our society. The party believes that one of its main tasks is to increase legal awareness and culture among citizens, which is the basis of a democratic society and an indicator of the perfection of the legal system. In the field of ensuring the rule of law and fundamental reform of the judicial system in the country, the party has shown the following legal initiatives: -:

- The project of the Republic of Uzbekistan: - "Code of Advocacy";
- Draft Law "On Legal Expertise"; - the draft law "On normative-legal documents and their anti-corruption expertise";
- Draft law "On free legal aid";
- Draft law "On Compensation for Violation of Rights";

- The draft law "On the rehabilitation of victims of crime";
- Draft law "On international cooperation in criminal cases";
- The draft law "On the procedure for conducting weddings, family celebrations and ceremonies" is one of them.

The party considers the following tasks to be urgent in order to further improve the activities of courts and law enforcement agencies, to advance the concept of "Stable Legislation": - adoption of systematic measures aimed at further improvement of legal education, promotion of legal knowledge in society;

- to improve the effectiveness of mechanisms of public control over the activities of law enforcement bodies, to strengthen citizens' confidence in the law enforcement system; - timely consideration of citizens' appeals, to ensure the inevitability of liability for vagrancy, formality and indifferent attitude in this process;
- development of the bar institute, increasing the position and role of the lawyer in the consideration of criminal, administrative, civil and economic cases; - to ensure the horizontal and vertical independence of the judiciary and judges, and their monthly salaries should not be less than the salaries of the employees of other authorities;
- a broad discussion of the issue of transferring penal institutions and their management to the Ministry of Justice or turning them into an independent system; – – To fully ensure the independence of the Supreme Council of Judges, to ensure public participation in the formation of the corps of judges, including the introduction of a system of taking public opinion into account in the selection and appointment of district, city and regional court judges;
- to support the practice of widely introducing the participation of representatives of public organizations as public defenders in court cases related to young people; - unification of criminal, administrative, civil and economic courts operating in districts, cities and regions while preserving the specialization of judges;
- establishing strict criteria for acceptance of legal documents.

The concept of "Stable Legislation" has been implemented in order to ensure the implementation of the activities specified in this chapter of the 2020-2024 pre-election program of UzMTDP. Also, by the Decree of the President of the Republic of Uzbekistan, the state program on the implementation of the "Development Strategy of New Uzbekistan for 2022-2026" in the "Year of Honoring Human Value and Active Neighborhood" was adopted. The 8th goal of the program defines the following goals in the direction of "Modernization of the process of norm creation":

- review of the requirements for modern technologies and digital activities within the framework of increasing the competitiveness of the legal system and activating new drivers of the economy; - Directions such as development of the concept of development of the legislation of the Republic of Uzbekistan were determined.

In this regard, the Law of the Republic of Uzbekistan "On Normative-Legal Documents" of 04.20.2021 No. ORQ-682 established the criteria of laws and regulations. - development of the institution of the legal profession, enhancing the position and role of the lawyer in considering criminal, administrative, civil and economic cases;

In Article 11, the spheres of regulation of legal documents It is not allowed to set norms in the legal documents on the issues that should be regulated at the level of legal documents.

In order to develop the Institute of Advocacy, increase the criminal, administrative and civil role, in accordance with the Decree of the President of the Republic of Uzbekistan "Development Strategy of New Uzbekistan for 2022-2026", the state goals aimed at increasing the effectiveness of law enforcement agencies in two directions, strengthening citizens' confidence in the law enforcement system marked. By decision:

- development of the "Concept of Development of the Advocacy Institute" for the further improvement of the Advocacy Institute and the fundamental improvement of the position of lawyers;

The strategy was approved by Decree No. PF-6012 of June 22, 2020 of the President of the Republic of Uzbekistan "On approval of the national strategy of the Republic of Uzbekistan on human rights", in which. - to further increase the powers of the Chamber of Advocates, review the mechanism of attracting lawyers at the expense of the state by the investigator, prosecutor and court based on international standards;

- additional benefits for lawyers were defined. - fully implementing the principles of equality and dispute in court proceedings, turning the bar into an independent, reliable institution protecting rights, increasing the quality of qualified legal assistance and the prestige of the legal profession; - Development of a new version of the Criminal Procedure Code of the Republic of Uzbekistan; In this case: the mechanism of ensuring the rights of the participants in the trial, the implementation of the principle of mutual dispute by strengthening the procedural rights of lawyers, ensuring their true independence, as well as expanding the grounds for the cases in which the participation of a defense attorney is required in criminal cases. Minister of Justice in 2021 at the initiative of UzMTDP faction

In our country, the processes of further deepening of democratic reforms and development of civil society continue consistently. When it comes to this, a number of legal documents listed above are aimed at vital issues related to the liberalization of state power and management, further increasing the role, importance and influence of the parliament in solving the most important issues of the country's development, deepening reforms in the legal field, and ensuring the well-being of the population. it should be noted that it was initiated by the party. President Sh. Mirziyoev at the first session of the Legislative Chamber of the Oliy Majlis of the Republic of Uzbekistan: - "Deputies of the councils identified more than 22,000 problems during meetings with citizens this year, that is, they know the real situation in the places well. Therefore, it would be fair if more work was done with deputies of local councils, and not with representatives of ministries and agencies, when considering laws in parliamentary committees. "Because laws that do not take into account the specific features and capabilities of the regions do not work effectively at the lower level," he said.

In order to ensure the supremacy of the law and ensure the independence of the courts as a result of the reforms of the judicial system, the Supreme Council of Judges was established. The Supreme Court and the Supreme Economic Court were merged, and the activities of the Supreme Court were improved. Economic courts in the regions were reorganized as economic courts, 71 inter-district, district (city) economic courts were empowered to consider cases at the first instance.

The first five-year, then ten-year term and an indefinite period of working as a judge were set. The powers of the courts to independently solve their financial, material and technical issues were taken from the judiciary and transferred to the Supreme Court. It has been firmly established that a person's guilt in committing a crime should be based only on the evidence that was proven at trial.

Torture, mental, physical pressure and other forms of violence are strictly prohibited.

In addition, the institution of preliminary hearing was introduced in criminal courts in order to further strengthen the guarantees of human rights and to implement the principle of adversarial parties. More than 10,000 criminal cases were considered in mobile court hearings for the sake of transparency and openness of court activities. As a precautionary measure, the maximum periods of detention and preliminary investigation have been reduced.

The introduction of the recruitment mechanism for judicial candidates on the basis of competition deserves special recognition. For the first time, the practice of online coverage of the examination process for the selection of candidates for the post of judge has been launched. Also, consideration of candidates appointed for the first time to the post of judge will be carried out on the basis of alternative. Also, cases related to investment disputes and competition were considered only by economic courts. The prosecutor can participate only in the cases stipulated by the law or in cases initiated by the prosecutor's lawsuit.

R. Davletov's information was heard on "Works being carried out to improve legal education, legal culture and culture of human rights in society." In order to literally ensure the equal rights of the lawyer and the prosecutor during the inquiry, pre-investigation, court process, the President of the Republic of Uzbekistan "Additional measures to ensure the Constitution and the rule of law, strengthen public control in this regard and increase the legal culture in society" on" Decision No. PQ-4551 of December 3, 2019 was adopted. In order to literally ensure the equal rights of the lawyer and the prosecutor during the inquiry, pre-investigation, trial process, the Decree of the President of the Republic of Uzbekistan "On additional measures to ensure the Constitution and the rule of law, strengthen public control in this regard, and improve legal culture in society" dated December 3, 2019 - Resolution No. 4551 was adopted. - fully introducing the principles of equality and dispute in court proceedings, turning the bar into an independent, reliable institution protecting rights, increasing the quality of qualified legal assistance and the prestige of the legal profession, improving the system of training lawyers specializing in the field of human rights;

- Development of a new version of the Criminal Procedure Code of the Republic of Uzbekistan; The Law of the Republic of Uzbekistan "On Normative-Legal Documents" was adopted in a new revision to strengthen the implementation of legal expertise and anti-corruption expertise of draft legal documents. Resolution No. 140 dated 26.03.2022 of the Cabinet of Ministers of the Republic of Uzbekistan "On the measures of anti-corruption examination of regulatory legal documents in 2022" was adopted. An offer was submitted to the Ministry of Justice and the order of the Minister of Justice "On approval of the regulation on the procedure for conducting an anti-corruption examination" was accepted. Also, with the Decree of the President of the Republic of Uzbekistan "On measures to further improve the activities of judicial bodies and institutions in the implementation of the state legal policy" dated 19.05.2020 No. PF-5997, the "Program for revising the norms of legal responsibility and sanctions" was approved. The Law of the Republic of Uzbekistan "On Amendments and Additions to Certain Legislative Documents of the Republic of Uzbekistan in Connection with Further Improvement of Law-making and Parliamentary Control Processes" (10.08.2020) at the initiative of members of the UzMTDP faction during the adoption of draft laws in the Legislative Chamber of the Oliy Majlis in the first reading and discussion in factions N O'RQ-631) was accepted. According to Article 5 of the Law, the initiators of the Law appoint their representatives to participate in the consideration of the draft law introduced by them in the Legislative Chamber, including, as a rule, during the consideration of the draft law in the first reading at the session of the Legislative Chamber, to speak with a report.

Conclusion. In order to introduce modern approaches to the process of law-making, to harmonize legislation related to the economy, trade, industry, energy, healthcare, tourism, logistics, transport, and aviation to international standards and the legislation of developed foreign countries, on April 20, 2021, the "Regulatory-legal documents" of the Republic of Uzbekistan of the adopted Law No. ORQ-682:

- Article 23 "takes into account the generally recognized principles and norms of international law, as well as studies the experience of legal regulation in other countries";

- Article 25 states that "scientists and experts from international organizations may be involved in carrying out the expertise." Another factor that determines the existence of the rule of law is the provision of a fair trial to each person who appears in court. This includes people being acquitted of crimes until proven guilty. The rule of law is a criterion that directly affects our daily lives, our relationships with other people and the government.

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