



IMPROVEMENT OF PROCEEDINGS ON ADMINISTRATIVE OFFENSES

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Abstract:through the authorities of the National Guard of the Republic of Uzbekistan to identify persons who have committed administrative offenses against officials, in relation to them, the Administration of the Republic of Uzbekistan directs to jurisprudence ensuring the inevitability of responsibility for the main offense and administrative providing direct access and review procedures for violations proposals have been made.

Key words:National Guard, administrative offense, administrative responsibility, administrative offense statement.

The President of the Republic of Uzbekistan Sh.M. Mirziyoyev in his "Our great future "We will build together with our brave and noble people" in his speech "reform for the sake of reform in the social sphere, based on the principle "not for the sake of man first". We will continue the reforms to improve the standard and quality of life of our people. That is strong, which is one of the famous five principles of the "Uzbek model" of development we strictly adhere to the principle of social policy.

In the years of independence, the organization of state power in our country is new implementation of the organization model and the effectiveness of the activities of these bodies Reforms carried out in order to ensure the Republic of Uzbekistan Consistent implementation of the principle of separation of powers established in the Constitution, formation of an effective system of mutual restraint and balance of interests between authorities, powers and control of central and local state bodies serves to create a mechanism to ensure that tasks are performed clearly and uniformly.

Persons participating in cases of administrative violations documents submitted by the body (official) during the case review documents requested by a person), as well as formalized on paper formed on the basis of documents. Evidence related to the case of an administrative offense is any factual consists of information, and the employee of the National Guard is based on this information whether or not an administrative offense has occurred, the name of a specific person guilty of committing and other important for proper consideration of the case determines the cases in accordance with the law.

The information referred to in the first part of this paragraph is the following means: a report on an administrative offense, subject to administrative liability explanations of the person and testimony of the victim, witnesses, expert opinion, protocol on seizure of physical evidence, objects and documents, audio materials consisting of recordings, video recordings, films and photographs, as well as determined by other materials.

When conducting proceedings on administrative offenses (in necessary cases) National an employee of the guard authorities (military serviceman) collects the following documents:

- applications of citizens, enterprises, institutions and organizations;
- a report on an administrative offense;
- of an employee who made a report on an administrative offense (military employee's) statement;
- explanatory letter of the offender;

- a copy of the identity documents of the offender;
- sanitary-hygiene rules and regulations and epidemic or quarantine response copy of other documents required with (workbook, employment an order or permission to move, etc.);
- the protocol of administrative arrest and detention of the offender formalizes;
- reports on confiscation of evidence, objects and documents related to the offense formalizes;
- identifies witnesses to this offense and, after interviewing them, receives explanatory letters (explanatory letter of witnesses);
- in necessary cases, conducting an examination and obtaining its conclusion;
- documents on determining the amount of material damage; using an electronic digital signature through an automated database about the fact that the detained person committed a previous administrative offense reference book;
- other actions in accordance with legal documents on clarifying the work situation does. If there are mitigating circumstances when an administrative penalty is applied, taking into account the offender's financial situation, the offender is administratively charged on exemption from responsibility or application of a lighter administrative penalty 308 of MJtK- in accordance with Annex 3 of this Regulation based on the requirements of Article the submission is sent to the judicial body authorized to consider administrative cases.

If an administrative prison sentence is imposed for the offense committed in cases where it is necessary or expedient (Article 194 of MJtK, 195, 210 - in articles due to the imposition of a prison sentence for the offense provided for by the court) collected case materials are sent to the administrative court. An object that is a weapon for committing an administrative offense or administrative the penalty of confiscation of the direct object of the offense should be applied or on possible violations (for example, according to Article 185 of the Civil Code) collected case materials will also be sent to the administrative court.

Several administrative offenses were committed by the offender cases are considered by the same body (official) at the same time if issued, the summary punishment applied to the offender is more severe it is applied within the scope of the sanction that provides for an administrative penalty. A natural person is administrative with several articles in the special part of the Civil Code different bodies (officials) who are responsible and deal with them if he has committed an act (inaction) that is punishable by a more severe administrative punishment is used within the framework of the sanction that provides for the punishment. Military servicemen and conscripts, as well as administrative persons belonging to ordinary soldiers and chiefs of internal affairs bodies they are responsible for the violation according to the disciplinary regulations. These persons are the way movement, hunting, fishing and storage of fish stocks, violations of customs regulations shall be brought to administrative responsibility on general grounds.

The administrative report was drawn up by an employee of the National Guard and a criminal signed by, in the case of witnesses and impartial, the administrative report is also signed by. If it is necessary to draw up an administrative report, to determine additional circumstances, if it is not possible to do it at the place where the offense was committed, the National Guard an employee (military serviceman) of the nearest internal affairs bodies base point, administrative in self-government bodies of citizens or internal affairs bodies can issue documents regarding the violation.

To the administrative report regarding the contents of the offending administrative report to write down their opinions, as well as sign this administrative report has the right to state the reasons for refusing to smoke. Administrative offender in case of refusal to sign the report or to give a written explanation the report is written about it by the person who drew it up. MJtK to the offender during the preparation of the administrative report His rights and duties and this administrative work provided for in Article 294 explain where and approximately when it will be seen, and write about it in the administrative report is placed.

The report together with other documents and physical evidence of the case not later than one day from the moment of committing or discovering the offense the relevant body authorized to review cases of administrative violations sent to the body. An administrative offense is an offense based on the principle of territoriality will be considered at the place of occurrence. The case is open. During the preparation of the administrative offense case for consideration, Milliy the guard officer must perform the following:

- 1) to determine whether the consideration of this case falls within the scope of his competence;

2) a report on an administrative offense and other materials related to the case checking whether it is structured correctly;

3) about the time and place of the persons participating in the consideration of the case whether notified;

4) whether additional materials were requested or not, or administrative responsibility the accused person decides the petitions of the victims.

The case of an administrative offense is under the jurisdiction of the National Guard after it is determined that it is an administrative offense and other work-related documents materials will be reviewed within fifteen days from the date of receipt. The cases provided for in Article 61 of the Criminal Code (small amount of robbery) - will be considered within five days. The National Guard during the consideration of the case of administrative violation official: whether an administrative offense was committed or not, offense the time and place where it was committed, whether this person is guilty or not guilty of committing it, his whether or not to be brought to administrative responsibility, mitigating responsibility or whether there are aggravating circumstances, whether property damage was caused or not, it is also necessary to determine other circumstances that are important for the correct resolution of the case.

Documents on the offense to another body authorized to consider it on administrative offense to offenders and work participants when sent will be informed about the approximate time and place of consideration of the case. If the offender does not pay the fine within the specified period, it is administrative Uzbekistan for compulsory collection of fine money with a tracking letter To the territorial bodies of the Bureau of Compulsory Enforcement under the General Prosecutor's Office of the Republic (to district or city departments).

In order to check whether the offender has been previously brought to administrative responsibility The Cabinet of Ministers of the Republic of Uzbekistan "Committed an administrative offense improvement of the centralized registration system of persons and victims in accordance with the decision No. 322 dated May 3, 2018, an application is sent and the answer is will be added to the documents. In the case of electronic communication, the application is internal to the Republic of Uzbekistan performed in an automated electronic format determined by the Ministry of Affairs. If there are signs of a crime in the case of criminal proceedings, collected documents are sent to the prosecutor's office to make a legal decision. It has the authority to review cases of violation of law of the administrative report sent to the body of the National Guard of Karakalpakstan The main part of which will be handed over to the administrations of the Republic, region and Tashkent city registered from the secretariat of the brigade, battalion, military units in the relevant section the tracking letter number is written down.

Minutes during the consideration of the administrative offense case is held. In it:

- 1) date and place of the meeting;
- 2) the official who considers the case;
- 3) content of the work under consideration;
- 4) persons participating in the work.

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