

Public Control - As a Balancing Mechanism between People and State Relations

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ABSTRACT

This article provides a socio-philosophical analysis of the importance of public control in the effective organization of the activities of public authorities and management, that civil society institutions, non-profit organizations are an important factor in protecting democratic values, human rights and freedoms and legitimate interests, public control is a system, comments were made on the Strategic Action Plan that should be adopted in the future.

KEYWORDS: *democratic values, legal culture, public control, subjects of public control, public life, public opinion, global informatization.*

Institutions of civil society, non-governmental non-profit organizations are becoming one of the important factors in protecting democratic values, human rights and freedoms and legal interests in our country. The importance of these institutions in realizing their potential of citizens, in creating conditions for increasing their social, socio-economic activity and legal culture, in helping to ensure the balance of interests in society, and in introducing effective and practical mechanisms of public control in state and community management is considered significant. The Strategy of Actions on the five priority directions of the development of the Republic of Uzbekistan in 2017-2021, developed at the initiative of the President of the Republic of Uzbekistan Sh.M. Mirziyoyev, plays an important role in increasing the efficiency of the performance of tasks assigned to state bodies and establishing public control over their observance of human rights, freedoms and interests.

It is noted in the legal encyclopedia of the Republic of Uzbekistan that public control is over the activities of state power and management bodies and non-governmental organizations by citizens, their associations and self-management bodies, other structures (institutions) of civil society, as well as public bodies formed within the framework of state and non-state bodies. control carried out within the framework of the law.¹

What will be the result of the penetration of public control into the life of the people and the state society, because today it is not the process but the result that is considered important, let's first dwell on the term mechanism. A mechanism is - (Greek mechane - a weapon, a structure) - a device that converts the movement of one or more bodies into a known movement of other bodies, i.e. a movement transmitter; executor (executor); there will be management and control mechanisms.² So, the mechanism of public control is a system that includes state laws, decisions and, in turn, the wishes and opinions of the people, which ensure the strength of the bridge between the people and the state.

It should be noted that today civil society institutions are becoming one of the important means of ensuring effective interaction of citizens with the state, determining people's mood and reaction to the changes taking place in the country through the implementation of public control. Over the past period, more than 200 legal documents aimed at strengthening the role and importance of civil society institutions and solving the most important socio-economic problems of citizens have been

¹ <https://buxoro.adliya.uz/qoraqalpoq/uz/publikatsii/detail.php?ID=27766>

² Усмонхўжаев Х. Х., Машина ва механизмлар назарияси, 2нашр, Т., 1970;

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adopted in the process of democratic renewal of our country.³

Paragraph 33 of the State Program on the implementation of the Strategy of Actions on five priority areas of development of the Republic of Uzbekistan in the "Year of supporting active entrepreneurship, innovative ideas and technologies" in 2017-2021 envisages the introduction of effective and practical mechanisms for the implementation of public control in the management of the state and society the task of adopting the law of the Republic of Uzbekistan "On Public Control" was established.⁴

The Law of the Republic of Uzbekistan "On Public Control" was adopted by the Legislative Chamber of the Republic of Uzbekistan on November 15, 2017, approved by the Senate on March 29, 2018 and signed by the President of the Republic of Uzbekistan on April 12, 2018, announced in the press the next day and entered into force. Uzbekistan The Law of the Republic "On Public Control" consists of Article 21, in which the subjects of public control, the object, the main principles, forms, the rights and obligations of the subjects of public control and state bodies in the field of public control, the results of public control, and the issues of responsibility for violating this Law. expressed. According to legal scholar M.M. Mirakulov, the most important, so to speak, heart of this Law is the rights and obligations of public control subjects and state bodies, which are strengthened in Articles 15-16. Because in any relationship, rights and obligations form the basis of the relationship, and responsibility arises from it. According to the law, the subjects of public control take the initiative to conduct events, request the necessary information from state bodies, prepare proposals and recommendations based on the control results and send them to relevant bodies for consideration, send relevant materials to law enforcement bodies, file a complaint with the court, public control their rights such as announcing their results have been strengthened. ... To comply with the requirements of the legal documents of the subjects of public control, the restrictions established by law, related to the activities of state bodies, not to interfere in the activities of state bodies and their officials within the scope of their powers, not to create obstacles for the activities of state bodies, as well as the activities of their officials, the duties of not allowing the dignity and dignity of citizens to be humiliated, to interfere in their private life, have been expressed.⁵

Public control, first of all, is important not only for the society, but also for the effective organization of the activities of state authorities and administrative bodies. After all, public control calls for ensuring the effective functioning of laws, respecting and protecting human rights and freedoms, and ensuring the improvement of state structures at all times. Through public control, the responsibility and accountability of officials increases. Secondly, through public control, the influence of citizens' opinions on social life increases. This, in turn, ensures a more effective course of reforms implemented in the country. Thirdly, through the trust and support of the public, it will be possible for the state authorities and management bodies to organize their activities more effectively.

Competent state bodies that feel the support of the public will be able to implement consistent

³ Мамлакатимизда давлат идоралари фаолияти устидан самарали жамоатчилик назоратини ўрнатиш механизмларини ишлаб чиқиш ва такомиллаштириш (монография) Тошкент 2020 й

⁴ Ўзбекистон Республикаси Президентининг "2017 — 2021 йилларда Ўзбекистон Республикасини ривожлантиришнинг бешта устувор йўналиши бўйича ҳаракатлар стратегиясини "Фаол тадбиркорлик, инновацион ғоялар ва технологияларни қўллаб-қувватлаш йили"да амалга оширишга оид Давлат дастури тўғрисида"ги Фармони // Қонун ҳужжатлари маълумотлари миллий базаси, 23.01.2018 й., 06/18/5308/0610-сон; 25.05.2018 й., 06/18/5447/1269-сон

⁵ Қаранг: Миракулов М.М. Жамоатчилик назоратининг моҳияти ва аҳамияти // "Мамлакатимизда инсон ҳуқуқларини таъминлашда давлат органлари фаолияти устидан самарали жамоатчилик назорати механизминини ишлаб чиқиш ва такомиллаштириш" мавзусидаги илмий-амалий конференция материаллари тўплами (23 май 2018 й.). Ўзбекистонда хизмат кўрсатган юрист, юридик фанлар доктори, профессор, полковник М.Х.Рустамбаевнинг умумий таҳрири остида. –Т.: Ўзбекистон Республикаси Миллий гвардияси Ҳарбий-техник институти, 2018. -Б. 37-38.

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reforms in the country on the basis of suggestions and comments received from citizens and civil society institutions.

Based on this point of view, it is of urgent importance to constantly develop and improve the mechanisms for establishing effective public control over the activities of state agencies in our country.

What is the historical need to establish public control over the activities of state bodies? the following questions can be answered: objectively and critically assess our place in today's world, go in harmony with the ever-increasing demands of life, in deepening democratic reforms, first of all, organize a comprehensive system of public control over the activities of state power, and for this, strengthen legal norms, it is important to adopt special laws when necessary.⁶ Because the adoption of the Law on Public Control:

- to take into account public interests and public opinion in the adopted normative legal documents, decisions, as well as in state, branch and regional programs of development;
- to ensure the priority of rights, freedoms and legal interests of citizens;
- to decide on the public and open nature of the implementation of public control;
- that the subjects of public control should not be allowed to interfere in the activities of state bodies and their officials and exert illegal influence on them;
- provides a legal guarantee that the self-government bodies of the citizens will hear the reports and information of the officials of the state bodies.⁷ In this regard, on April 12, 2018, the President of the Republic of Uzbekistan Shavkat Mirziyoyev signed the law on "Public control" (No. 474). Of course, this law shows that the experience of building a democratic-legal state and civil society in our country shows that it is possible to achieve the expected results by involving the public in this process.

First, it is necessary to further improve the activities of the Youth Union of Uzbekistan. Because today's time requires great courage not only from the youth, but also from the state bodies, non-governmental non-commercial organizations and other institutions of the civil society, which are directly responsible for the implementation of the state policy related to the youth. In other words, it is necessary to establish the mechanism of effective cooperation between the youth union of Uzbekistan and the youth, that is, it is necessary to form a system that implements professional activities under the motto "Youth - the creator of the future".

Secondly, it is necessary to find a mechanism to protect the rights, freedoms and legitimate interests of young people, educate them in the spirit of respect for national and universal values, loyalty to the ideas of independence in their minds and hearts, awareness of national identity, love for the Motherland and belonging to its destiny, self-sacrifice. For this, it is necessary to strengthen the responsibility of parents and community leaders. Because it is clear to everyone that there is no break in education. In family, kindergarten, school, higher education, this process should continue in harmony, complementing each other. For this reason, not society, neighborhood or school, but first of all parents should be responsible for the upbringing of a strong spiritual, broad-minded, educated generation. That is, it is appropriate for every parent to be responsible for their child, to feel responsibility⁸.

Thirdly, to increase the activity of young people who are responsible for the reforms of building a

⁶ Ўзбекистон Республикасида давлат хизматини ислоҳ этишнинг ҳуқуқий асослари: давра суҳбати материаллари. –Т.: Baktria press, 2015. –Б.76

⁷ <http://lex.uz>

⁸ <https://parliament.gov.uz/uz/events/opinion/33424/>

<https://cejsr.academicjournal.io>

democratic state and developing civil society, to make them highly moral, independent-thinking, enterprising, ambitious, with a firm life position, a broad worldview and deep knowledge, and all their energy, knowledge and potential for the benefit of the country. It is necessary and necessary to educate people who are capable of mobilizing and taking responsibility for the future of the country. Because today the world is rapidly developing, the sphere of influence of globalization processes, different cultures and views is expanding. It is a simple fact that in such conditions, habits, destructive thoughts and ideas that do not match our mentality are entering the lives of our people, especially our youth. Fourthly, the answer to the above-mentioned question is to further increase the interest of young people in reading scientific and artistic books, including electronic works, by raising the culture of using legal, environmental, medical and information and communication technologies, they will be exposed to various ideological threats, in particular, religious extremism, terrorism, it is possible to form strong immunity against "popular culture" and other foreign ideas. The most appropriate way is to organize the free time of young people, especially their unorganized part in a meaningful way, for example, to engage in sports and physical education, creative circles and various educational courses.

Summary. We believe that it is expedient to carry out practical measures in accordance with the following mechanisms to ensure public control in increasing the effectiveness of law enforcement.

In the conditions of global information, it depends on ensuring the popularity of a specific public opinion, improving its transformation infrastructure and communication, ensuring the integrity of the integration of relations between its subjects, the development of public opinion: the organization, management and control at the level of the individual, society, state policy, and citizenship in accordance with the universal moral-ethical and international legal norms. it is important to increase the role of institutions.