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USING PUBLIC ASSISTANCE IN EXPOSING CORRUPTION CRIMES AND PERPETRATORS

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Annotation

The article is devoted to issues of public participation in exposing and investigating corruption crimes that pose a great threat to our society and public administration, its development. The authors discussed the necessity and conditions of cooperation with the public of the state bodies responsible for bringing the case to court in the investigation of this type of crime. Also, the legal basis and importance of increasing the effectiveness of investigative bodies and public cooperation in bringing the case to court are described.

Keywords: corruption, criminal-procedural relations, prosecution, public, cooperation, incentives.

Citizens of the Republic of Uzbekistan have the right to participate in the management of society and state affairs directly and through their representatives. Including, the active participation of the public in the implementation of the state's function of ensuring legality and law and order, human rights and freedoms, the interests of society and the state, and reliable protection of peace and security should be ensured. If we look at the reforms carried out in recent years, we will witness that the status of a person, that is, a person, his dignity and will have directly risen to the fore. For example, in order to ensure the development of civil society, the participation of citizens in the management of the state and society, the state must "clearly define the norms of the system of communication with the people in all legal documents", "from 2017, governors at all levels, heads of the prosecutor's office and internal affairs bodies will report to the public", "organization of "People's Reception Rooms" in every district and city", "formation of a system that constantly studies the situation in each region, first of all, the execution of decrees and decisions, their effectiveness, and develops proposals for increasing the responsibility of state bodies in this regard." "in order to form effective mechanisms of parliamentary and public control, to study the actual situation in cities and districts and to introduce the procedure of including the report of the relevant leaders

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in the discussion of the session of the councils of people's deputies", "once a year to hear the report of the Minister of Internal Affairs, first of all, in the field of prevention, in the Senate "to introduce the practice" and "to think about and discuss the issue of directly electing local governors by the people" were set.

Today, it is difficult to achieve any positive result without the mutual cooperation of humanity, civil associations, and various organizations in all spheres of society's life. The increasing need for such cooperation is especially influenced by today's globalization processes [1; 34].

In accordance with the 70th resolution adopted by the United Nations General Assembly at the "Sustainable Development" summit held in September 2015, the need for public participation and transparency in all forms of public administration is indicated for the purposes of sustainable development [2]. After all, transparency and public participation are the most important features of democracy [3; 67].

It is very important to support and encourage members of the public to come forward with reports of committed or pending crimes and participate in their elimination. Because without the active support of the public, identifying, solving and fighting crimes will never be effective.

In particular, many normative legal documents are being adopted in our country to involve public representatives in the field of anti-corruption. One of them is the Resolution of the Cabinet of Ministers of the Republic of Uzbekistan No. 829 of December 31, 2020 "On approval of the regulation on the procedure for encouraging persons who reported a corruption offense or otherwise helped to fight corruption" [4].

In our opinion, the adoption of this Decision was another step forward for the Republic of Uzbekistan not only in terms of state policy, but also in increasing its prestige as an independent entity in the international arena and fulfilling its obligations. Because, according to Article 37 of the Convention "On Combating Corruption" ratified by the Oliy Majlis, member countries of the convention are obliged to take appropriate measures to encourage persons who identify, investigate, prove, or provide other necessary information to the competent authorities of this type of crime [5].

According to Paragraph 8 of this regulation, persons who have reported a corruption offense or who have helped fight corruption in another way are encouraged by a one-time monetary reward in the presence of one of the following grounds:

- 1) disclosure of such an offense by citizens or stateless persons on the basis of a message made by them to anti-corruption authorities about a person who demanded a bribe against them or about a corruption offense known to them;

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2) an employee of a non-governmental commercial organization or other non-governmental organization or state body, organization with state participation or a citizen self-government body has the right to be exposed on the basis of a message made by the anti-corruption authorities (employees of anti-corruption bodies directly to their head) about a person who offered or demanded a bribe;

3) detention of a wanted person on the basis of a message to law enforcement agencies about a wanted person for committing a corruption crime, with the exception of employees of law enforcement agencies.

Our people are informed daily through the mass media, as well as the fact that 300-500 million soums are expected to be allocated annually from the state budget of the Republic of Uzbekistan for the implementation of this decision [6], that they were rewarded for not accepting bribes by employees, and that they fought against corruption by citizens and public organizations. are following messages about their incentives for. Based on the information provided by the public council of the agency, in 2021, 3,769 corruption-related criminal cases against a total of 5,483 individuals were sent to the courts for consideration [7].

Improving the legal knowledge of law enforcement agencies and our citizens in this matter is one of the important issues before us. Because both parties who commit crimes in the field of corruption have an interest in not being exposed. Our society considers these crimes necessary. Therefore, the fight against it should be carried out through strong cooperation with the general public.

After all, as Shavkat Mirziyoyev noted: « If everyone was equally passionate, fully aware of the problems of families, helped to solve them, and prevented crime early, today the results would be completely different. Unfortunately, we still cannot abandon the old way of working in the fight against crime. Law enforcement agencies have been evaluating this activity by comparing the indicators with the previous period. In fact, even one crime should concern us all» [8]. «Today, the effectiveness of our reforms largely depends on four important factors - namely, ensuring the rule of law, fighting corruption firmly, increasing institutional capacity and building strong democratic institutions» [9].

In conclusion, we can say that in the field of crime prevention, the improvement of cooperation between the bodies responsible for bringing the case to court and the public largely depends on the improvement of our laws, legal documents, as well as on the effective use of existing norms and measures of influence by our practitioners during the course of the case.

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Фойдаланилган адабиётлар

1. Yakubov Sh.U Improvement of legal mechanisms of cooperation between state and civil society institutions 12.00.02 - Constitutional law. Administrative law. Finance and customs law. Dissertation prepared for the degree of Doctor of Legal Sciences DcS Academy of State Administration under the President of the Republic of Uzbekistan - Tashkent 2018. - B.34 (270 b)
2. <https://www.un.org/sustainabledevelopment/ru/sustainable-development-goals/> (Date of application: 21.01.2022)
3. Public control: theory and practice / Responsible editors: doctor of philosophy, professor Sh.O. Mamadaliev, Doctor of History, Professor K. Normatov. - Tashkent: MIA Academy of the Republic of Uzbekistan, 2017. - B. 67 (166 b).
4. Resolution No. 829 of the Cabinet of Ministers of the Republic of Uzbekistan dated December 31, 2020 "On the approval of the regulation on the procedure for encouraging persons who reported a corruption offense or otherwise helped to fight corruption" <https://lex.uz/docs/5193571> (Date of application: 09.03.2022)
5. Convention Organization Against National Anti-Corruption New York, October 31, 2003 <https://lex.uz/docs/1461327> (Date of application: 09.03.2022)
6. It is expected that up to 500 million soums will be allocated annually to encourage those who report corruption. <https://kun.uz/news/2021/01/08/korrupsiya-haqida-xabar-berganlarni-ragbatlantirish-uchun-yiliga-500-mln-somgacha-mablag-ajratilishi-kutilmoqda> (Date of application: 09.03.2022)
7. In 2021, as a result of corruption crimes, more than 110 million dollars were damaged in Uzbekistan <https://kun.uz/news/2022/03/11/2021-yil-korrupsion-jinoyatlar-oqibatida-ozbekistonga-110-million-dollardan-ortiq-zarar-yetkazildi> (Date of application: 29.03.2022)
8. Shavkat Mirziyoev: we still cannot abandon the old system of work in the fight against crime / <https://kun.uz/17729101> (Date of application:19.02.2022)
9. Address of the President of the Republic of Uzbekistan Shavkat Mirziyoev to the Oliy Majlis / <https://uza.uz/uz/posts/zbekiston-respublikasi-prezidenti-shavkat-mirziyevning-oliy-25-01-2020> (Date of application: 13.02.2022).