



SOME ISSUES OF CORRELATION BETWEEN INTERNATIONAL STANDARDS OF JUSTICE AND CRIMINAL PROCEDURE LEGISLATION OF THE REPUBLIC OF UZBEKISTAN

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ABSTRACT

The article examines a number of issues that arise when analyzing the relationship between international standards of justice and criminal procedure legislation of the Republic of Uzbekistan. The possibility of strengthening judicial control over the investigation is being clarified, and a number of proposals are being made to amend the current criminal procedure legislation. It should be especially noted that such a judge does not participate either in the preliminary investigation or in the examination of the criminal case on the merits, i.e. making a decision on the guilt or innocence of the defendant. Unless otherwise established by treaties and agreements concluded by the Republic of Uzbekistan with other states. Note, however, that the said Resolution calls on states to join and ratify treaties in this direction and take into account the already existing international legal practice [3]. Accordingly, the recommendatory, nonmandatory nature of the standards is emphasized. It seems that these statements, in addition to the assumption of a direct infringement of state sovereignty, allow us to assume an automatic, thoughtless transfer to the law enforcement practice of state bodies, any provisions of international acts, even if they are arbitrarily referred to as regulating human rights.

KEYWORDS: International Standards, Justice, Criminal Procedure Legislation, Investigation, Judicial Control over Inquiry and Investigation.

REFERENCES

- 1. Message from the President of the Republic of Uzbekistan Shavkat Mirziyoyev to the Parliament. 12/29/2020. https://president.uz/ru/lists/view/4057
- 2. S.E. Ibragimov. Issues of defining the concept and essence of international standards for the implementation of criminal justice Journal of Legal Research.Special issue-2.Tashkent-



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2020.S.292-299; S.E. Ibragimov. Issues of correlation between the criminal procedural legislation of the Republic of Uzbekistan and international standards for the protection of human rights Collection of materials of the International Scientific and Practical Conference on the topic: "The rule of law: Modern approaches in the context of ongoing reforms in Uzbekistan."TSUU.Tashkent-2020.S.301-305; S.E. Ibragimov.On the question of the imperativeness of international standards in the administration of justice International scientific journal "Young Scientist". Russian Federation. No. 15 part V. April 2020. S. 194-197; S.E. Ibragimov. International standards in the field of administration of justice and their relationship with state sovereignty Materials of the Republican 15-interdisciplinary distance online conference on the topic: "Scientific and practical research in Uzbekistan". Part 1.Tashkent-2020. S. 99-101; S. Ibraginova / Correlation of the concepts of international standards and international principles of administration of justice Materials of the XVI international scientific and practical conference. Cutting-edge science-2020. April 30-May 7. 2020. Volume 9. Sheffield Science and education Ltd. 2020.P. 182-185 and others.

- **3.** Resolution of the UN General Assembly "Setting international standards in the field of human rights."Adopted at the 97th plenary meeting of the UN General Assembly on December 4, 1986. (No. 41/120) https://undocs.org/ru/A/RES/41/120
- **4.** Medvedev E.V. Development and implementation of justice standards in the Russian Federation (Theoretical and Legal Aspect). Abstract dissertation ... cand.jurid. sciences. Moscow, 2012 -- 23 p.
- **5.** GlushkovaIB ...Realization of the right to a fair trial in the arbitration process.Abstract dissertation ... cand.jurid. sciences. Saratov 2011 .-- 23 p.
- 6. Baglai, MV Constitutional law of the Russian Federation: textbook / MV Baglai. 12th ed., Rev. and add. M., 2017 .-- 768 p.
- 7. Tiunov, OI Constitutional rights and freedoms of man and citizen in the Russian Federation: textbook M.: Norma, 2005. 608 p.
- 8. Commentary on the Constitution of the Russian Federation. ed. V.D. Zorkin. M .: Norma, 2011 .-- 1008 p.
- **9.** Avakyan, SA Constitutional law of Russia: textbook. well. Vol. 1. 4th ed., Rev. and add. M.: Norm; INFRA-M, 2010 --- 864 p.
- **10.** Kutafin, OE Sources of constitutional law of the Russian Federation. M .: Prospect, 2013 .-- 298 p.
- **11.** Pavlova, L.V. Report of the national expert on the application of international human rights standards in the field of human rights and freedoms in the process of administering justice in the Republic of Belarus. Recommendations for the wider application of international human rights standards in the process of administering justice in the Republic of Belarus.Minsk, 2009.369 p.
- **12.** Yagofarov S.M. International human rights standards and Russian criminal justice: textbook / ed. doctor of law Sciences, Professor A.P. Guskova. Orenburg: Publishing Center OGAU, 2006. 91 p.



ISSN: 2249-7137 Vol. 11, Issue 8, August 2021 Impact Factor: SJIF 2021 = 7.492

- **13.** Charter of the United Nations. https://www.un.org/ru/sections/un-charter/chapteri/index.html
- **14.** International law: textbook. manual / V. V. Bogatyrev; Vladim. state un-t them. A.G. and N.G. Stoletovs. Vladimir: Publishing house of VISU, 2016.276 p.
- **15.** International law: [textbook. manual] / NN Menshenina; Ministry of Education and Science Ros. Federation, Ural.Feder.un-t. Yekaterinburg: Ural Publishing House. University, 2016.100 p.