



THE ROLE OF ADMINISTRATIVE PROCEDURES IN CONTEXT OF ADMINISTRATIVE MANAGEMENT STRUCTURE

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Annotation

In this article, the role of administrative procedures in the public administration is highlighted as to what the role of administrative procedures in the Public Administration consists of, the sphere of the enforcement of administrative procedures, that is, the administrative bodies in relation to their administrative and legal activities in relation to interested persons, including licensing, authorization, registration procedures, other procedures related to the provision. In this article, we will also discuss the position of administrative procedures in Uzbekistan, which is gradually developing towards administrative management in public administration.

Keywords: Administrative order; public administration; administrative management; natural person; legal person; private person; administrative act

Introduction

State and society depends on the fact that relations between them in various fields are easy, transparent, understandable, and free of bureaucratic obstacles. Of course, in this case, if it is understood that citizens fully use their rights and interests, then as the second party, the implementation of obligations regarding rights by state bodies and officials will arise.

We can see the continuous simplification of the above cases, the systematization of relations between subjects, and the process of consistent continuation through “administrative order”, which is a novelty for the legal system. Together with this concept, the concepts of administrative body, administrative act, and administrative documents were introduced.

In the Republic of Uzbekistan, the first month of 2018 was a turning point for the science of administrative law. Because the long-awaited Law on Administrative Procedures, which caused many discussions, was adopted. It is known that the administrative procedure is very important for Uzbekistan, which is transitioning from state management to administrative management, as well as for its administrative bodies, officials and citizens.





In the form of state management, which has been formed through legality, strong subordination to higher authorities and accountability to them, functioning only on the basis of the tasks of higher authorities, the effectiveness of how many tasks have been completed and unconditional obedience to the higher authority, each state authority they had adapted the procedures that are specific and suitable for them, i.e. the above obligations. We hope that now the establishment of the procedure through a single law will eliminate such obligations and obstacles and serve to protect the rights and interests of the parties.

Moreover, modernization of the state administration system in the country provided electronic portals and databases to ensure the openness of the activities of state bodies and to improve the system of public services. In particular, special websites have been launched to simplify obtaining permits and licenses. At the same time, an impartial analysis of the large-scale work carried out in the last year, the activities of state administration bodies, and the results of open and direct communication with the population show that there is a need to systematically solve the existing problems and shortcomings.

The Law “On Administrative Procedures” systematically solves these problems, ensures the transparency and openness of the activities of executive authorities, introduces modern forms of providing information to individuals and legal entities. With the implementation of the law, arbitrariness, abuse, corruption and other negative situations in the public service will be significantly reduced, transparency of the administrative process will be ensured.

Also, in this research, we looked at the role of administrative procedures in Uzbekistan, which is gradually developing towards administrative management compared to state management.

First, before explaining the place of administrative procedures in administrative management, we need to clarify the concept of administrative procedures. Because it is impossible to talk about administrative management without defining its content.

In the legislation, there are concepts of “Administrative procedure” and “Administrative process”, these concepts have the same meaning, they constitute the relationship or process between the administrative body and private individuals.

According to Article 4 of the Law “On Administrative Procedures” “Administrative procedure is the procedural rules regulating the administrative-legal activities of administrative bodies” raised. From the above legal basis, we can understand that the procedural rules that regulate the legal relationship between administrative subjects, that is, the administrative body and private individuals, can be considered as procedures.





Procedural rules that regulate the administrative and legal activities of administrative bodies. The task of the law is to ensure the rule of law, the rights and legal interests of individuals and legal entities in relations with administrative bodies. Legislation defining special administrative procedures should not worsen the situation of individuals and legal entities. In accordance with the legislation, the bodies authorized for administrative management in the field of administrative and legal activity, including state management bodies, local executive authorities, self-government bodies of citizens, as well as other organizations authorized to carry out this activity and specially created commissions, are considered administrative bodies.

Such a process is necessarily carried out together with all public management bodies. We will cover the procedure in detail, analyzing the characteristic features of administrative management.

After we have enough information about the administrative procedure, we need to clarify the concept of administrative management and determine the place of the administrative procedure in its implementation.

By administrative management, we can understand that in a legal state, administrative bodies in a legal sense, through accountability to the people and strong public control, take responsibility within the limits of their powers and functions in accordance with the law, operate on the basis of initiative and carry out their activities with the approval of the people, purposefully we can see a form of management that is implemented by achieving indicators and being evaluated based on performance.

The role and importance of administrative practices in state management, we will highlight the concept of legal state as one of the first signs of administrative management. According to it, in the legal state, the rights and freedoms of human beings and citizens are defined as the highest value and put it above all other things. In this process, it is shown that there will be no restrictions on citizens or other entities using their rights and freedoms. We will realize the special aspect of this sign by comparing it with the sign of legality in state administration. There are certainly good reasons for highlighting this sign. Because we are all aware that in this form of government left over from the time of the former USSR, the rights and freedoms of subjects were restricted through laws passed through a single party. On the contrary, as one of the main features of administrative management, the rule of **law** cancels the implementation of such restrictions. Of course, in this case, the creation of administrative procedures based on the concepts of administrative management and the rule of law leads to the prevention of restrictions on the rights and freedoms of citizens by state bodies.





Another sign is public accountability and strong public oversight. The constant interdependence of administrative procedures with such a sign, in addition to serving its transparency in its position in state administration, it serves to eliminate various bureaucratic obstacles in state administration. Because we have witnessed many times that the slow development of public control in the state administration has led to the determination of different procedures by any state bodies. In state management, in the creation of administrative management, the constant implementation of administrative procedures through public control, along with strengthening of its control, serves to increase the accountability of officials in fulfilling their obligations to the people.

Also, as a further feature in administrative management, we can consider taking responsibility within the limits of its powers and functions in accordance with the law and acting on the basis of initiative. Determining administrative procedures by the legislative body elected by the parliament, i.e. by the people and empowered through it, and by the state and economic management bodies to determine administrative procedures through their own rule-making. In this case, the parliament's determination of the powers of the public management bodies in the implementation of state functions leads to the elimination of administrative procedures that are outside the defined scope. As a clear example of this, we can mention the adoption of the Law "On Administrative Procedures".

As the last sign, we find in the relationship with the administrative procedures in the process of evaluation according to the people's consent, achievement of target indicators and effectiveness. As the role of this sign in the state management, the activity of any state bodies is determined by the indicators of their mutual activity with private individuals, it simplifies the administrative procedures and increases the efficiency of their activities. We believe that the efficiency indicator of state administration will be high based on the above administrative procedures.

In Conclusion

we can say that for Uzbekistan, which is moving towards administrative management in state management, the special role of administrative procedures is important in the full reflection of its signs. Because without improving the administrative process between public management bodies and private subjects, it is impossible to fully realize the rights and freedoms of individuals.





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