

**PROBLEMS OF IMPROVING THE SYSTEM OF ADMINISTRATIVE
PROCEEDINGS IN THE REPUBLIC OF UZBEKISTAN**

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ABSTRACT: This article analyzes the essence of the reforms being carried out in recent years to improve the system of administrative courts, the existing problems and issues of their elimination. Also, the activity of administrative courts was analyzed on the basis of statistics.

KEYWORDS: Administrative dispute, damage cases, state duty, administrative court cases, administrative body.

Consistent reforms are being carried out in our country to democratize the judiciary, reliably protect the rights and legitimate interests of citizens and entrepreneurs, strengthen the role of administrative courts in reviewing complaints against government decisions, and turn them into real protectors of citizens and businesses. It should be noted that the on going reforms are bearing fruit. According to statistics, in the last 5 years, 67,989 cases were considered by administrative courts, of which 44,387, or 65% were satisfied. In addition, the number of cases on invalidation of decisions of the Administrative Body was 12,187, and 5337 (44%) cases were decided in favor of the applicants. Resolving disputes arising from public relations between administrative bodies and citizens and entrepreneurs in favor of citizens and entrepreneurs will further increase their confidence in justice, as well as the strict observance of the law by officials of administrative bodies in their actions and decisions. serves to further increase its relative responsibility. However, there are also problems that need to be addressed. Therefore, in order to continue the ongoing reforms in the field, to further strengthen the role of administrative courts in ensuring the rule of law in society, to introduce effective mechanisms for monitoring the implementation of court decisions by government agencies, the President of the Republic of Uzbekistan on January 29, 2022 Resolution No. PP-107 "On measures to ensure the effective protection of human rights and further increase public confidence in the courts". In accordance with this decision, it is planned to introduce the following new procedures:

- Carrying out administrative proceedings on the principle of "active participation of the court", obliging the administrative courts to collect evidence on their own initiative to determine the facts of the case, and create conditions for the offending citizen or business entity to participate in the collection of evidence;
- Giving the administrative court the right to file a claim against the offending citizen or business entity for damages arising from public relations, as well as to transfer such claims to the jurisdiction of administrative courts (so far such disputes and would be considered by economic courts);

- in case of non-execution by state bodies or organizations of decisions of administrative courts on cases arising from public-legal relations, imposition of court fines on their officials;
- Introduction of mechanisms for reconciliation between the parties in cases arising from public relations.

In addition, the decision prohibits courts from accepting claims, applications and complaints on the grounds that they do not belong to the court or terminating the proceedings, transferring the claim, application, complaint or case to the court authorized to consider them. This procedure, in turn, brings a number of benefits for citizens and businesses. Because if you receive applications and complaints that do not belong to the administrative courts, such an application can be rejected in accordance with Article 133, Part 1, Paragraph 1 of the Code of Administrative Procedure, if the application (complaint) is accepted for proceedings. If it was established during the proceedings that it did not apply, Article 108 of the Code would have ruled on the termination of the proceedings in accordance with paragraph 1 of the first part. This resulted in excessive costs and loss of time by the applicant. Issues to be considered when making changes to the rules of procedural law: According to Article 191 of the Code of Civil Procedure, the application shall be accompanied by documents confirming the following: 3) payment of state duties and postage in the prescribed manner and amount.

In accordance with paragraph 7 of Article 195 of the Criminal Procedure Code, if the document confirming the payment of state duty and postage is not submitted in the prescribed manner and amount, the application is returned if there is no request or the request is rejected. Also, a certificate of payment of state duties and postage in the manner and amount specified in Article 151 of the Code of Economic Procedure. In accordance with paragraph 6 of Article 155, if the documents confirming the payment of state duty and postage in the prescribed manner and amount are not submitted, the application shall be returned if there is no request or the request is rejected. . Therefore, it is necessary to amend the norms of the Code of Civil Procedure and the Code of Economic Procedure.

In addition, in addition to the dispute arising from the public-legal relationship, the infringed citizen or business entity has the right to file a claim to the administrative court for damages, and to transfer the consideration of such claims to the administrative courts. In this case, when appealing to the Administrative Courts, whether the state duty is set based on the amount of damages or the amount of the basic calculation. The decision also provided for the establishment of a procedure prohibiting the combination of several claims, some of which apply to the administrative court and others to the civil court, in a single court case. Previously, such cases were heard by civil courts under Article 26 § 4 of the Code of Administrative Procedure.

Interdependently, the prohibition of merging multiple claims, some of which apply to the administrative court and others to the civil court, serves a comprehensive and complete examination of the case. In short, such reforms in the field serve to further democratize the judicial system in the country, strengthen enforcement discipline, comprehensive and complete study of cases by courts, effective protection of the rights and legitimate interests of citizens and businesses in relations with government agencies.

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