

HISTORY OF FORMATION OF JUDGES' CORPS IN UZBEKISTAN

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Annotation:

This article is devoted to the analysis of the role of the Supreme Council of Judges in the Republic of Uzbekistan. The article describes the main tasks, powers and implemented measures of the council in the formation of the corps of judges. This analysis is aimed at contributing to the further improvement of the judicial system.

Keywords: Supreme Council of Judges, Corps of Judges, training, reforms, personnel training, judicial bodies.

Since 2017, fundamental changes have been made in the judicial system of the Republic of Uzbekistan. During this period, the President of the Republic of Uzbekistan Sh.M. Mirziyoyev adopted a number of normative legal documents aimed at the fundamental reform of the judicial system. In accordance with the changes made to the legislation on April 12, 2017, in connection with the introduction of internationally recognized terms of tenure as a judge in Uzbekistan, the first term of tenure for a judge is five years, then for a ten-year term, and then for an indefinite period of tenure. the practice of appointment or election was introduced. As a result, in 2017, a total of 412 applications were submitted to the Supreme Council of Judges to be included in the reserve of candidates to be appointed to judicial positions for the first time, of which 241 were reserved, 110 were deemed unsuitable for reservation, and 171 were rejected. . In 2018, applications were received from a total of 734 persons, of which 445 were placed in the reserve, 128 were found unfit, and 289 were rejected. In this process, the documents submitted by each person were carefully studied by the Supreme Council of Judges, after which a decision was made on a collegial basis.

As of December 25, 2018, there were 795 candidates who were in reserve for the position of judge for the first time, of which 190 were considered eligible for the first five-year term. In 2019, 564 judges, that is, more than half, were appointed to the post of judge for the first time. Attention has been paid to increasing the number of judges who will be appointed or elected for 10 years and for an indefinite period.

662 or 73.4% of the 902 candidates discussed at the meeting of the Supreme Council of Judges in 2020 were found eligible for the position of judge, 199 or 22.1% were found unfit for the position of judge, 41 or 4.5% were reappointed rejected. In addition, 1 person was appointed

to the position of first deputy chairman of the Supreme Court of the Republic of Uzbekistan, 13 persons were appointed to the position of judge of the Supreme Court of the Republic of Uzbekistan, 14 chairmen and deputy chairmen of regional and Tashkent city courts, the chairman of the Military Court of the Republic of Uzbekistan submissions to the President of the Republic of Uzbekistan on the candidates recommended for the positions are included. Also, during 2020, submissions were made to the Dzhokorgi Council of the Republic of Karakalpakstan regarding candidates to be recommended for 22 judicial positions.

As mentioned above, in 2020, 662 candidates deemed worthy by the Supreme Council of Judges were appointed as judges for different terms. If we refer to the exact numbers, 66 candidates for five-year judicial positions were found worthy, 22 of them were appointed to the criminal court, 28 to the civil court, 10 to the economic court, 6 He was appointed as a judge of the administrative court.

202 candidates were found eligible for the next ten-year term of being a judge. Among them, 11 judges of the Supreme Court, 77 judges of criminal cases, 47 judges of civil cases, 32 judges of the economic court, 34 judges of the administrative court, and 1 judge of the military court were appointed.

10 candidates were found eligible for the indefinite term of being a judge. In particular, 5 persons were nominated for appointment in criminal cases, 1 in civil cases, 2 in economic courts, and 2 in Supreme Court. In addition, in 2020, 384 judges were reappointed to other judicial positions by the Supreme Council of Judges for the term of office, including 108 criminal, 110 civil, 89 administrative, 76 economic and 1 military court judges. appointed.

In 2020, 619 judges worked in the judicial system of the Republic of Uzbekistan for the first five-year term, 559 for a 10-year term, and 57 for an indefinite period. 13 of them were judges with the degree of candidate of legal sciences. 23 judges working in lower courts and 8 judges working in the Supreme Court were awarded state awards based on the recommendation of the Supreme Council of Judges.

According to the newly revised Law of the Republic of Uzbekistan "On Courts", the age limit was changed to 35 years in order to form the judicial corps with personnel with life experience and high potential. Impeccable reputation, honesty, competence, sufficient life experience, absence of diseases or physical defects that prevent the administration of justice were defined as the main criteria for choosing judges appointed for the first time.

When considering a candidate for the position of a judge appointed for a new term of office, the Council takes into account the stability of court decisions made by this candidate, the fact that he has sufficient experience in the administration of justice and the application of the norms of legislation, as well as the opinion of the public about his professional activity.

During 2021, the Supreme Council of Judges held 45 meetings, where a total of 691 issues were discussed. Among them, the issue of appointing 653 judges and premature termination of 38 judges was discussed.

In the following years, the Supreme Council of Judges continued to take measures against judges who did not follow established legal procedures, were irresponsible to their profession, and violated the requirements of the Code of Ethics of Judges. If we refer to the numbers, in 2020 the Supreme Council of Judges submitted 61 cases, 220 in 2021, and 276 in 2022. If we analyze the year 2022 alone, as a result of 276 initiated disciplinary cases, the mandate of 22 judges was prematurely terminated, 103 judges were reprimanded, 19 judges were fined, and 132 judges were warned.

During 2022, 2 cases of violations of judges' immunity and interference with their activities in the implementation of justice were recorded, and in each case, a service check was conducted, and 1 criminal case was initiated based on the submissions made to the Prosecutor General's Office. . 14 decisions of district hokims on assigning various tasks to courts have been canceled.

A number of judges have received state awards of various levels for their selfless work and achievements and successes in the judicial system of the Republic of Uzbekistan. According to the decree of the President of the Republic of Uzbekistan of December 7, 2020 "On measures to ensure the true independence of judges and increase the effectiveness of preventing corruption in the judicial system", the award "Excellent Judge" was awarded in order to encourage the activity of judges in the administration of justice and the introduction of the badge "Court Veteran" for judges who have worked effectively for many years in the administration of justice was emphasized.

For the first time in the history of the judicial system, on February 4, 2022, according to the decision of the Supreme Council of Judges, 16 judges, who set an example to their colleagues with their deep knowledge and moral qualities, were deemed worthy of this award. It is noteworthy that among those who received the award, there are judges from the Supreme Court to the district court. This clearly shows that impartiality and openness have become a priority in the selection of candidates.

By the decision of the Supreme Council of Judges of the Republic of Uzbekistan No. SOKQ-1582-III dated July 12, 2021, the statute on the badge of "Veteran of the Court" was approved. According to the statute, he gained a high reputation in the community of judges of Uzbekistan with the badge of "Veteran of the Court", performed his judicial duties impeccably, efficiently and honestly, strengthened the public's trust in justice and trained young judges. Judges who have made their due contribution, who have worked as judges for at least ten years and reached

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retirement age, as well as retired judges, are awarded. The selection of candidates for the post of judge is carried out by the Supreme Council of Judges.

Presenting retired judges as candidates for awarding is carried out by the decision of the joint meeting of the Central Council of the Association of Judges of Uzbekistan and the Council of Veterans Public Management. A candidate from the Constitutional Court of the Republic of Uzbekistan is presented by this court.

In short, the fact that the President of the Republic of Uzbekistan has transferred part of his authority regarding the appointment of judges to the authority of the Supreme Council of Judges has increased the trust and responsibility of this new structure. Of course, such an approach indicates respect for judicial bodies and legal and social protection of judges at the level of generally recognized norms.

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