



LEGAL STATUS OF THE ROAD PATROL SERVICE OF THE INTERNAL AFFAIRS

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Annotation:

In this article, the legal basis of the road patrol service of the internal affairs bodies, its legal support, the reforms implemented in the field, the analysis of the normative legal documents on the subject, as well as the scientific and practical proposals and recommendations to overcome the existing problems in the field are reflected .

Key words: road, patrol, military units, post, road patrol service, regulator.

Annotation: This article reflects the legal framework, the legal support of the road patrol service of the internal affairs bodies, the reforms carried out, the analysis of legal acts on the topic under study, as well as scientific and practical proposals and recommendations for eliminating existing problems in this area.

Keywords: road, patrol, construction units, post, road patrol service, regulator. In our country, a comprehensive system has been created for establishing stability, peace and tranquility, ensuring unconditional observance of human rights and freedoms, maintaining public order, ensuring the safety of individuals, society and the state, and preventing crimes, in which internal affairs bodies play an important role.

Currently, in connection with the rapid development of the administrative-territorial units of our republic, there is a need to effectively ensure public order and safety in its central streets and other public places using forces, means and methods that can meet the requirements of the present time.

Unfortunately, for the last 15-20 years, due to the wrong approach to maintaining public order and security, this important issue has been neglected [1]. Therefore, on the initiative of the head of the state, on the basis of the laws adopted in recent



years, significant work was carried out aimed at improving the activities of internal affairs bodies to maintain public order and ensure security.

Including, the activities of the structural structures of the internal affairs bodies engaged in this activity were reorganized based on the requirements of the time Organization of the activities of the ranks of the DYKKH YPH ranks, which occupy an important place among the subjects of maintaining public order and ensuring security of internal affairs bodies, based on the needs of the times, clearly defining and dividing its main tasks and functions, as well as strengthening their role in ensuring security in the streets and other public places. became one of the important directions.

In fact, public transport and public transport is one of the important areas of ensuring legality and law and order in society, and the task of carrying out this activity is entrusted to a number of subjects.

On this topic, V.V. Gordiyenko, "public order and public security bodies include: patrol-post service and road patrol service units of the Internal Affairs bodies, National Guard units, military personnel, including other employees of the Internal Affairs bodies invited to conduct public events [2].

Just as each participant of administrative-legal relations has its own legal status, the ranks of YPX units have also formed their own legal status during the past period [3]. In our opinion, in order to fully understand the legal status of YPX ranks, first of all, it is appropriate to deeply understand the meaning of the concepts of "patrol", "post", "road patrol service" and "road patrol service ranks". The word "patrol" is derived from the French word "patrouille", which means "guard", "guard", and according to its content, it means a group of armed people or a military aircraft, a ship, etc., placed to ensure the security of a certain area and maintain order [3].

The word "post" is also derived from the French word "poste", which means "placed in a certain place" and, according to its meaning, means "a place assigned to a guard or a group of guards for guarding and defense" [4].

Different definitions of the concept of "road patrol service" and different interpretations of its essence are observed in regulatory and legal documents, legal literature, and conducted scientific research works. In particular, in some legal literature, this concept is defined as "a service that provides administrative-legal protection of the interests of individuals, society and the state from any criminal, administrative and other non-social aggressions in the country and its administrative-territorial units" [5].



The road patrol service is part of the General Directorate of the Road Traffic Safety Service of the Public Safety Department of the Ministry of Internal Affairs of the Republic of Uzbekistan.

It can be seen that this definition given to the "road patrol service" has a general character, and the directions, types and composition of the service are not clearly stated in it.

In some legal literature, there are cases of using the term "road patrol service" in two different meanings: the first is the activity of special units of internal affairs bodies that maintain public order and security, and the second is a set of technical means, parts and units that maintain public order [6].

1 of 2018 of the Cabinet of Ministers of the Republic of Uzbekistan "Y'ol - patrol" in December service employees road users with mutually relations h amda special from devices use order about the charter on the approval of VMQ No Decision No. 975 provides the following important concepts in the field of road safety:

road traffic - a set of relationships that occur during the movement of people and cargo with or without vehicles on the roads;

road user - a person directly participating in the traffic process as a driver, passenger or pedestrian;

road patrol officer - an employee of the internal affairs body authorized to control, manage and regulate the movement of road users;

traffic accident — an event that occurred during the movement of a vehicle on the road, caused the death of citizens or harm to their health, damage to vehicles, structures, cargo or other material damage;

ensuring road traffic safety is an activity aimed at preventing the causes of traffic accidents and reducing the severity of the consequences of such accidents. In accordance with the current regulatory legal documents, a goal-oriented definition of the concept of "road" is given, based on which **a road** is a land area or surface of an artificial structure built or adapted for the movement of vehicles and used for the same purpose. Roads include highways (public and departmental highways), streets and sidewalks of cities, towns, and rural settlements, as well as urban electric transport routes [7].

In addition, **the regulator** is an employee of the State Road Safety Service of the Ministry of Internal Affairs of the Republic of Uzbekistan (hereinafter - DYHXX), an officer of military vehicle control bodies, who is performing his official duties and has the authority to regulate traffic using the signs provided for in these Rules



and directly employees of the road use service, railway crossings and left crossings, and public representatives. The fact that the regulator must have a special uniform and (or) a recognizable sign (armband, badge, red beacon, red light or flag) [8] is reflected in the normative legal documents, which indicates that the activities of this field are legally guaranteed.

As we can see, the lack of a specific definition of the term "Road Patrol Service" in the above-mentioned decision requires independent researchers and researchers to provide their own definitions.

In our opinion, **the "Road Patrol Service"** means protecting the health and property of road users, protecting their legal rights and interests, as well as the interests of society and the state, ensuring the safe and uninterrupted movement of motor vehicles, crimes in the field of road safety and administrative prevention of offenses and performance of other duties assigned to internal affairs bodies.

At the same time, a number of systematic works aimed at improving the activities of the road patrol service were carried out.

Including:

- district (city) authorities are given the right to install special automated photo and video software-technical devices that record violations of traffic rules on the highways in their territories. 30% of the amount of the fine for the violations recorded by these software and technical means is directly directed to the local budget of the district (city), and these funds are used for digitalization of road traffic, development of road infrastructure, as well as additional staff of road patrol service workers [9].

- According to the results of the quarterly work evaluation, a one-time cash bonus in the amount of up to 50% of the position salary is applied to the employees of DYHXX YPX whose activity is found to be effective [10].

- In order to ensure safety in public places excluding the "human factor", road patrol and post-patrol service personnel were provided with 6,100 "body cameras", 179 breathalyzers, and tablets recording 6,514 offenses [11].

YPX cooperates with other divisions of internal affairs bodies, law enforcement and other state bodies, as well as public councils, civil society institutions, mass media and citizens in accordance with the established procedure on issues related to its activities.

The Traffic Safety Directorate of the Department of Public Safety includes the following units of the Highway Patrol Service:



- road patrol service brigade of the traffic safety department of the General Department of Internal Affairs of the city of Tashkent;
- road patrol service battalions (detachments) of the Ministry of Internal Affairs of the Republic of Karakalpakstan and the internal affairs departments of the regions;
- Road traffic safety departments (departments, groups) of district (city) internal affairs departments (departments) and regional internal affairs departments of the Ministry of Internal Affairs of the Republic of Karakalpakstan.

In agreement with the Ministry of Internal Affairs of the Republic of Uzbekistan, in order to monitor special cargo, special vehicles and convoys, as well as to affect the rapid situation in the framework of traffic safety, to prevent crimes related to vehicles, in accordance with the procedure established by law, the General Department of Road Traffic Safety of the Ministry of Interior, Republic of Karakalpakstan A battalion, division, squad, platoon, group can be formed under the Ministry of Internal Affairs, the main department of internal affairs of Tashkent city, and the traffic safety departments of regional departments of internal affairs.

The following are the main tasks of the General Department:

- Comprehensive and systematic analysis of information on traffic safety, taking into account the state of road transport infrastructure, dynamics of traffic incidents, violations of traffic rules, road congestion, technical condition of vehicles, as well as the causes and conditions of problems and shortcomings in this field - elimination of conditions;
- organizing and coordinating the activities of traffic safety units of internal affairs bodies to deal with traffic accidents and violations of traffic rules;
- organization of ensuring traffic safety, including prevention and control of violations of traffic rules, prevention of traffic accidents and traffic congestion, search and identification of persons involved in the commission of offenses;
- to organize mutual cooperation with other departments of internal affairs bodies, state bodies and institutions of civil society, as well as conduct open dialogues with the population on the issues of ensuring road safety;
- is to develop proposals for the further improvement of legislation, law enforcement practice, as well as its forms and methods [12] related to ensuring road safety.

In turn, the following main tasks are performed by the General Directorate :



–In accordance with the legislation of the Republic of Uzbekistan, the organization of special inspection, control and authorization functions in the field of YPX

–Taking into account the performance indicators of the YPX service, storing it in information databases;

–Leading the introduction of information technologies in YPX activities.

Regional departments in turn:

- In accordance with the legislation of the Republic of Uzbekistan, organizes and implements cases of administrative violations.

–participates in maintaining public order;

- YPX organizes the work of information databases;

Functionally, YPX units are divided into the following groups:

1) fast-moving teams participate in the elimination of emergency situations, participate in the regulation of traffic during public events

2) Groups to ensure safe and unhindered passage through special-purpose motorcades, groups participating in ensuring public order and public safety during passage through special-purpose motorcades [13].

It is appropriate to define the following priorities aimed at further improving the activity of the road patrol service:

first of all Establishing the legal status of road traffic participants, introducing a special educational system aimed at increasing their legal knowledge;

secondly, it is desirable to improve the legal mechanisms of prosecution of pedestrians, especially children and young people, for violating traffic rules;

thirdly, there is a need to create a single legal basis that directly regulates the activities of road patrol service units. In this way, to determine the specific tasks and functions of the military units of the Central, regional and lower levels of the National Army;

fourthly, it is appropriate to register some departmental orders and decisions in the activity of the Ministry of Justice from the database of registration of normative and legal documents of the Ministry of Justice;

fifthly, in order to ensure the correct implementation of the effective use of the forces and means of the YPF, there is a need to increase one YPF staff unit at the scale of each district.

We believe that the above suggestions and recommendations will contribute to the development of the field. We hope that as a result of the views of scientists in the activity of road patrol units and the scientific research conducted by



researchers, the points that have not yet been reached in the field will be studied, and the work done in this regard will bear fruit.

ABBREVIATIONS

MIA - Ministry of Internal Affairs;

DYHXX – State Traffic Safety Service;

YPX – Road Patrol Service;

JTS and HT – maintaining public order and ensuring safety;

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