Problems of Forming Legal Awareness and Improving the Legal Culture of Civil Servants: Current Status and Development Trends

Eshmuhamad Kadirov
Professor of the department State Law and Management
Tashkent State Legal University, Doctor of Law

Abstract – Based on the foregoing, we consider it possible to state that the legal culture of civil servants should be characterized by a deep knowledge of the law, a correct understanding of its essence and purpose, the professional attitude of employees to the practice of applying laws, and, most importantly, their willingness and ability to comply with the requirements of the law in their practical activities. In other words, this is a high degree of mastery of legal knowledge and skills in the professional activities of a civil servant.

Keywords – Problems, Forming Legal Awareness, the Legal Culture of Civil Servants.

It is known that back in the 19th century, the famous German thinker G. Hegel in his work “Philosophy of Law” noted that, speaking of law, we have in mind not only civil law, but also morality, morality and world history, which also applies here, because the concept combines thoughts according to truth.

Indeed, between law and morality, morality is a close and logical connection. Therefore, legal culture as an integral part of the general culture is a combination of legal consciousness, legal knowledge and legal behavior. The assimilation by a person of legal values and requirements is a manifestation of his legal socialization. The concept of legal culture goes far beyond the limits of law, it determines the state of law and order, the level of humanity, justice, as well as the embodiment of legal values in human behavior, as a whole in society.

The effectiveness of public servants, their behavioral stereotypes, the effectiveness of solving managerial tasks are largely determined by the level of legal culture. The high legal culture of the civil servant is a necessary prerequisite for the implementation of his functions prescribed by the state. In this regard, it should be noted that legal culture is a kind of fusion of legal and moral values that a public servant adheres to.

In the Address of the President of the Republic of Uzbekistan Shavkat Mirziyayev, the Oliy Majlis emphasized: “Most khokims lack personal responsibility, initiative and independence in decision-making.” It can also be argued that the legal culture of civil servants does not yet meet the requirements put forward by the dynamic processes of socio-economic reforms. So - the formation of a high legal culture should be part of the reform of the entire system of government.

Legal culture and legal awareness, being an indicator of a developed civil society, is an important factor in civic activism, a condition for attracting people to public administration, which is currently undergoing intensive reforms. The level of legal culture and legal consciousness directly affects the degree of citizen participation in the management of state affairs, and the establishment of a dialogue between society and the state.
In recent years, a lot of work has been done in Uzbekistan to fundamentally reform the national legal system, form a legal culture in society and improve the existing socio-economic and political conditions. This process takes quite a long time and requires solving a large number of issues and filling in the gaps in the field of legislation and lawmaking.

Building a civil society is the most important task of our state, the achievement of which largely depends on the level of legal culture of the population, including civil servants. Today, improving the legal culture of civil servants is a priority for the state policy of Uzbekistan, which is reflected in the State Program for the current year on the implementation of the Strategy for Action on the five priority areas for the development of the Republic of Uzbekistan in 2017-2021.

The country has an understanding that the most important condition for ensuring the rule of law and strengthening the rule of law is to increase legal awareness and legal culture in society, therefore, the Decree of the President of the Republic of Uzbekistan “On the radical improvement of the system of increasing legal awareness and legal culture in society” dated January 9, 2019 No. UP was adopted -5618. In the course of our study on the state and trends of the legal culture of youth, a scientific analysis of this phenomenon was carried out, sociological studies were carried out, national legislation and law enforcement practice were studied, and foreign experience was studied. As a result, it was established that the norms new legislation, in particular - the Law of the Republic of Uzbekistan “On the dissemination of legal information and ensuring access to it”, “On public control”, the above-mentioned Decree of the head of state, creates the legal basis for establishing a systematic and consistent work to improve the legal culture of all sectors of society.

Now we are faced with the task of ensuring the effective implementation of these regulatory legal acts, eliminating the problems and deficiencies that impede the introduction into the consciousness and behavior of citizens of respect for the law, human rights and freedoms, working to increase the legal awareness and legal literacy of young people who make up our country is about 70% of the population. The implementation of the ideas of the Concept and the developed measures for its implementation require the daily, systematic, painstaking work of the entire state apparatus, lawyers - both scientists and practitioners, civil society institutions, but especially educational institutions, including the field of legal education.

It is known that civil servants are a kind of bridge between the state and citizens of the country, through which they interact. On the one hand, citizens, defending their rights and freedoms, also act through the state apparatus. On the other hand, civil servants are entrusted with the tasks of protecting the rights of citizens, ensuring the rule of law in the country. Therefore, the issue of the level of legal culture of a public servant is of paramount importance - it should be quite high.

In our opinion, in the formation of the legal culture of a civil servant, one should first of all give them legal knowledge and inculcate respect for the requirements of the law, and cultivate a conscious habit of observing the norms of legislation in their professional activities. Only on this basis can the realization of constitutional human rights and freedoms be ensured, and the country can be successfully developed.

At present, a new type of civil servant is needed, which is capable, within the framework of the law, of showing independence, creativity and enterprise, without hesitation to take responsibility for his actions and deeds, he must be disciplined, observe and protect the rights and freedoms of the individual. Thus, a thorough theoretical study of the model of a modern public servant as a carrier of a high legal culture is necessary.

Some work to increase the level of legal knowledge of civil servants is carried out by the Ministry of Justice, which organized the functioning of legal advisory courses for all categories of employees of state bodies. Their main goal is to increase the legal culture of civil servants, in particular, to explain in detail the essence and significance of legislative acts in their areas of activity, and to teach them how to solve problems of law enforcement practice. These courses are organized on the principle of "republic - oblast - district (city)" , which allows you to cover employees of almost the entire republic. For this purpose, a special working group was formed from qualified specialists, training programs and a schedule of classes were approved.

Before conducting classes, specialists through testing study and analyze the degree of awareness of employees about the law. Classes are practice-oriented in nature, conducted using interactive teaching tools, using various innovative methods. Specialists conduct master classes on teaching methods of legal propaganda, give students the necessary manuals and recommendations. At the initial
stage, work is planned in which the training courses cover two ministries, after this pilot project the program will be finalized and distributed to all employees.

The task of increasing the level of legal awareness and legal knowledge of civil servants requires the introduction of new effective mechanisms of legal education, the introduction of a system of end-to-end continuing legal education in educational institutions. It is important to instill in them the skills of the correct application of the law, the use of the capabilities of modern information and communication technologies in this area. In addition, it is necessary to debug the work of government officials on the timely and full dissemination of legal information in society.

The results of our sociological studies show that civil servants do not know enough of the basic regulatory legal acts regulating their activities. In particular, 49% of employees do not know the norms of the Regulation on work with personnel, 17% - of the Regulation on the state body in which they work, 11% - of their job description, 8% - whether or not there is a law “On public service”.

Of great importance in the activities of public servants is ensuring the availability of legal information, the implementation of the principle of information transparency, the introduction of information and communication technologies. Raising the level of legal culture implies the need for a lot of work to be done on the proper staffing of state institutions that carry out legal activities.

Another aspect that I would like to draw attention to. Serious attention should be paid to improving the legislative framework that defines the basic requirements for officials.

A significant step in improving the legal culture of this category of employees should be the law "On Public Service", which they intend to adopt in the coming days in Uzbekistan. This law will legislatively ensure the process of overcoming such negative qualities of government officials as legal illiteracy, legal nihilism, low legal activity, etc. The draft law should clarify and specify the requirements for the level of legal knowledge and skills of civil servants in applying the law.

An important direction in improving the means, methods and forms of work to combat corruption is the study of foreign experience in the formation of anti-corruption justice for us is very interesting. Knowing and taking into account the practice of foreign countries will help to avoid mistakes, contradictions in anti-corruption activities and choose the right approaches in the anti-corruption strategy.

Based on the foregoing, we consider it possible to state that the legal culture of civil servants should be characterized by a deep knowledge of the law, a correct understanding of its essence and purpose, the professional attitude of employees to the practice of applying laws, and, most importantly, their willingness and ability to comply with the requirements of the law in their practical activities. In other words, this is a high degree of mastery of legal knowledge and skills in the professional activities of a civil servant.

REFERENCES


