



## Analysis Of The Management System Features Of The Internal Affairs Bodies

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### ABSTRACT

The article deals with the analyses of the specific features of management system of internal affairs bodies. The article describes the purposes and tasks, functions, elements, principles and factors influencing the management system of internal affairs bodies.

### KEYWORDS

Internal affairs bodies, management, management system, purpose, task, function.

### INTRODUCTION

The management system of internal affairs bodies (hereinafter referred to as IAB) is studied from different angles in the literature. In particular, the management system of the internal affairs bodies was analyzed by U. Kh.

Mukhamedov<sup>1</sup> in terms of the ongoing reforms and their results in the system of internal affairs bodies, on the example of the management of supporting bases of internal affairs bodies by M. Z. Ziyodullaev<sup>2</sup>, in terms of the role of the internal affairs bodies in the law enforcement system by S. I. Adinyaev<sup>3</sup>, administrative-legal peculiarities by T. S. Valiulin<sup>4</sup>, in terms of police (internal affairs) cooperation with society in law enforcement by V. V. Pavlovsky<sup>5</sup>, in terms of internal systemic control in the IAB U. I. Abdullaev<sup>6</sup>, in terms of the disciplinary liability of the staff of the internal affairs bodies by V.S. Byalt<sup>7</sup>, in terms of the effectiveness of evaluating the

performance of IAB managers by E. V. Shcheglova<sup>8</sup>, in terms of management mechanism of the IAB by R. R. Aliullov<sup>9</sup>, in terms of the organization and implementation of legal control in the IAB by Yu. A. Sluchevskaya<sup>10</sup>, in terms of assessing the organization of law enforcement activities of the IAB by V. Yu. Kasyan<sup>11</sup>, from the point of view of the legal support of the formation of the personnel reserve of the IAB by E.A. Spitsyna<sup>12</sup>, in terms of the legal provision of management in the IAB by V. V. Dralov<sup>13</sup>, and in terms of managing the staff of the internal affairs bodies are thoroughly studied by V. V. Kazakov<sup>14</sup>.

<sup>1</sup> Mukhamedov U.Kh. Prospects for the creation of populist internal affairs system in Uzbekistan: Monograph. - T., 2020. P. 500.

<sup>2</sup> Ziyodullaev M.Z. Improving the management of supporting point of internal affairs organs. Doctor of science in law (DSs) dis. - T., 2019. P. 235.

<sup>3</sup> Adinyaev S.I. Police in the system of law enforcement agencies of the Russian Federation: author. dis. ... cand. of law. - M., 2013. P. 32.

<sup>4</sup> Valiulin T.S. Administrative and legal status of internal affairs organs in transport: Author's abstract. diss. ... cand. of law. - M., 2007. P. 27.

<sup>5</sup> Pavlovsky V.V. The interaction of society and the police (militia) in ensuring law and order (theoretical and historical and legal analysis): Author's abstract. diss. ... cand. of law. - Krasnodar, 2010. P. 28.

<sup>6</sup> Abdullaev U.I. Intra-system control in the activities of the internal affairs organs of the Republic of Tajikistan: Author's abstract. diss. ... cand. of law. - M., 2009. P. 25.

<sup>7</sup> Byalt V.S. Disciplinary responsibility of employees of internal affairs organs: Author's abstract. diss. ... cand. of law. - M., 2011. P. 26.

<sup>8</sup> Shcheglova E.V. Improving the assessment of the efficiency of the performance of the head of the performance of the chief of the internal affairs organs: Author. diss. ... cand. of law. - M., 2007. P. 28.

<sup>9</sup> Aliullov R.R. The mechanism of management of internal affairs organs (questions of theory, methodology and practice): Author's abstract. diss. ... doc. of law. - M., 2004. P. 48.

<sup>10</sup> Sluchevskaya Yu.A. Organization and implementation of legal control in the management system of internal affairs organs: Author. diss. ... doc. of law. - M. 2010. P. 30.

<sup>11</sup> Kasian V.Yu. Assessment of the organization of law enforcement activities of internal affairs organs (methodological issues): Author's abstract. diss. ... doc. of law. M. 2007. P. 25.

<sup>12</sup> Spitsyna E.A. Legal support for the formation of human resources of internal affairs organs: Author. diss. ... doc. of law. - M., 2003. P. 28.

<sup>13</sup> Dralov V.V. Theoretical and organizational and methodological issues of improving the legal support for the management of internal affairs organs: Author. diss. ... doc. of law. - M., 2001. P. 28.

<sup>14</sup> Kazakov. V.V. Fundamentals of personnel management of internal affairs organs // Bulletin

It is necessary to clarify the factors that determine these specifics when talking about the specifics of the management system of the internal affairs bodies. In our opinion, the specific features of the IAB management system can be clarified through the following classification analysis:

On the purposes and tasks of management;

On management functions;

On elements of the management;

On the principles of management;

On the factors influencing management.

Social management activities require people to work and expend mental energy to perform management operations. Management work performed in the prescribed manner and using management tools is manifested in the form of the implementation of one or another management action.

The content of the management depends on its goals. The subjects of management firstly set specific goals and then consciously act to achieve them, controlling the appropriateness of their actions to those goals. Hence, management is a purposeful activity. Efforts cannot be expected unless management is divided with clear and well-founded goal and achievements are made to change this or that social relationship. The creative potential of social management is manifested in the understanding and setting of precise goals<sup>15</sup>. Management is actually a targeted activity and

its whole essence is affected by the goal set before it.

Advancing and achieving goals requires the presence of criteria (indicators) of management effectiveness. The specific goals and criteria for managing management activities are set in any field of social management. They determine the degree of approach to the goal.

The purpose of management is to define the tasks that are its means of definition and to serve as a condition for the creation of organizational structures and the correct identification of the most practical management methods in this context.

Goal setting plays crucial role in creating the management system. Goals are set by people based on factual reality. The goal is set correctly in accordance with the objective possibilities of its implementation, and appropriateness of the laws of development of society. The subject of management must be able to reconcile the goals with the existing opportunities to achieve them, to take into account that the choice of means to achieve the goals is limited by the existing circles.

The purpose of the management system of internal affairs bodies is based on the socio-political tasks of the state to society and the general purpose of the IAB, the protection of the rights, freedoms and legitimate interests of citizens, property of individuals and legal entities, the constitutional order, the rule of law, security of the individual, society and the

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of the Nizhny Novgorod Academy of the Ministry of Internal Affairs of Russia, 2017, No. 2 (38). PP. 95–98.

<sup>15</sup> Valiulin T.S. Administrative and legal status of internal affairs organs in transport: author's abstract. diss. ... cand. of law. - M., 2007. P. 17.

state as well as mobilization to ensure crime prevention and prophylaxis of offenses.

The functions of the IAB management system serve to achieve its goals and ensure the fulfillment of tasks. Some literature suggests that targeted influences on social processes are functions of management to achieve the desired results<sup>16</sup> and accounting, analysis, forecasting, planning, organization, regulation, control as general functions of management; ensuring the personal and public safety of citizens, public order and protection of property as special (main) functions of management; the prevention and elimination of crimes and administrative offenses, the implementation of measures aimed at solving crimes, including such functions as personnel, logistics, financial support, office work as the supporting functions of management.

Another author, M.Z. Ziyodullaev<sup>17</sup> also analyzed the management of supporting bases of IAB, classifying them into legal, organizational-methodological, material-technical, human resources and providing cooperation.

We strongly believe the abovementioned considerations and at the same time consider that the functions of the internal affairs bodies management system should be approached from the practical point of view of the internal affairs bodies. In particular, it should be noted that as a result of the reforms implemented in the system of internal affairs bodies, new tasks have been assigned and new functions of the

internal affairs bodies management system have emerged.

Specifically, according to the Article 2 of the Law of the Republic of Uzbekistan “About internal affairs bodies” adopted on September 16, 2016, one of the main tasks of the internal affairs bodies is to protect the rights, freedoms and legitimate interests of citizens. The Article 8 states that protection of the interests of citizens is one of the main principles of the IAB, and the principle of observance of the rights, freedoms and legitimate interests of citizens and respect for these rights, freedoms and legitimate interests.

It should be noted that new functions: guaranteeing and ensuring human rights and freedoms; communication with the public; the organization of its activities on the basis of scientific approaches has created a direct accountability of the leaders of the internal affairs bodies to the people and their representatives, as stipulated in the Article 16 that one of the obligation of the internal affairs bodies is to take all necessary measures within its powers to protect the rights, freedoms and legitimate interests of citizens, property of legal entities and individuals, security of citizens, society and the state, to demand the cessation of illegal actions, and in case of non-compliance with these requirements, the application of coercive measures in accordance with the Article 17, as well as the establishment of systematic dialogue with people, the improvement of internal affairs bodies activities, the organization of crime prevention

<sup>16</sup> Pulatov Yu.S., Ismailov I.U., Kurbonov A. Fundamentals of Management in internal affairs organs: A Textbook for Higher Education Institutions of the Ministry of Internal Affairs of the Republic of Uzbekistan. - T., 2005. P. 21.

<sup>17</sup> Ziyodullaev M.Z. Improving the management of supporting point of internal affairs organs: doc. of law sciences (DSs) diss. Thesis. - T., 2019. - PP. 18-19.

and fight against crime on the basis of scientific approaches, the introduction of mechanism of accountability of the leaders of internal affairs bodies to the public and crime prevention inspectors directly to the people. It should be emphasized that some authors even talk about the role of the internal affairs bodies in eliminating poverty in families through the development of entrepreneurship<sup>18</sup>.

It is no coincidence that the principle of “The people should not serve the government agencies, contrary, the government agencies are to serve the people” has become one of the priorities of the state policy as stipulated in the Strategy of Actions by the President Shavkat Mirziyoyev. At present, governors of all levels, head of the ministries and departments, prosecutor’s office, judicial and internal affairs bodies, deputies and senators go directly to the scene and report to the people on their activities. It was mentioned that they are going from makhalla to makhalla (local community), from house to house, studying people’s problems, providing practical assistance to solve them on the legal basis.

Currently, the elements of the internal affairs bodies management system consist of the subject of management, the object of management, the channel of direct influence, the channel of negative influence are relatively common in the thesis and conclusions<sup>19</sup>.

In our opinion, another important element of the internal affairs bodies management system is that the subject of management should not be overlooked either. After all, other management literatures also refer to the subject of management and are seen as one of the key elements of management. In this case, the social relations to which the targeted activities of the subject of management of the internal affairs bodies are directed, should be considered as the subject of the management system of the internal affairs bodies.

At the same time, our analysis shows that the subject of the management system of the internal affairs bodies affects the subject of management, while in certain cases, the object of management may acquire the primary character in relation to the subject of management. Particularly, safe tourism departments have been established within the regional police departments in Bukhara, Samarkand, Khorezm and Kashkadarya in accordance with the Resolution of the Cabinet of Ministers of the Republic of Uzbekistan dated on November 23, 2017 No 939 “On measures to ensure safe tourism in Bukhara, Samarkand, Khiva and Shakhrisabz”. The establishment of units for the organization of safe tourism within the Ministry of internal affairs was also an important step in order to develop tourism in our country, to increase the tourist attractiveness of our cities and villages<sup>20</sup>. Also, the introduction of the position

<sup>18</sup> Dzhabbarov Z.K. Tasks facing internal affairs organs to eradicate poverty in some families // Mechanism of enforcement of normative legal acts in internal affairs organs: current status and prospects: Proceedings of the Republican scientific-practical conference (March 4, 2020). - T., 2020. PP. 534–537.

<sup>19</sup> A.V. Zhaglin. Management system of internal affairs organs: general characteristics.

<sup>20</sup> Congratulation of Mr. Shavkat Mirziyoyev on professional holiday of internal affairs organs (October 25, 2020)

of inspector for women's affairs, which employs only women, is due to the need to prevent crime among women and girls, for the first time in the history of our country.

It was concluded that the subject and object of the management system of the internal affairs bodies is broader than provided in the literature, based on the current legislation and the analysis of the activities of the internal affairs bodies. Generally, the subjects of the management system of internal affairs bodies include the President of the Republic of Uzbekistan, the Cabinet of Ministers, territorial representative bodies, as well as other state bodies, organizations, officials and citizens<sup>21</sup>.

One of the factors determining the features of the management system of the internal affairs bodies is the principles of management. Obviously, principle is the leading rule that must be followed consistently in carrying out relevant activities<sup>22</sup>. By the principles of social management, we mean the ideas, the basic rules that are followed in management.

The principles synthesize and reflect the objectivity of the laws of social development, the specific aspects of social management practice. They influence the entire system of management - goals, methods, structure,

personnel and process. They reflect the basic requirements for the organization of the management system and methods of implementation of management functions, the purposeful nature of the relationship between the subjects and objects of social management<sup>23</sup>.

Yu.S. Pulatov, I.U. Ismailov, A. Kurbanov consider the combination of objectivity, clarity, centralization and decentralization, legitimacy and discipline as the principles of governance in the internal affairs bodies<sup>24</sup>. A.V. Jaglin, on the other hand, considers integrity, comprehensiveness, systemic communication, subordination, and acceptability as the principles of the management system of the internal affairs bodies<sup>25</sup>.

In our opinion, in addition to the above, the principles of the management system of internal affairs bodies should be considered in the light of the reforms carried out in the system, as well as the tasks and requirements of the internal affairs bodies:

Legitimacy;

Expediency;

Acceptability;

<sup>21</sup> Note: Article 10 of the Law on Internal Affairs stipulates that a police officer must comply with legal requirements, and that all law enforcement agencies, other organizations, officials and citizens must comply with the lawful requirements of the police officer within their authority. Complaints about the lawful demands of an IAO officer do not suspend their enforcement.

<sup>22</sup> Mukhamedov U.Kh. Prospects for the creation of populist internal affairs system in Uzbekistan:: Monograph. - T., 2020. P. 15.

<sup>23</sup> Pulatov Yu.S., Ismailov I.U., Kurbonov A. Fundamentals of Management in internal affairs organs: A Textbook for Higher Education Institutions of the Ministry of Internal Affairs of the Republic of Uzbekistan. - T., 2005. P. 28.

<sup>24</sup> That source. Pp. 27–33.

<sup>25</sup> A.V. Zhaglin. Management system of internal affairs organs: general characteristics.

Priority of individual rights and freedoms;

Openness and transparency;

Individual leadership;

Cooperation;

Scientific and practical substantiation;

Use of opportunities of information technology.

It is important to take into account the external factors that affect it when talking about the specifics of the management system of the internal affairs bodies. In particular, V.V. Pavlovsky argues that the management system of the internal affairs bodies is directly affected by criminal events in society<sup>26</sup>. In our views, the author's opinion should be clarified and supplemented in the following way: including rumor-crimes and events, technical incidents, natural disasters, social-political environment and circumstance, dynamics of offences and their quality, operational situation, criminological situation etc that have direct impacts to the management system of internal affairs bodies.

Thus, the management system of the internal affairs bodies can be viewed from the following perspectives:

As a type of social governance;

As an integral part of law enforcement;

As one of the forms of administrative-political activity of the state.

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