



LEGAL STATUS OF INQUIRY BODIES

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| ABSTRACT | KEYWORDS |
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| Procuratorate "Latin procurare-mano" to care in some countries, for example: France, Sweden, Germany, as state in states, inciting criminal cases, favoring prosecution, State in judicial proceedings as a special state body entrusted with the powers to protect interest's tariff. [1] | |

Introduction

The origins of the prosecution can be traced back to ancient civilizations. In ancient Rome, the so-called "Praetor" was a state employee whose role criminal persecutions consisted of supervision and public order. Similarly, the ancient Persecution of crimes on behalf of the state in Greek and Babylonian societies there were officials responsible for. In ancient Greece, too, the role of prosecutor the executor was a public official known as "eutinoy". Old In Rome, the Roman Republic initially "queestiones" for criminal proceedings relied on private citizens known as. [2] Ancient Egypt or Legal systems in other ancient civilizations, such as Mesopotamia, are religious and based on the laws of custom. These early legal systems are in criminal proceedings modern prosecutor's office, establishing the principle of expression of state interests he founded his organs. In the Middle Ages and early New Age, procurators were called The Crown or appeared as representatives of the monarch. Their main task is to protect the law was to do and protect the interests of the state. Procurators in feudal Europe the role is closely related to the concept of royal justice, against the crown provided that the crimes committed were brought to justice in the appropriate manner. Legal grounds and procedures that determine the future of the prosecutor's office during this period developed. In addition to the Napoleonic Code in continental Europe he had a great influence on the development of the prosecutor's office. Unlike continental Europe, Common Law, Law systems (common law), including Specific in the prosecution authorities in the United States and the United Kingdom developed features. [3]

It originally occurred in France in the 13th and 14th centuries. In several countries All citizens to the prosecutor's office in the United Kingdom, Germany, Switzerland, over the clear and uniform implementation of laws by organizations and officials career holders tasked with supervising were formed. Above in countries, the prosecutor's Office is a component of the court, while in others it is organizationally separated from it. [4]

At the same time, the historical bodies of the prosecutor's Office of the Republic of Uzbekistan before we dwell on the legal basis, the origin of the prosecutor's office bodies let's dwell on its history.

The prosecutor's Office refers to constitutional laws established by the state an organ that is dissatisfied with compliance is written. Inciting criminal cases, powers to defend the interests of the state in court proceedings, in favor of the accusation a special state body is allocated. "Making a law is half of the work, only. It is darcor to achieve their full implementation of life. Of this the implementation of the laws adopted for our daily routine it is necessary to create an impressive mechanism that provides" [5] honored with these thoughts the first president explained about the role of the prosecutor's office in society passed. Employees of the prosecutor's office implement the developed laws the role in the maturation of kata is not exaggerated.

Initially on January 8, 1992, the "on the establishment" PF-313 was adopted and put into execution. [6] In accordance with this law, the prosecutor general of the Republic of Uzbekistan and his subordinate prosecutors are clear and clear of the laws on the territory of the Republic of Uzbekistan they exercise control over uniform execution [7] defined as. Therefore, the prosecutor's office has over the operation of laws in the country it is the body that conducts control.

At this point, it is worth noting that the system of the prosecutor's office the following: prosecutor general's Office of the Republic of Uzbekistan; Prosecutor's Office of the Republic of Karakalpakstan; regions and Tashkent City prosecutors' offices; district and city prosecutors' offices; provincial prosecutors' offices equivalent military prosecutor's Office of the Republic of Uzbekistan; Uzbekistan The Republic is divided into transport prosecutors. [8]

According to the legislation, the prosecutor general in our country and his first his successor is appointed by the president of the Republic and removes from office. The prosecutor general of the Republic of Uzbekistan is the same person as the two holding the post of Attorney General of the Republic of Uzbekistan for more than a term can not. [9] this article cites the term of appointment of prosecutors according to it mentioned prosecutors are appointed for a period of five years, this article is published in the world if we compare with the laws of their country, for example; head in the Republic of Turkey the term of office of the prosecutor is governed by the Constitution and related laws is defined. Usually appointed for a period of 4 years. At the end of his term of office, he was may be reappointed or appointed to another position. Of the Attorney General independence and impartiality are protected throughout his term of office. [10]

Apparently, the prosecutor general of the Republic of Turkey told the prosecutors of our country appointed for a relatively short period of one year. Heydar Aliyev for information On July 17, 1998, the Council of Ministers of the people's Republic of Azerbaijan on July 1, 1918-according to the decision of October, the prosecutor's Office of the Republic of Azerbaijan dated October 1 of each year it was decided to celebrate as a professional holiday of its employees. Encore one foreign country developed world country in France: national Attorney General By decision of the Council of ministers, at the invitation of the Supreme Council of judges, not renewable for a period of seven years from among state prosecutors and judges appointed for the term. His appointment was given at each Parliamentary Assembly advance by majority vote of three-fifths of votes must be approved. [11]

Article 145 of the general committee of the Republic of Uzbekistan besides other public bodies, the bodies of the prosecutor's office have their own powers independent of organizations, officials, only Uzbekistan Carries out subject to the Constitution and laws of the Republic the fact that the rule is strengthened is proof of our word. [12]

At the same time, it should be noted that during the period of powers of the prosecutor's office to political parties and other public associations pursuing political goals they suspend the membership of the Organization of these bodies, their the powers and procedure for functioning are established by law. [13]

In the process of analyzing the experience of developed countries, the following points it is advisable to take steps. In Particular, The United States Of America on the basis of the structure of the activities of the prosecutor's office, professor Angela.J.Davies he insists on the following. Prosecutors are the most powerful in the American criminal justice system are officials. The decisions they make, the charge and the court decisions control the operation of the system and are often criminal determines the results of the work in advance.

Employees of the prosecutor's office in the new Constitution of Uzbekistan the fact that the issues of duties, service process and responsibility are clearly defined separate insistence is appropriate in khaki. Another important issue is the Article 146 of our Constitution of Uzbekistan Operational-Search, investigation of the fight against crime on the territory of the Republic and private organizations that independently perform other special tasks, formation of Public Associations and their units and their activities the ban on the demonstration was controlled by the state.

New, investigation and inquiry, operational-search authorities, privatization not allowed. However, to establish private investigative firms in the US State is allowed. [15] also a private investigator is an individual, agency, or by a corporation, another person, business entity, group of people or even a person hired to collect information about the location it is obtained. The investigator's activities contradict local legislation and state law ensuring that there is no unreasonable impact on the subjects of the possible investigation to comply with certain rules and regulations by investigative experts must.

In place of the conclusion, it is worth saying that the prosecutor's office bodies in our country control is exercised over the enforcement and strict enforcement of the laws. About this is shown in detail in our overview. In addition In the "law on the prosecutor's office" also serve the employees of the prosecutor's office duties, ensuring the rule of law as obligations, legality strengthening the rights and freedoms of citizens, society and the state interests protected by law, constitutional of the Republic of Uzbekistan from the protection of the system, prevention and Prevention of violations to, that is specified.

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