

Research Article



Features of the Prevention of Corruption Crimes in Law Enforcement Agencies

Umirzakov Begzod Ataboevich

Head of the Department of Criminology, Academy of the Ministry of Internal Affairs of the Republic of Uzbekistan , Doctor of Philosophy (PhD) in Legal Sciences, Associate Professor

Abstract: The article discusses the issues of responsibility of employees who have committed corruption crimes in law enforcement agencies, covert activities of corruption crimes, special measures to prevent corruption crimes, openness of activities, psychological measures to prevent corruption crimes, protection of persons who have reported corruption offenses and their close relatives, the activities of internal anti-corruption control structures, protection from corruption crimes. legislation, feedback was provided on the control of financial incomes of civil servants and the non-corruption sphere.

Keywords: corruption, corruption crimes, latency, prevention, corruption-free sphere, internal control, offenses, crime.



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Today, employees who commit corruption crimes in law enforcement agencies are held accountable. aside to not stay achieve and employees corruption crime responsibility for the crime inevitability about relationship formation and in society corruption and crimes Establishing a general environment of immunity against corruption should be the basis for preventing corruption crimes .

It is important to develop and implement appropriate measures to ensure that such corruption crimes do not remain latent. This requires the use of special criminological and psychological measures to prevent corruption crimes .

Special measures to prevent corruption crimes are measures that are developed separately for various corruption-prone structural units, departments, and areas of activity in law enforcement agencies and are aimed at preventing corruption.

One of the main goals of special measures is to reduce the likelihood of corruption in sectors and organizations where it is likely to occur, and to ensure that corruption crimes are discovered and held accountable when they occur.

The following can be cited as specific measures to prevent corruption crimes :

- Regular implementation of activities aimed at improving the skills and morale of employees;
- a strict system of hiring employees (candidates must meet high ethical standards);
- taking an oath before starting work;
- constant rotation of employees;
- periodically changing the tasks of employees;
- external relations in separate rooms;
- installation of electronic recording devices, video cameras, etc. at the entrances and exits of buildings;
- distribution of functions;
- Dividing complex tasks and decision-making processes into parts: preventing the concentration of authority in the hands of one person.

The listed measures may not be applicable to all sectors or departments at once. For example, sometimes delegating decision-making to several people can lead to more bureaucracy and even corruption. Also, frequent rotation of employees can negatively affect the quality of work.

Preventing corruption crimes we for holy was Islam It is necessary to use the norms of the religion and the hadiths. For several centuries The consciousness of people who have lived and are living in the regions of our country since Islam has influenced the consciousness and lifestyle of the people. Its sources are considered Quran Karim, in hadiths officials bribe, gift receiving gifts is strongly condemned. In one of the hadiths, it is said that "the Emir's receiving gifts unclean, judge bribe to receive "is atheism" It is said.

In our republic Prevention of corruption crimes in law enforcement agencies in the activity, state of employees spirituality in promotion, in them t'magirism , citizens to the sansalons to plant of vices prevent in receiving Islam religion sources and religious associations from the possibilities use necessity is born. By the way, even when no one sees, fearing the Creator, he is on the right path. fixed was man, themselves law and order offices employees under the circumstances also from committing corruption -related offenses They will restrain themselves .

Preventing corruption crimes in law enforcement agencies of activity openness, transparency, decisions acceptance to do be understandable to everyone , impressive community control important importance has ¹.

State in organizations openness issues order to put aimed at In 2014 "State" authority and management organs of activity openness "About "² Law acceptance done. However, in practice state organs and organizations of activity openness provision in the field a row serious problems remain It is getting cold. Including:

firstly, from remote forms of direct communication with the population, including information and communication in government bodies and organizations from technologies use practice slow at the level on the road placed;

secondly, the law does not clarify what information is included in the list of restricted information, and what mechanisms will be used to ensure the right of citizens to participate in public administration;

¹Cyrin A.M., Cherepanova E.V., Tulinova O.A. Modern standards and technological countermeasures corruption // Magazine Russian right. 2014. No. 7. P. 143 – 171.

²of the Republic of Uzbekistan , No. ZURQ-369 dated 05.05.2014 / <https://lex.uz/docs/2381133>

thirdly , the publication of large-scale and massive texts (Lex.uz) does not ensure the demand, proliferation, and free use of such documents by the population ;

Fourth, there is a lack of progress in creating an effective and modern system of public oversight, which is one of the important factors in the development of civil society;

Fifth, Uzbekistan ranks 119th out of 142 countries in the Open Government Index 2023, which is part of the Rule of Law Index (World Justice Project) .³

Own on time American criminologist Georgette Bennett "Information will be the key to keeping crime under control in the future,"⁴ wrote was.

Citizens to themselves relevant from information and Timely awareness of the rights and obligations of state organizations and important information about them is important in preventing corruption. is considered a tool.

In order to fully utilize the potential of the institution of openness in the fight against corruption, it is important to develop a new draft law "On the openness of the activities of state power and administration bodies." The new draft law should introduce the presumption of openness of information of state power and administration bodies, and in accordance with it, any information not limited by legislative acts should be considered open information.

Psychological measures to prevent corruption crimes in law enforcement agencies should first of all be aimed at employees who are likely to commit such crimes. responsibility, no matter how seemingly the idea of inevitability to decide is focused.

Criminology in science general to crime against of struggle psychological from the measures come out to corruption against in the fight this in the direction the following show possible:

- person to corruption against criminal law prohibitions in the spirit to educate;
- person's to corruption increase or educate preventive activity against ;
- criminal victimization rate notification of discharge;
- anti-corruption behavior among employees shaping and strengthening;
- corruption crimes negative consequences about aware to do;
- to corruption against of struggle demonstrating positive results.

These measures mentioned systematic and planned implementation in government institutions and society to corruption against social environment to the body to come big contribution Addictive.

To corruption against special psychological impact in the process of public information The role and potential of mass media are unparalleled. through which people can fight against any form of corruption organization to, them corrupt official of individuals with the public in exposing their corruption cooperation to improve achieve possible.

This for in people corrupt to individuals relatively hatred, in them and, honest to live was aspiration to the body to come contribution adding broadcast and shows preparation, various rollers, social advertisements through corrupt deeds and their forms exposed to grow like events done increase necessary.

In our republic digitization, internet from the system use fast pace with exceed going in their circumstances to use the opportunities possible.

³<https://worldjusticeproject.org/>

⁴Inshakov S.M. Foreign criminology. – M.: Infra.M.Norma, 1997.

Anti-corruption in the minds of the younger generation corruption aimed at building a strong and uncompromising immunity against fight in the field training lessons general middle education schools It is advisable to include it in the programs. The formation of human personality main stages kindergarten and school to the period right arrived because of this in the period in children to corruption against immunity formation high efficiency gives.

Anti - Corruption Strategy of the Republic of Kazakhstan for 2022-2026 policy in the concept⁵ (Kazakhstan Republic President's Decree No. 802 of 02.02.2022) at all stages of personality formation him/her to corruption against vaccination of success fundamental factor to be counted, in this to corruption against behavior in the family develop necessary attention focused.

"Corruption" against fight "about" The law 18-in the article⁶ state education management bodies and educational institutions to corruption against fight in the field state of the policy main directions in consideration received without education in institutions legal education and to education, experts professional preparation quality to increase, education programs permanent accordingly improving to go aimed at develop measures output shown.

Developed in the countries to corruption against in activity academic It is considered a truly practical instrument for ensuring cleanliness. This through from corruption solid social immunity with protected new generation is formed.

In Lithuania, Article 10 of the Law "On Prevention of Corruption" provides for the inclusion of "anti-corruption" lessons in the curricula of general education schools.

I believe that by introducing "Honesty Lessons" ("Uroki dobroyachivnosti") in the education system, it is possible to form a climate of intolerance towards corruption in society. It will be necessary to focus on instilling the place, importance and role of honesty on a national, religious, philosophical, and universal scale.

Report of corruption -related offenses what you did and their close relatives protection The main potential of reporting corruption is its preventive role, its ability to prevent corruption in the state, society and private sectors. It is ⁷about reducing the harm it causes to individuals .

It is necessary to ensure the confidentiality of information about those who report corruption-related offenses and to obtain an obligation from persons who have information about it not to disseminate this information. This may be provided for in their service instructions or in confidentiality agreements signed by them. In the event of sufficient grounds confirming a real threat to the life or health of those who report corruption-related offenses and their close relatives, the use of violence against them, the destruction or damage to their property, the bodies implementing the fight against corruption must take the necessary measures established by law.

To corruption related offenses about information message to those who did and their close relatives to corruption related offenses about message that he did because of aggression to do, as well as harassment by their employer, including unfounded accordingly from work release, labor conditions and to work right to change pay to an unfavorable side, to refuse appointment to a higher position and others to prevent the state from formation necessary. Own in turn such aggression and persecutions when observed to the guilty relatively your punishment inevitability provision, strengthens trust in the system.

Consequently, based on advanced foreign experience, a mechanism for encouraging persons who report corruption-related offenses or otherwise contribute to the fight against corruption has been

⁵<https://adilet.zan.kz/rus/docs/U2200000802>

⁶<https://lex.uz/ru/docs/3088008>

⁷ Yu. B. Truntsevsky, S. N. Matulis, Protection face, communicating oh facts corruption in in organizations: legal and technological aspect, Magazine Russian right. 2021. Vol. 25. No. 5, P. 146

introduced in our country. In this regard, ⁸Resolution No. 829 of the Cabinet of Ministers of December 30, 2020 “On approval of the Regulation on the procedure for encouraging persons who report corruption-related offenses or otherwise contribute to the fight against corruption” was adopted.

This resolution establishes the grounds and types of incentives for persons who have reported corruption-related offenses or otherwise assisted in the fight against corruption, as well as the procedure for considering the issue of incentives for persons who have reported corruption-related offenses or otherwise assisted in the fight against corruption. The Regulation on the Procedure for Incentivizing Persons Who Have Reported Corruption-Related Offenses or Otherwise Assisted in the Fight Against Corruption is attached to the annex . approved accordingly.

In this case, for reporting an administrative offense or crime related to corruption, the person is provided with an incentive in the amount of three to twenty-five times the base calculation amount and 10-15 percent of the bribe amount.

this regulation, 18 individuals were encouraged in 2021, 68 in 2022 , and 30 in 2023 for reporting violations or otherwise contributing to the fight against corruption ⁹ .

This of the system efficiency increase for the purpose corruption about message gave to individuals given funds amount about Media and social on the networks information to give positive result can give.

Internal control in the prevention of corruption crimes (compliance) control) system efficiency increase. Its role in preventing corruption crimes institutional the basics reinforcement, necessary legal base formation important.

In this regard, it was determined that from October 1 , 2021 , the activities of internal anti-corruption control structures within the existing staff units of all state bodies and organizations, including the Council of Ministers of the Republic of Karakalpakstan, regional and Tashkent city khokimiyats, will be established by the Resolution of the President of the Republic of Uzbekistan No. PQ-5177 dated July 6, 2021 " On additional measures for the effective organization of anti-corruption activities ¹⁰ . "

Based on this, in order to establish the activities of internal anti-corruption control structures, create a legal framework for the activities of internal control structures, and determine the procedure for their organization, the "Model Regulation on the Activities of Internal Anti-Corruption Control Structures" was approved by order No. 27 of the Director of the Anti-Corruption Agency dated September ¹¹6 , 2021 .

of the President of the Republic of Uzbekistan No. PF-14 dated January 25 , 2023 “On priority organizational measures for the effective functioning of the executive bodies of the republic” established the requirement for the mandatory establishment of anti-corruption structures in ministries and departments. Currently, anti-corruption internal control structures consisting of 1,285 employees have been established in 117 ministries and departments to prevent and deal with corruption.

⁸Resolution of the Cabinet of Ministers of the Republic of Uzbekistan, No. 829 dated 31.12.2020 // <https://lex.uz/ru/docs/5193571>

⁹National Report on the Fight against Corruption in the Republic of Uzbekistan / Information and analytical data. Anti-Corruption Agency of the Republic of Uzbekistan, 2022, 2023, 2024.

¹⁰Resolution of the President of the Republic of Uzbekistan, No. PP-5177 dated 06.07.2021 / <https://lex.uz/docs/5495533>

¹¹Internal control against corruption: 100 answers to 100 questions. Practical manual for responsible employees of internal control structures against corruption.: – Tashkent: “ART LINE GROUP” LLC, 2024. – 96 p.

by them in 2023 , embezzlement of funds worth 342.6 billion soums and financial irregularities worth 928.9 billion soums were identified, and the collected documents were sent to law enforcement agencies for legal assessment ¹².

The main goal of these structures is to implement and develop a comprehensive system in the organization, as well as its territorial and structural divisions, in particular, an anti-corruption system that meets the requirements of the international standard ISO37001:2016 on combating corruption, to identify corruption cases early and eliminate their causes and conditions, to prevent the commission of corrupt acts, to increase the legal literacy of employees of the organization in order to form an intolerant attitude towards corruption, to organize preventive measures against corruption in the organization, and to ensure the implementation of documents in the field of combating corruption.

The qualitative implementation of these tasks affects the effectiveness of anti-corruption activities not only in one organization, but also in the entire state administration. For this, it is important to constantly coordinate the activities of these units, provide them with legal, organizational, and methodological support. In this regard, it is necessary to ensure their independence from other units and officials in the relevant organizations.

"Corruption-free legislation" . As is known, one of the main factors that cause corruption is shortcomings in the legislation. Gaps in the legislation, norms that allow officials to implement existing legal norms in practice as they see fit, and norms that allow them to be interpreted in different ways, create conditions for officials to commit corrupt acts.

The law itself should, first of all, contain a preventive, deterrent provision. In general, the entire system of legislation and even (perhaps primarily) the technology of creating laws should be imbued with anti-corruption power ¹³.

Anti-corruption expertise regulatory and legal in documents For officials, making decisions as they see fit is a path to corruption. opener norms acceptance prevent to take service does.

From researchers McMullan and KIGolovinsky every how law It is corruptogenic because it affects individuals or to a certain extent, by obeying the law, the team will suffer a loss upon arrival depends ¹⁴.

TAUmarov his/her own in the article legal of standards corruption features to clarify, them eliminate to, state Creating an environment of accountability among employees and combating corruption in society that so-called of the disease to the surface arrival conditions reduces and to him/her against effective prevention task It will pass. Because to the law based without happened done corruption this corruption the most dangerous appearance is considered ¹⁵, said the idea indicates.

Link norms corruption to the body to come conditions creator from the norms is considered. Link norms, they departmental norm not because they allowed their creativity, but because they were

¹² National Report on Combating Corruption in the Republic of Uzbekistan / Information and analytical data. Anti-Corruption Agency of the Republic of Uzbekistan, 2024.-70 p. P. 7.

¹³ Abdurasulova K.R., Kurbanov Oh. Corruption: main concept and forms. – Tashkent: Philosophy and right institute, 2009. – P.29.

¹⁴ McMullan A theory of corruption // The sociological review , Vol . 9 1961, p . 196 and K.I. Golovshchinsky, Corruptogenicity legal norm //Pod editorial office G.A. Satarova and M.A. Krasnova // Public regional Indem Foundation Moscow, 2008.

¹⁵ Problems of fighting corruption: national and international experience. International scientific and practical seminar reports collection. / Responsible editor T.A. Umarov. – Tashkent: Fountain Print, 2010. – B. 5–11.

socially conscious at a certain time a directly applicable norm regulating relations , it is accepted It is also corruptive because it causes it to not exist until it is done. is considered ¹⁶.

Above to thoughts added without corrupting agent norms Exemption from the law is not only useful in the fight against corruption, but also It is also important in preventing its latent manifestations, to say possible.

Corruptive norm and factors to the concept above given from the definition come out, Uzbekistan legislation analysis to do if we are,one such norms in a number of laws our observation possible.

Example for, "Cultural" inheritance objects protection to do and from them use "about" Uzbekistan Republic The law 22- to the article¹⁷ according to, archaeology monuments research to grow (digging and search) to the submission of the Academy of Sciences of the Republic of Uzbekistan according to Culture ministry giving permits there is was just by chance road is placed.

Archaeology monuments research to grow (digging and search) for permit to give order there is it's not. This and, administrative order- of customs there is not being or complete not being with related corruptive factor is considered.

"Investments" and investment activity "about" Uzbekistan Republic The law Article 3518 according to, investors support support for the purpose to them to investment related tax credit to be given possible and change the deadline for fulfilling this credit tax obligation form, in which the investor, who is a taxpayer, has a fixed period inside this investor to pay need was tax payments, credit The amount and accrued interest shall be paid to the Tax Service of the Republic of Uzbekistan. In accordance with the code, the possibility of reducing the amount by paying in stages is provided.

Article 97 of the Tax Code of the Republic of Uzbekistan 19 stipulates that tax deferral or installment payment is a change in the term of payment of this tax with the corresponding payment of the debt amount in one lump sum or in stages. However, a clear limit for the phased payment is not established, and there is no concept of an investment tax credit. This is a corruption factor associated with the absence or incompleteness of administrative procedures.

Such corruption norms are called "Product Distribution" related transactions "about" The law Article 6 states ²⁰, "Farmer" farm "about" The law 4, In Article 25 ²¹, "Electricity" energy "about" The law Article ²²16 of the Law "On Environmental Control" Article 22 of the Law²³ and in a number of other articles of the law observation possible. This short from analysis come out, illegal in the documents also exactly above record arrived as mentioned corrupt there are norms we say possible.

Quoted examples current legislation documents Consistent, planned work on anti-corruption expertise in a way continue to hold the necessity shows. This with together, not only legislation

¹⁶Golovshchinsky K.I. Corruptsiogennost pravovyx norm // Edited by G.A. Satarova and M.A. Krasnova // Public regional fund "Indem" Moscow 2008

¹⁷Bulletin of the Oliy Majlis of the Republic of Uzbekistan, 2001, No. 9-10, Article 180; Uzbekistan Collection of legal documents of the Republic, 2004, No. 25, Article 287; 2005, No. 37-38, Article 277; 2009 No. 41, Article 440; 2013, No. 18, Article 233; 2017, No. 24, Article 487; Legal information National database, 04/19/2018, No. 03/18/476/1087, National database of legislative information, 04/21/2021, No. 03/21/683/0375.

¹⁸ Law documents information national base, 26.12.2019 y., No. 03/19/598/4221; Legislation information national database, 21.04.2021 y., No. 03/21/683/0375.

¹⁹ Uzbekistan Republic of Tax code//[URL:<https://lex.uz/docs/4674902>]

²⁰ Uzbekistan Republic of "Product" to the distribution due agreements "about" Law // [URL: <https://lex.uz/docs/20641>]

²¹Uzbekistan Republic of "Farmer" farm "about" Law // [URL: <https://lex.uz/docs/275195>].

²²Law of the Republic of Uzbekistan "On Electric Power" //[URL:<https://lex.uz/docs/1521177>].

²³ Republic of Uzbekistan "Ecological" control "about" Law [URL: <https://lex.uz/docs/1521177>]

documents and their projects to corruption against from the examination transfer necessary, maybe regulatory and legal document Anti-corruption examination of unaccounted documents shows the need.

Based on the above-mentioned grounds, it is advisable to introduce the practice of mandatory anti-corruption expertise of decisions of khokimiyats that are not considered regulatory legal acts by the legal services of local government bodies, and of mandatory anti-corruption expertise of orders and decisions of ministries and departments that are not considered departmental regulatory legal acts by their legal services.

Financial income of civil servants control, rapid implementation of the declaration system important role in preventing corruption of civil servants The first special legislative document on declaration from this 20 year before acceptance made was. Uzbekistan Republic President's 2002 - year September 5th PF-3127 No. "Physical" The system of declaring the total income of individuals is gradually being implemented. current to grow measures "about" In the decree²⁴ this of the process step by step intended to be implemented was caught.

Uzbekistan Republic President's 2021 - year July 6th "Corruption" against uncompromising in a relationship to be environment create, state and society under the management corrupt factors sharp reduce and "on measures to expand public participation in this" In paragraph 4 of Decree No. PF-625725 From January 1 , 2022 , the state employees, organizations with a state share of more than 50 percent, state enterprises and institutions leaders and deputies, their marriage friend and adult insufficient of their children income and property The task was to introduce a mandatory declaration system. Also this In the decree state employee by declaration presented from reaching head pull and intentionally wrong information input him/her to dismissal from civil service and liability as prescribed by law to weigh basis to be specified.

However In the decree shown term past although declaration system to work It didn't fall. Indeed , time requirements answer giving Implementing a declaration system is essential for preventing corruption. important importance has.

Citizenship society of the institutions role increase. Corrupt to crime against in the fight public organizations and citizenship society of the institutions from the possibilities use effective results brings. Citizenship society institutions Involving them in the fight against corruption, increasing their activity in this regard reinforcement this regarding important direction that row international experts, experts, to crime against wrestler international and foreign employees of organizations record they are enough.

Involve civil society institutions in preventing corruption crimes in law enforcement agencies There are a number of reasons why its implementation will ensure its success. It should be noted that in our republic, its main goal is of non-governmental organizations declared to be fighting corruption activity is not noticeable.

In our republic activity running various public organizations to corruption against to fight enough attention is giving We can't say. Current At that time, in our republic, different population groups were united and their interests representing, rights protection to do 10 per thousand close Public organizations are registered with the state. Involving them in the prevention of corruption crimes in law enforcement agencies will help to achieve effective results in this regard.

²⁴Uzbekistan Republic Supreme Majlisi Newsletter, 2002, No. 9, Article 173, P.90-92

²⁵ The Decree of the President of the Republic of Uzbekistan dated July 6, 2021 "Zero Compromise Against Corruption" in relation to be environment creation, state and society under the management corrupt factors on measures to drastically reduce and increase public participation in it" No. PF-6257 Decree // [URL: <http://old.lex.uz/docs/5495529>]

Projects such as "Corruption-Free Sector" and "Corruption-Free Zone" are being implemented in sectors and industries with high corruption risks. In particular, since 2019, they have been implemented in the sectors of capital construction and higher education with high corruption risks, since 2020, healthcare and public procurement, and since 2021, the banking system.

The National Anti-Corruption Council has developed and implemented "Roadmaps" for the implementation of the "Corruption-Free Sector" project for 2022-2023. In particular, the "Roadmap" for the "Corruption-Free Sector" project in the construction sector for 2022-2023 contains 14 items in 5 areas, including 27 tasks to eliminate corruption and bureaucratic obstacles in the sector, widely introduce modern information technologies, and ensure transparency.

Some problems remain in the implementation of the "corruption-free sector" project in the capital construction sector. In particular, in 2023, 227 corruption criminal cases against 458 individuals were completed by the courts in the sector. Of the 458 individuals who committed these crimes, 60 (13.1%) were employees of departments and organizations directly subordinate to the ministry, 44 (9.6%) were employees of the Construction and Housing and Communal Services Supervision Inspectorate, and the remaining 354 (77.3%) were employees of other sectors or citizens.

that corruption crimes committed in the capital construction sector are caused by factors such as collusion with contractors during construction and renovation, embezzlement of funds using forged documents, turning a blind eye to violations, and insufficient legal knowledge of industry workers.

The launch of the "Corruption-Free Sector" project in the field of law enforcement would also contribute to the prevention of corruption crimes in this area.