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ЎЗБЕКISTON RESPUBLIKASI ОЛИЙ СУДИ



**2018**

# **REPORT ON THE ACTIVITIES OF THE COURTS OF THE REPUBLIC OF UZBEKISTAN**

This report has been prepared within the joint project of the Supreme Court of the Republic of Uzbekistan, the United States Agency for International Development (USAID), and the United Nations Development Programme 'Rule of Law Partnership in Uzbekistan' **FOR FREE DISTRIBUTION**. The contents of the report are the sole responsibility of the authors and do not necessarily reflect the views of the United Nations Development Programme, USAID or the United States Government. An electronic copy of the report is available on the website of the Supreme Court of the Republic of Uzbekistan ([www.oliysud.uz](http://www.oliysud.uz)) and the United Nations Development Programme ([www.uz.undp.org](http://www.uz.undp.org)).



Historic reforms were implemented consistently over the recent years to the judicial system under the leadership of our President Shavkat Mirziyoyev the. In particular, the work of the judiciary in 2018 was focused on implementing tasks outlined in the action strategy by highlighting the five priority areas for the Republic of Uzbekistan's development during 2017-2021, and the implementation of fair trials initiated by the head of our state.

As part of the action strategy, the Comprehensive Program of Action was approved by the decree of the Presidium of the Supreme Court on December 29, 2017, pursuant to the Decree of the Presidium of the Supreme Court of January 20, 2018, 'On the results of the work of the courts of justice in the year 2017 and the forthcoming tasks', while 2018 was announced as the Year of 'Practice, Quality and Information Communication Technologies'.

It is worth noting the importance of the resolution of the Supreme Court of the Republic of Uzbekistan of June 30, 2018, 'On raising the responsibility of judges to effectively organize judicial activity and accelerate the introduction of information and communication technologies in the courts'. In this regard, a certain actions have been taken to ensure the organizational support of the Supreme Court proceedings. In particular, a centralized electronic database on criminal, civil cases and administrative ones has been introduced.

In general, considerable work and efforts were completed in 2018, in terms of improving people's trust towards courts by increasing the public's satisfaction level through justice decisions and proceedings. This report describes and summarizes all the completed activities in 2018.



Chairman of the Supreme Court  
of the Republic of Uzbekistan  
Kozimjon Kamilov

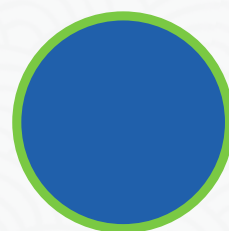
A handwritten signature in black ink, consisting of stylized initials and a surname, likely 'K. Kamilov'.



# Plan:

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05	Important News from the Court System
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# Important News from the Court System

## JANUARY

### Awarding Ceremony of the Winners of the 'Justice – In the Rule of Law' Contest

The Supreme Court of the Republic of Uzbekistan held an awarding ceremony of the winners of the competition 'Justice – In the Rule of Law' for covering judicial reforms in the media. The event was attended by all journalists, judges and young lawyers.

This competition also contributed to ensuring the openness of courts, promoting judicial reform in the media and new legislation, and increasing legal culture and awareness in the society. About 500 creative works, aimed at informing the general public about the essence and significance of the reforms being implemented within the judicial sphere, were showcased by the country's media.



## FEBRUARY

### The Family is Sacred

Considering the fact that our national values and traditions are constantly being developed and upheld, we are all aware that our children will soon become our nation's adults. Therefore, preserving the family is a human duty for all of us.

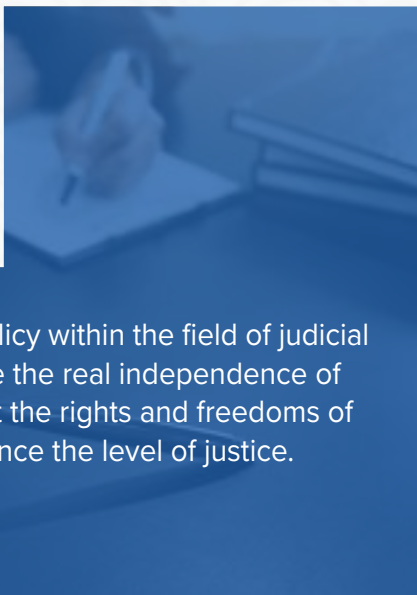
Open dialogue with the Supreme Court, in cooperation with the Women's Committee of the Republic of Uzbekistan in the Shaykhantakhur District of Tashkent, has been dedicated to protecting families, the rights and legitimate interests of women and minors.



## MARCH

### Introduction of Amendments to Three Codes

The Supreme Court of the Republic of Uzbekistan held a seminar in Tashkent on the newly adopted Economic Procedural Code, the Code of Administrative Offenses, and a new edition of the Code of Civil Procedure.



The main priorities of state policy within the field of judicial system reform are to ensure the real independence of judicial power, and to protect the rights and freedoms of citizens, as well as enhance the level of justice.



## Resolutions of the Plenum of the Supreme Court of the Republic of Uzbekistan

Four draft resolutions were discussed at the plenary session. Particularly, the discussion was about the draft resolution on some peculiarities of implementation of the norms of civil procedural legal acts by Courts of first instance, adoption of revision to Civil procedural Code aimed at providing of uniformity and the correct application of the law by the Court of First Instance. This circumstance relates to the Civil Procedure Code in respect to civil cases, taking into consideration the fact that the failure to observe procedural norms leads to the violation of the parties' rights and of other persons' rights involved in a given case.

The draft resolution 'On Issues of the application of procedural law norms by the first instance court in consideration of administrative cases' contributes to the strict adherence to

procedures set out in the rules of procedural law for administrative proceedings, therefore, improving the quality of their consideration, and making a legitimate and motivated decision on each case.

The draft resolution 'On amendments and addenda to certain decisions of the Plenum of the Supreme Court of the Republic of Uzbekistan', has been amended with the necessary plenum resolutions.

This action will help to ensure accurate and fair decision-making during criminal proceedings. Another issue discussed at the meeting was the draft resolution of the Plenum 'On amendments and addenda to some decisions of the Plenum of the Supreme Court of the Republic of Uzbekistan in connection with the adoption of the Economic Procedure Code of the Republic of Uzbekistan, as well as the decision of some of them to be incompetent'.



## Modern Court Facilities

The Dustlik interdistrict civil court and the Dustlik district economic court, have both been put into operation in the Dustlik district of the Jizzakh region.



## Judges Took Oaths

The Plenum of the Supreme Court of the Republic of Uzbekistan held its session. In accordance with the Decree of the Supreme Judicial Council of the Republic of Uzbekistan the event took place dedicated to taking the oath by the first time appointed judges.





## Open dialogue with People

The main priorities of state policy in reforming the judicial system is to ensure the real independence of Uzbekistan's judicial system, and the provision of the reliable protection of the citizens' rights and freedoms, and the achievement of the fairness of justice. Special attention was paid to the Decree of the President of the Republic of Uzbekistan Shavkat Mirziyoyev 'On measures to further improve the judicial-legal system and increase confidence in the judicial bodies' of 13 July, 2018.



## Decisions of the Plenum of the Supreme Court of the Republic of Uzbekistan

The meeting also included the discussion of the draft of the Resolution of the Plenum 'On the practice of appeal by the courts in appellate and cassation procedure'. The amendments to the Criminal Procedure Code have been prepared in an alignment with the emergence of certain issues in judicial practice.

Another decision discussed at the plenary session was 'On preparation of civil cases for court proceedings', that was prepared in order to ensure the correct and uniform application of norms regulating the preparation of civil cases for trial. It was emphasized that the decisions made at the meeting would contribute to the legal and justice resolution of criminal and civil cases, the protection of the citizens' rights and legitimate interests, a clear and uniform application of the law in judicial practice, and the formation of a single judicial practice.

## Online Broadcasting of Court Sessions

The official website of the Supreme Court of the Republic of Uzbekistan has been launched, providing access to new interactive services for citizens and legal entities. Most importantly, the online broadcasting of court sessions has been introduced through the new website.

The online broadcasting of court sessions is an opportunity for directly monitoring trials in real-time through the Supreme Court's website. In addition to ensuring the genuine openness of court sessions, this system serves as an instrument to increase the legal awareness of citizens, and prevent crime and offenses at the earlier stage.



## Legal propaganda Among Youth

The Supreme Court of the Republic of Uzbekistan held a meeting with a group of young people in Tashkent, who are currently working and studying towards their future careers in law along with being the members of the Youth Union of Uzbekistan, giving them an opportunity to discuss their future. The meeting entry points included the ongoing reforms, renewals and changes initiated by the head of our state and their concrete outcomes.



## Mechanism of the Rule of Law within the Shanghai Cooperation Organization

The rule of law is being one of our most important principles, ensures the full development of society, economy and political institutions under strict adherence to this principal. The principal also provides courts with specific responsibilities.

The conference 'Mechanism of the Rule of Law within the Shanghai Cooperation Organization' was held in Tashkent in October, on the eve of the 70th anniversary of the Universal Declaration of Human Rights. This conference is part of the Road Map Program implemented through agreements reached during the twelfth session of the chairmen of the supreme courts of the SCO member states.



## Visiting receives in regions

A working group headed by the Deputy Chairman of the Supreme Court H.Yodgorov organized mobile receives to Bukhara City of the Bukhara region, and to the Kogon, Gijduvan and Jondor districts, on November 16-18, 2018. The working group also visited orphanages in Bukhara and studied the reasons behind the women being able to find a place in these facilities and enjoy state care. The audience at these sites had long and productive discussions with the working group.



## A New Stage of Judicial-Legal Reform

The 'Development Strategy' Center hosted a press conference on 'The work done to ensure the rule of law and further reform of the judicial-legal system'.

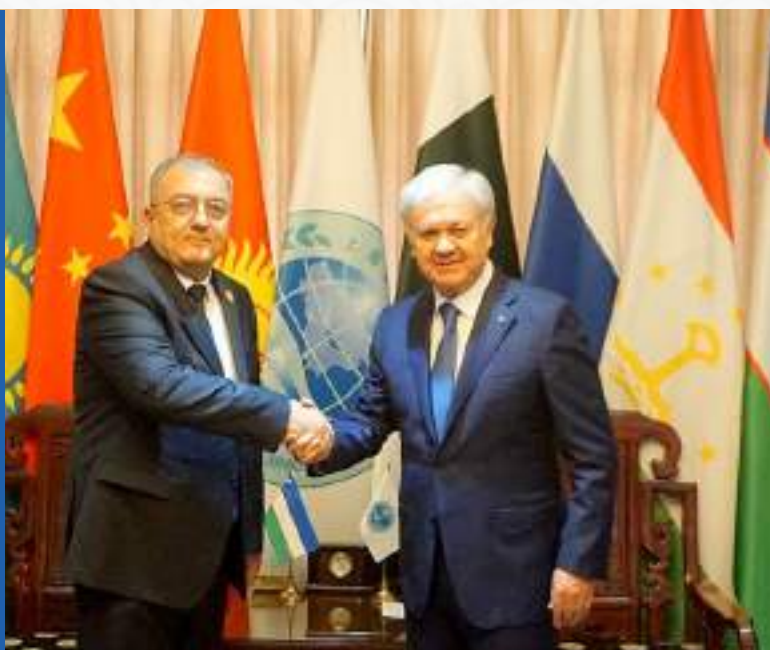
At the event, it was noted that modern information and communication technologies were introduced into the practice of improving the performance of the sector's specialists. The first online broadcasting of court sessions has been launched in our country. This provides an ability to monitor directly the court sessions through the Supreme Court's website in real time.



## SCO Secretary-General R.Alimov met with the Chairman of the Supreme Court of the Republic of Uzbekistan K.Kamilov

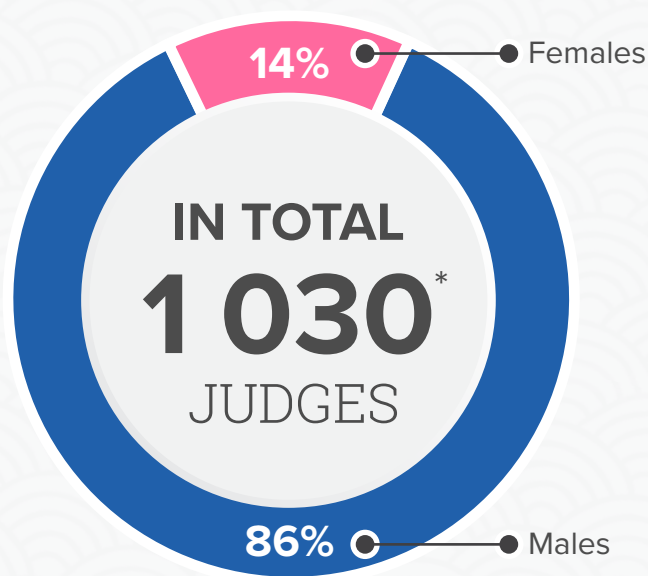
The two sides of this discussion exchanged views on topical issues related to justice, and further improvement of the cooperation's legal framework between the supreme courts of the SCO.

The issues of further enhancing the capacity of the Justice and Penal Enforcement System to deal with all forms of terrorist activity, arms trafficking, transnational crimes, and other types of criminal activity, were also discussed.





# Composition of the Pool of Judges



\* As of December 31, 2018

**338** Criminal

**254** Civil

**223** Administrative

**141** Economic

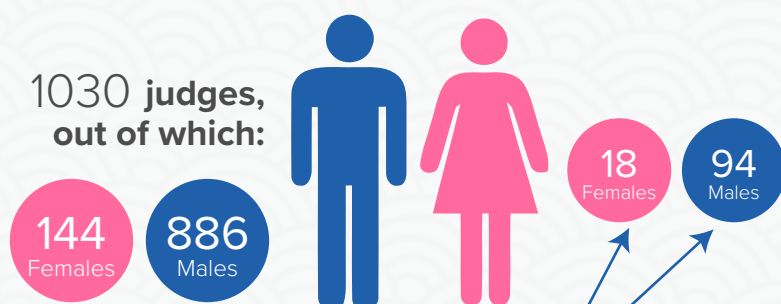
**64** Supreme Court

**10** Military

## Nationality of judges

UZBEK <b>965</b>	KARAKALPAK <b>44</b>	KAZAKH <b>7</b>	TAJIK <b>6</b>	TATAR <b>5</b>	1 RUSSIAN 1 TURKMEN 1 IRANIAN
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1030 judges,  
out of which:



**176** private investigations on judges

**127** private investigations

**109** had been in discussions and had received warnings



- 112 judges for 5 years
- 131 judges for 10 years
- 17 judges for an indefinite period
- 46 judges appointments renewed

Disciplinary proceedings were instituted for

**151** judges

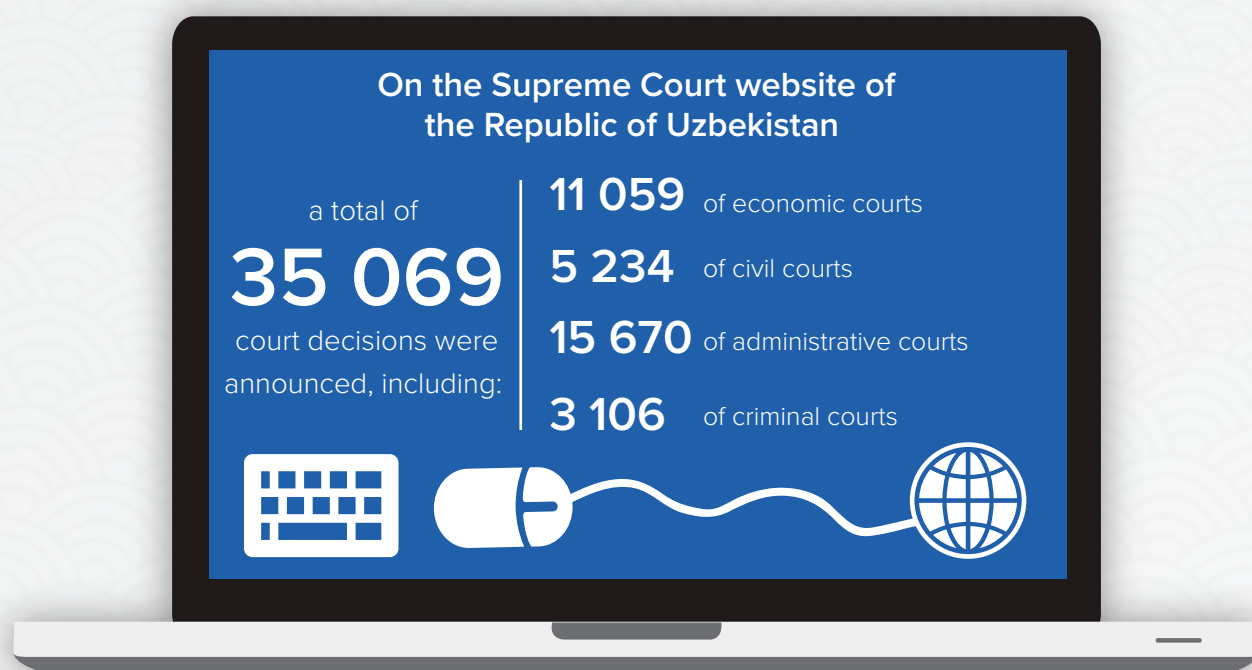
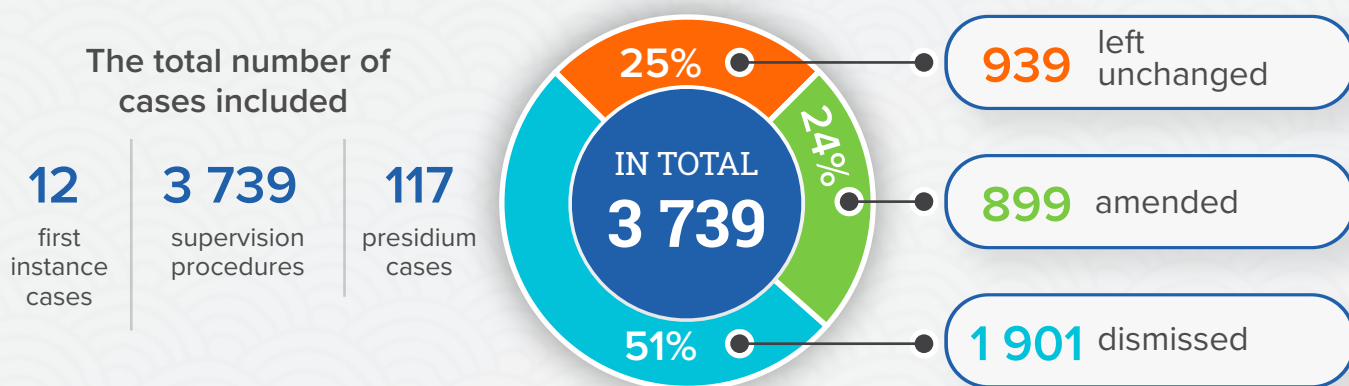
**95** judges were reprimanded

**15** judges were fined

**11** judges were dismissed

**27** received warnings

# Activities of the Supreme Court of the Republic of Uzbekistan



**5 654** 

cases were trialed through videoconferencing

**11 553** 

people participated in the hearings

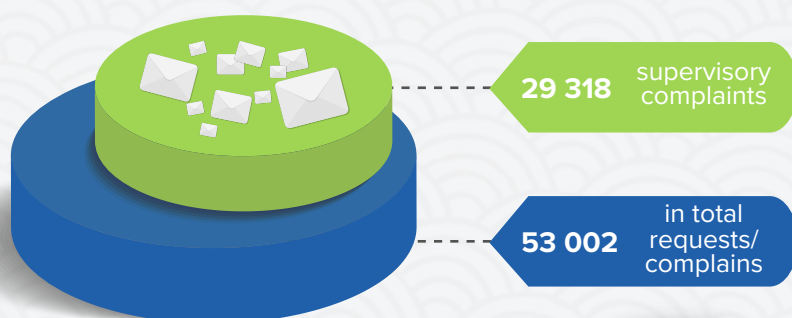
**3,9** <sub>B.</sub> 

soums have been approximately saved by the citizens according to the calculation of the Supreme Court of the Republic of Uzbekistan



# Public Requests/Complaints

## The Supreme Court received



The Virtual and Public Reception of the President of the Republic of Uzbekistan



## Meetings with the general public

6 959

people were received individually

6 679

people were received in visiting receives

625

people were received through video conferences

## The Chairman of the Supreme Court:

5 464 citizens, out of whom

2 487

were provided with clarifications

2 977

had their written applications accepted

11 495

citizens were accepted for meetings by the Deputy Chairmen of the Supreme Court

9 913

citizens had direct meetings

367

citizens had meetings through video conferences

61 871

applications were submitted through the Virtual and Public Reception of the President of the Republic of Uzbekistan

compared to 74,702 in 2017 (a reduction of 17%)



# Plenum and Presidium

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Resolutions aimed at the issues on application of the laws were approved at the Plenum

11

Resolutions on administrative issues were approved by the Presidium

*(compared to 50 in 2017)*

69

Protests were directed to the Presidium

101

Decrees were approved

94

Criminal cases were pardoned

4







# Legal Propaganda

22 227

Open dialogues were conducted among the population



565 645

Cases were trialed in visiting court sessions



9 292

Examples of media coverages were recorded



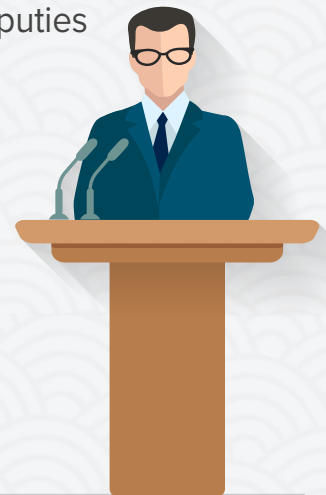
In order to inform the public and mass media about the activities of courts, chairpersons of the regional courts and their deputies made

**28 briefings**

The local councils of people's deputies received

**507**

reports

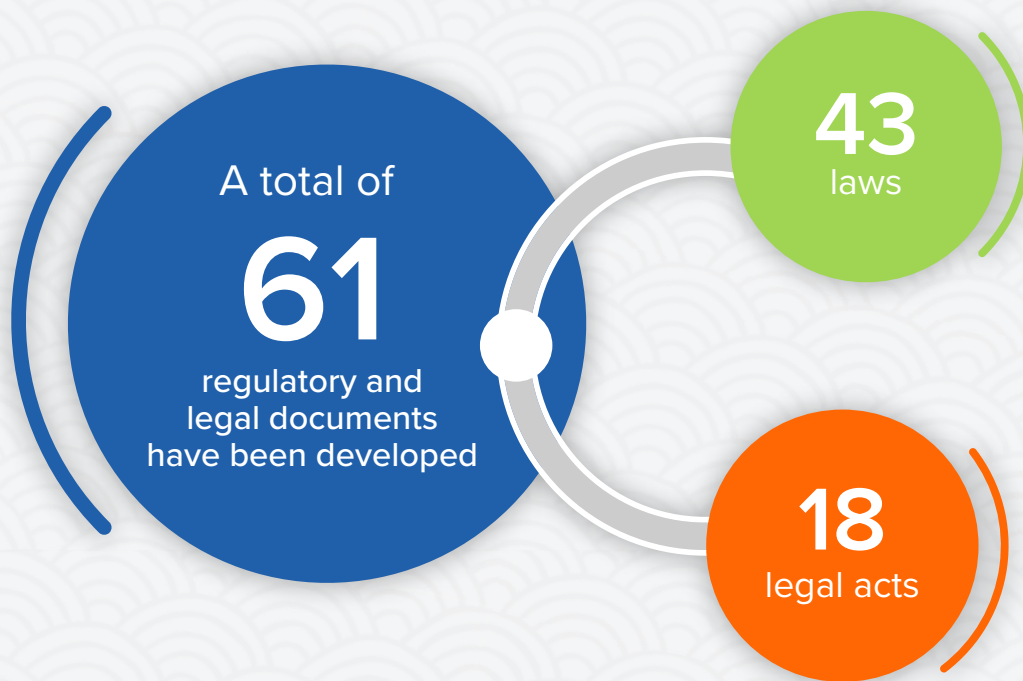


Training curricula are being developed by judges for preventive inspectors, chairpersons of mahallah citizens' assemblies, women's committees, and members of the Youth Union.





# Lawmaking



**374** Proposals and recommendations on draft laws have been submitted



# Material and Technical Support

6

new court buildings  
have been built

out of  
these

2

are being  
finalized

47

court buildings have been  
fully renovated



New administrative buildings have been  
built in the Shayhantakhur and Chilanazar districts



A New Criminal Court Building  
was put into operation in  
the Navoi region

A New Economic Court Building  
was put into operation in  
the Kashkadarya region



# International Relations

## 61

international conferences, roundtables and seminars were held



### International Conference

'The Democratization of Legislation and Law Enforcement Practices in Criminal law and Criminal Proceedings Spheres: Uzbekistan's Experience' was held in Tashkent. This event was organized by the Supreme Court of the Republic of Uzbekistan, together with the United Nations Development Programme, the OSCE Project Coordinator in Uzbekistan, the United Nations Children's Fund (UNICEF), the US Agency for International Development (USAID), the Friedrich Ebert Foundation (Germany) and Regional Dialogue (Slovenia), Members of the Senate, the Prosecutor General's Office, the Ministry of Internal Affairs, the Chamber of Lawyers, the Supreme Council of Judges and the Tashkent State University of Law. Also experts from Austria, Germany, the United States, Slovenia, Poland, Switzerland, Russia, Kazakhstan, Tajikistan, Kyrgyzstan, Tajikistan and Uzbekistan attended the event.



## 25

Meetings were organized with foreign courts and delegations from international organizations



### International Round Table

Members of the Senate of the Oliy Majlis of the Republic of Uzbekistan, representatives of the Ministry of Justice, Supreme Court judges, the Prosecutor General's Office, research institutes within the field of law, the Chamber of advocates, and a number of senior officials, all participated in the international round table on 'Actual issues of the development of civil procedural law at Tashkent State Law University, together with teachers and students of educational institutions.

The roundtable was attended by experts from Germany, China, Russia, Japan, Latvia, Kazakhstan, Kyrgyzstan and Tajikistan.



### Meeting of the Chairmen of the Supreme Courts of Shanghai Cooperation Organisation Member States

The delegation of the Republic of Uzbekistan headed by the Chairman of the Supreme Court K.Kamilov, took part in the thirteenth meeting of the chairmen of the supreme courts of the SCO member-states, which took place in Beijing on May 25, 2018.

During the friendly, constructive and practical meetings, the participants exchanged views on further improving cooperation in the field of justice within the SCO, as well as establishing 'smart courts' and information exchange in courts.

The parties exchanged views on ways to further strengthen cooperation between law and transboundary courts in the fight against drug trafficking, terrorism and other crimes, to discuss non-admission of non-admonition in criminal proceedings from legal norms and trials, international trade of goods, and measures for improving the international cooperation mechanism in the judiciary.





**8** practical manuals on various legal issues for judges and citizens were distributed free of charge, including:

The brochure 'Claiming to the court the procedure of appealing against court

The brochure 'Legal Regulations of Marriage and Matrimonial Relations'

The handbook on the judicial practice of civil courts

The handbook on the judicial practice of economic courts

The handbook on the judicial practice of administrative courts

The manual 'Samples of administrative court procedural acts'

The manual 'How to Apply to Economic Courts'

The manual 'Appointing Punishment in the Criminal Law of Uzbekistan'



## Criminal Legislation and the Judicial System are being Modernized

**57** courts have been equipped with videoconferencing systems, audio and video recording, and online broadcast transmission facilities





# The Introduction of Information and Communication Technologies



In order to establish a single corporate communication network for inter-district courts, including district and city courts, all judicial facilities have been connected to the corporate network of the Supreme Court through a fiber-optic communication network.



A centralized electronic database on criminal and civil cases and administrative courts, firstly for appellate and cassation courts, has been introduced.



All courts are fully equipped with local networks.  
All courts now have a program for the automatic distribution of cases.



A uniform system of electronic document management for information systems and courts, including E-XSUD and 'E-SUD, has been introduced into the first instance courts of economic, administrative, criminal and civil courts, and in the courts of appellate and cassation jurisdictions.



Software has been developed and launched which provides for the full automation of court work, and the activity of personnel.



Economic and administrative courts have introduced the practice of sending e-documents directly to the Bureau of Compulsory Execution.

## Videoconferencing

# 38

open court proceeding and a real-time videoconferencing program was developed

# 26

courtrooms were fitted with videoconferencing systems

# 5 742

trials were held through videoconferencing



# 11 741

people participated

# Execution of Judicial Documents



SUPREME COURT OF  
THE REPUBLIC OF  
UZBEKISTAN



BUREAU OF  
COMPULSORY  
EXECUTION

The signing of the Decree of the President of the Republic of Uzbekistan of July 13, 2018, NP-5482 'On measures for further improvement of the judicial-legal system and increasing trust in judicial bodies' by the Bureau of Compulsory Execution has helped ensure a number of outcomes. These have included:

- The completion of state dues under judicial studies;
- The timely transfer of extra-budgetary trust funds;
- The imposition of fines by courts and administrative courts on criminal cases and court orders, for the collection of state duties for the Supreme Court of the Republic of Uzbekistan, together with the Bureau of Compulsory Execution of the Prosecutor General's Office.

The decree has also allowed for searching for and preventing the elimination of deficiencies, and preventing future repetitions, as well as implementing executive papers which have not been put into practice so far to date.

## Executive Ruling Documents

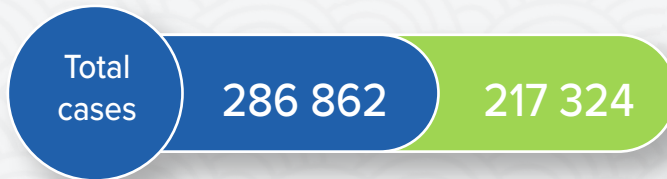




# Activities of Criminal Courts

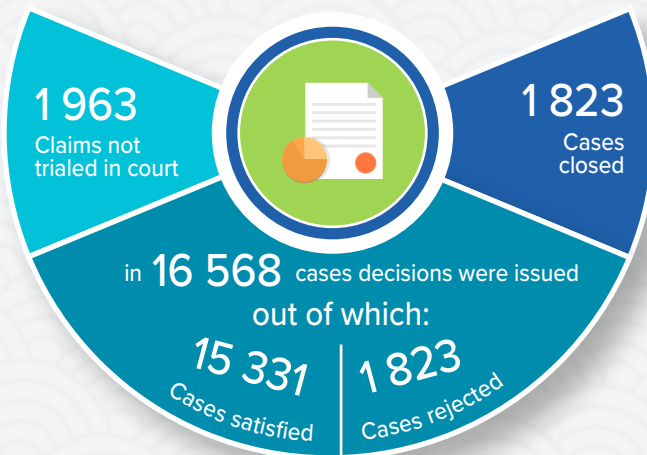


# Activities of Civil Courts



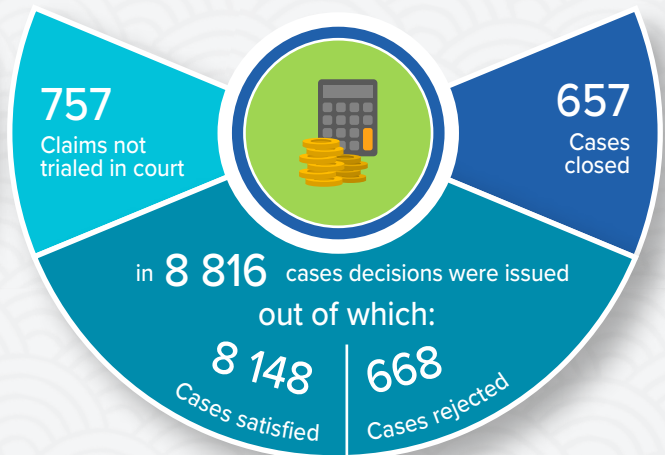
Cases on claims arising from  
loan agreements

**Total 20 354**



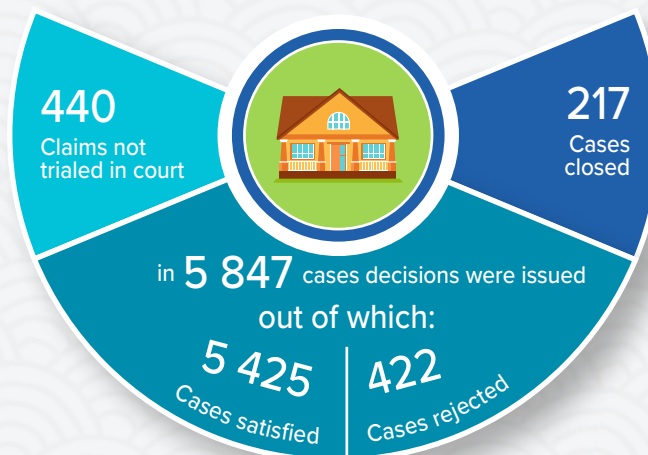
Cases on debt  
settlement claims

**Total 10 230**



Cases on the right of the  
use of premises/housing claims

**Total 6 504**

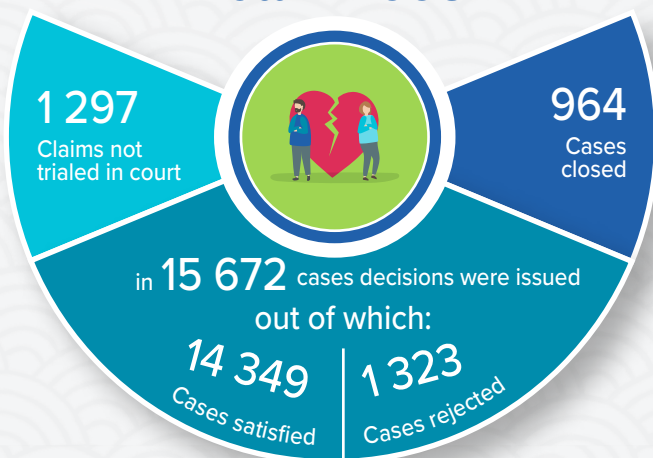




# Activities of Civil Courts

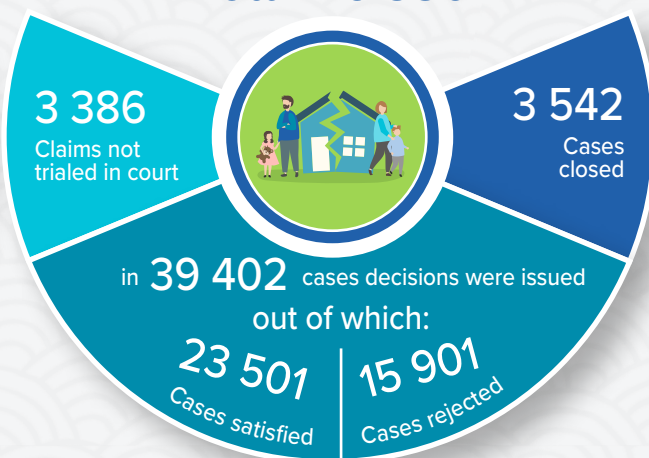
Cases on claims about  
family disputes

**Total 17 993**



Cases on divorce  
claims

**Total 46 330**



A total of  
**480 692**  
compulsory writs of  
execution worth  
**1 trln. UZS**  
were sent to the  
Bureau of Compulsory  
Execution

**Executed**

87 276 writs  
58 billion UZS

18,2%

79,6%

**Remained**

382 864 writs  
962 billion UZS

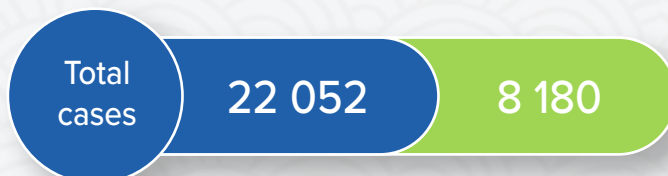
Court Order

**806 170**

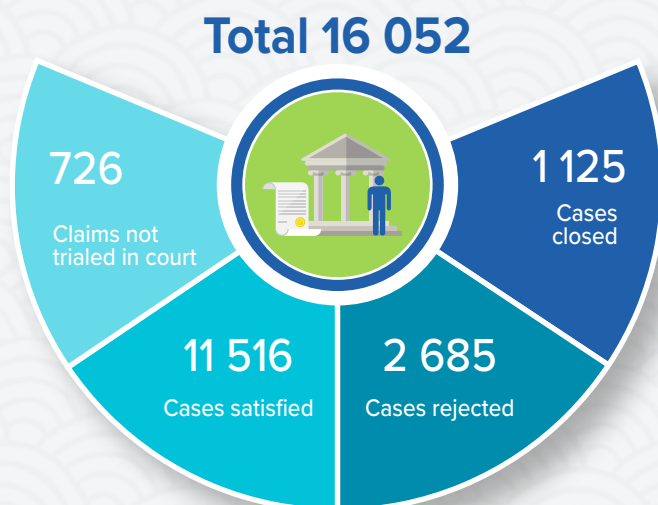
**236 030**

**80 113** cases (36,9%) were reviewed  
during visiting court sessions

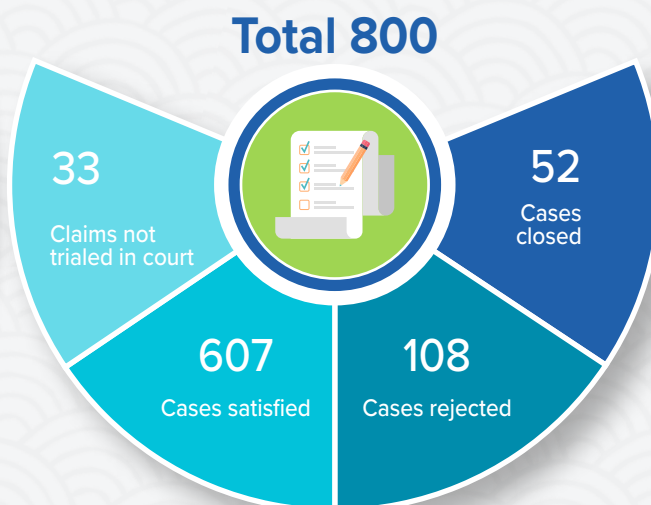
# Activities of Administrative Courts



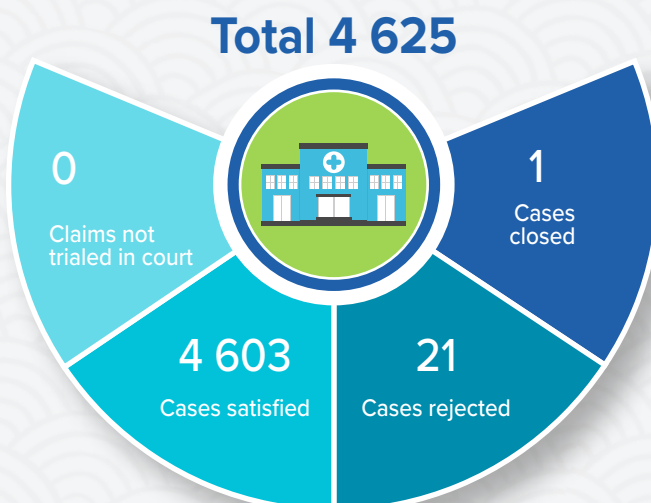
Cases on quashing decisions, on actions (inaction) of administrative bodies, citizens' self-governing bodies, and their officials



Cases on refusing to register acts of civil status, or on actions (inaction) of an official



Cases on requests for the placement of a person without a residence in the rehabilitation center





# Activities of Administrative Courts

Cases on appealing against refusals for state registration

**Total 190**



Cases on the denial of a notary action (inaction) of a notary public officer

**Total 121**



**391 460**

applications were received from



**487 557**

individuals

**383 733**

related to administrative offenses

**22 052**

related to mass-legal relations

**23 008**

were based on provided materials

**274 682**

In cases



**317 200**

persons were subject to administrative penalties

**130 160**

compulsory writs of execution worth

**117,8 billion UZS**  
were sent to the Bureau of Compulsory Execution

**Executed**

53 286 writs

40,9%

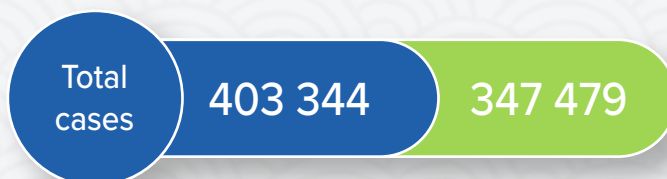
59%

**Remained**

76 854 writs

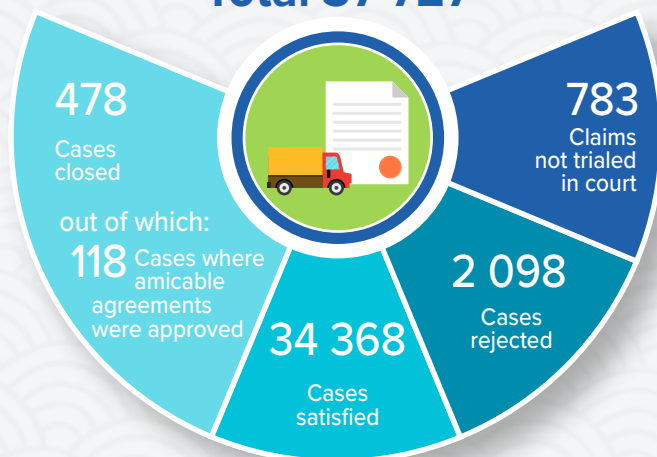
**215 788** cases (56,2%) were reviewed during visiting court sessions

# Activities of Economic Courts



Cases on disputes regarding product delivery contracts

**Total 37 727**



Cases on contractual agreements

**Total 30 553**



Cases on service contracts

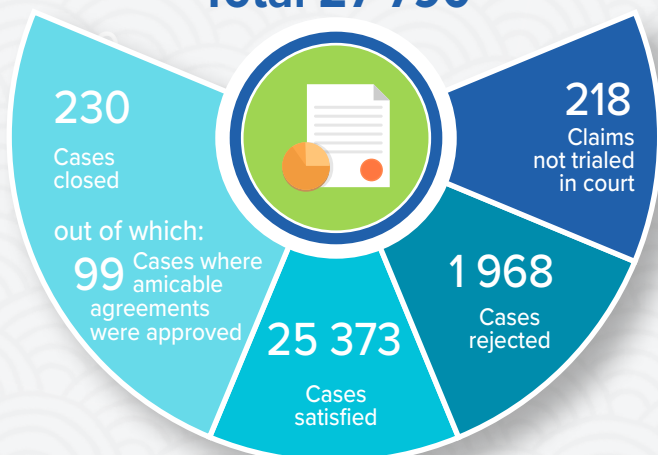
**Total 11 470**





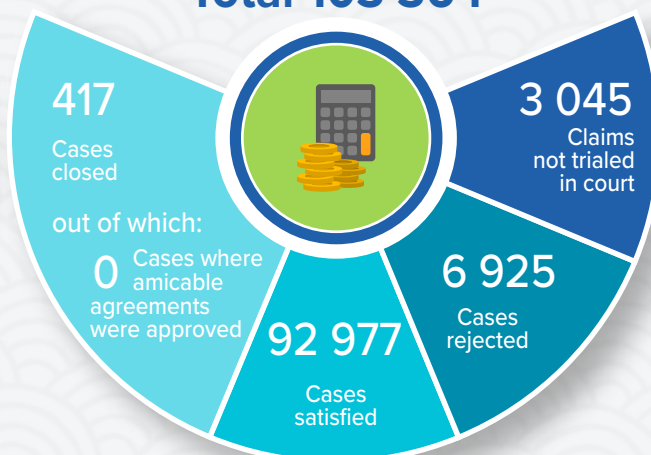
Cases on loan agreements

**Total 27 790**



Cases on tax debt collection for taxpayer's property

**Total 103 364**



Cases on the recognition and enforcement of decisions of foreign courts (arbitration)

**Total 37**



**Executed**  
30 414 writs  
295 B. UZS

15,8%

**192 640**  
compulsory writs of execution worth  
**2,7 trillion UZS**  
were sent for compulsory execution

83,3%

**Remained**  
160 506 writs  
2,4 trl. UZS

**264 087** cases (65,5%) were reviewed during visiting court sessions

