

TRANSFORMATION OF SOVIET ADMINISTRATIVE LAW: UZBEKISTAN'S CASE STUDY IN JUDICIAL REVIEW OVER ADMINISTRATIVE ACTS

Judicial protection against individual and normative acts of the public administration continues to be problematic in Uzbekistan. One central reason for this mischief is the continuing prevalence of Soviet-style ideas and patterns in legal thinking as well as the legal practice. This article describes the problems of jurisdictions face when trying to overcome their Soviet heritage by developing legal protection in administrative matters, and analyses the strategies for the improvement of this situation. Key factors are a comprehensive and harmonised development of administrative procedure and administrative litigation in the field of legislation, and what might be termed a "constitutionalisation" of legal thinking, theory and teaching – i.e. the respect for values enshrined in Constitution such as the rule of law and access to judicial protection against the public administration – in the field of legal science. Uzbekistan is a good example how foreign partners and donors of international legal assistance can help strengthen these factors.

This paper explores (1) to what extent Soviet thinking on judicial review over administrative acts has been set aside or to what extent is it still alive in today's Uzbekistan, and (2) what are the transformation points of judicial review. Overall, I argue that Soviet thinking on judicial review over administrative acts has big change in legislation level under new regime of Uzbekistan, however legal reforms are not still accepted by legal practice, doctrine and legal education.

To analyse these statements, the first step is to describe the main characteristics and legal reforms on judicial review over administrative acts taken in Soviet period (part II). Part III and IV analyses the current legal system and judicial practise of Uzbekistan. Lastly, I map out recent steps taken to introduce some reforms in the field of judicial review over administrative acts in Uzbekistan (part V).

Key words: Soviet style administrative justice, administrative litigation, administrative procedure, legal education, the Strategy Action 2017–2021, administrative courts, jurisdiction, case study, textual positivism, judge-made law.

Soviet Administrative Law Theory And Policy

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Soviet Administrative Law Theory And Policy:

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the impact of the economic and political perestroika on the copyright law of the late USSR and the Russian Federation The transformation of the administrative command economy into a market economy the introduction of the rule of law and the adoption of a natural law view on human rights the revolution in cultural policy all influenced both the contents and the function of copyright law for the authors entertainment and information industries and the consumers The book provides a detailed analysis of the freedom of expression and of copyright legislation in Russia always with an eye on historic comparisons and evolutions At the same time it gives a synthetic overview of the main changes in constitutional civil and economic law in the last 15 years **Transnational law & contemporary problems** ,1995 **From Leninism To**

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judicialization of governance is starting to have on state policy making in Asia

Toward the Rule of Law in Russia

Donald D. Barry, 2019-07-26 The contributors to this volume all specialists on Soviet law and politics offer a comprehensive examination of the effort to create a law based state in the Gorbachev era U S S R thus effecting a fundamental change in the relationship between the state and private groups and individuals Gianmaria Ajani Donald Barry Harold Berman Frances Foster Simons George Ginsburgs John Hazard Kathryn Hendley Eugene Huskey Dietrich Loeber Peter Maggs Hiroshi Oda Nicolai Petro Robert Sharlet Louise Shelley Will Simons and Peter Solomon with commentary by Soviet scholars discuss conceptual historical social cultural and institutional aspects of Soviet legal development and supply detailed analysis of recent developments in the areas of civil criminal and labour law and the rights of individuals economic organizations and political and social groups **University of Michigan Official Publication**, 1959 Democratic Theory and

Post-communist Change Robert D. Grey, 1997 With the demise of authoritarian governments in Europe and South America the fall of Communism in eastern and central Europe and the dissolution of the Soviet Union scholars of democratization have been provided with an opportunity to test their theories against reality Democratic Theory and Post Communist Change represents the result of a collaborative effort of scholars trained in political science sociology law and economics These scholars analyze relevant democratic theory and apply it to recent events in the formerly communist states Editor Robert D Grey introduces this analysis by tracing the rise and fall of communism and examining democracy in the post communist world Other sections examine what political entities need to do to make the transition to democracy and ensure its stability whether or not The People matter to democracy and what political orientations are supportive of it The conversion to Rule of Law and Constitutionalism and their relationship to democracy and the free market are studied How democracy will fare in an environment of cultural diversity what the development and impact of economic policy will be and how the promotion and support of democracy by international powers will affect its success are among the topics considered An interdisciplinary fusion of theory and empirical analysis Democratic Theory and Post Communist Change represents a comprehensive and informative study of the conditions for and processes of democratization in the former communist world **Complaints to**

the Authorities in Russia Elena Bogdanova, 2021-06-10 This book considers the process of legal modernization in Russia from the development of the mechanism of complaints addressed to the authorities from the pre revolutionary period to today It analyzes wide ranging data and sources collected over 17 years such as legislation in depth interviews archival materials original texts and examples of different methods of complaints in Soviet and contemporary Russia Being marginal to the legal system and almost invisible for researchers of legal development the complaint mechanism has functioned as an extremely important way of restoring justice available to the majority of people in Russia for centuries It has survived several historical gaps and in a sense acts as a thread that stitches together different eras coexisting with the establishment and modernization of legal institutions compensating accompanying and sometimes substituting for them The research covers a

period of over 100 years and shows how and why at major historical crossroads Russia chooses between full fledged legal modernization and saving the authoritarian social contract between the state and society This book will be especially useful to scholars researching Soviet society and Post Soviet transformations socio legal studies and liberal legal reforms but will also appeal to those working in the broader fields of Russian politics the history of Soviet society and justice issues more generally *Guide to International Legal Research* ,2009

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