

## IN ENSURING ROAD SAFETY – HUMAN RIGHTS

Rakhimov Kamoliddin Muhammadjonovich  
Assistant to the Head of the University of Public Security of the Republic of  
Uzbekistan on Legal Issues, Independent Researcher

Помощник руководителя Университета общественной безопасности Республики Узбекистан  
по правовым вопросам, независимый исследователь  
Рахимов Камолитдин Мухаммаджонович

Ўзбекистон Республикаси Жамоат хавфсизлиги университети бошлиғининг ҳуқуқий  
масалалар бўйича ёрдамчиси, мустақил изланувчи  
Рахимов Камолитдин Мухаммаджонович  
Сот: (90) 323-60-93  
Эл.почта: kamolr1985@mail.ru

### ANNOTATION:

The article focuses on the fact that ensuring road safety is directly related to the protection of the natural human right to life, that this task is the work of the Beowist state, the attention paid to this area by legislation and the international community, the current situation related to ensuring road safety in Uzbekistan. The author gives the idea of developing a concept of road safety for children and young people, while at the same time making suggestions about the work that should be carried out in the future in the field of road safety.

**Keywords:** Road safety, Traffic accident, human rights, residence permit, violation, legislation

**Йўл ҳаракати хавфсизлигини таъминлашда – инсон ҳуқуқлари**

### Аннотация:

мақолада йўл ҳаракати хавфсизлигини таъминлаш инсоннинг табиий, яшаш ҳуқуқини ҳимоя қилиш билан бевосита боғлиқ эканлигини, ушбу вазифа бевосита давлат зиммасидаги иш эканлигини, қонун ҳужжатлари ва халқаро

ҳамжамият томонидан бу соҳага қаратилаётган эътибор, Ўзбекистонда йўл ҳаракати хавфсизлигини таъминлаш билан боғлиқ ҳозирги ҳолат ҳақида тўхталинган. Муаллиф, йўл ҳаракати хавфсизлигини таъминлаш соҳасида келгусида амалга оширилиши лозим бўлган ишлар ҳақида таклифлар билдирар экан, болалар ва ёшлар учун йўл ҳаракати хавфсизлиги концепциясини ишлаб чиқиш ғоясини беради.

**Калит сўзлар:** йўл ҳаракати хавфсизлиги, йўл-транспорт ҳодисаси, инсон ҳуқуқлари, яшаш ҳуқуқи, ҳуқуқбузарлик, қонун ҳужжатлари

**В обеспечении безопасности дорожного движения – права человека**

### Аннотация:

В статье акцентируется внимание на том, что обеспечение безопасности дорожного движения непосредственно связано с защитой естественного права человека на жизнь, что этой задачей является работа бевистского государства, внимание, уделяемое этой сфере законодательством и международным сообществом, современная ситуация,

связанная с обеспечением безопасности дорожного движения в Узбекистане. Автор дает идею разработки концепции безопасности дорожного движения для детей и молодежи, одновременно высказывая предложения о работе, которая должна быть проведена в дальнейшем в области обеспечения безопасности дорожного движения.

**Ключевые слова:** Безопасность дорожного движения, Дорожно-транспортное происшествие, права человека, вид на жительство, нарушение, законодательство

### INTRODUCTION:

The provision of personal rights and freedoms of a person is the most basic obligation under the state. The natural (residence) right of a person and his protection include a wide range of active actions of the state and all public structures, a safe social and natural environment of the life of each person, living conditions[1]. The fact that the discovery of the car and its penetration into the life of mankind has brought a lot of relaxation, to this day the number of those who suffer from its negative consequences is increasing. Motorization has come up with many costs and negative problems, along with clear economic benefits. Of these, a serious traffic accident is a problem, and the most alarming is the loss of young people in it. It would not be a mistake to say that the negative sides of the car, from pollution to the destruction of millions of people on the roads per year, took the form of a "road epidemic", in particular.

According to the information of the World Health Organization for 2018 year, the number of casualties due to a traffic accident continues to grow. This indicator amounts to 1,35 million a year, at least 3-3, 5 thousand people every day. To date, injuries to the body as a result of a traffic accident are the main

causes of death of children and young people aged 5-29 years[2]. In our view, every person who thinks about these figures, along with the advantages of using the means of transport, knows how dangerous it is, how much carelessness in their use is harmful. "These deaths are an unacceptable payment for mobility," said Tedros Adhan Gebreyesus, general director of the World Health Organization, reacting to information about those killed on the roads. There is no excuse to justify inaction."- he insists[3].

The events and events taking place in the field of road safety have risen to the international level, with which the whole world has fallen in search of joint struggle, measures to preserve the life and health of those killed on the roads. Already now, among the causes of General death, road traffic accidents have entered a strong five. Taking into account the seriousness of the problem, the UN General Assembly proposed in October 2005 to celebrate "The day of remembrance of the victims of road traffic accidents"[4].

Article 3 of the Universal Declaration of human rights adopted by the UN General Assembly resolution 217a (III) of 10 December 1948 and it is established that he has the rights of personal inviolability[5]. The right of residence in Article 24 of the Constitution of the Republic of Uzbekistan is an inalienable right of every person. It is indicated that the assassination of a person's life is the most serious crime[6]. A car that is light in weight, close in distance, is a useful and at the same time dangerous tool that can lead to the end of the life of a person who is taking advantage of it because of a trivial mistake, a serious violation of his health or a disability in one lifetime. Car transportation so penetrated into the life of mankind that it is very difficult to imagine a daily stand without it. Although road traffic accident is one of the reasons why a person is deprived of his right to live, unfortunately it is

because a person is forced to live side by side with him and use the means of motor transport to meet his daily vital needs. In the figurative sense of the carillarni can be called a "dangerous assistant" of people. Car transport although it is a source of danger to the life and health of a person at any speed, nevertheless striving to have it, those who are going to have it are increasing day by day.

While motor vehicles provide a unique convenience that contributes to the relaxation of a person's life, traffic accidents that occur as a result of non-compliance with safety and traffic rules in their use are deplorable.

According to the available information, 6982 road traffic accidents occurred in Uzbekistan during the year 2020 and 1962 people were killed as a result of them, a total of 6585 people were injured in various levels, 6982 criminal cases were initiated due to the consequences of road traffic accidents. Unfortunately, in 2020 year with the participation of children, 1139 traffic accidents occurred, of which 234 cases ended in death (1,5 children every day), 944 cases were injured in different levels.

Data analysis shows that the driver's increase in the speed of movement from the norm remains one of the main reasons for the occurrence of traffic accidents. For example, in 2020, 3098 of the traffic accidents occurred, that is, 44.3 percent of the total traffic accidents occurred as a result of increasing the speed from the norm. 47.6 percent of the traffic accidents occurred with the participation of pedestrians.

The high mortality of people who die due to road traffic accidents and whose health is damaged, especially young people and children, is making the need to ensure road safety one of the first issues on the day scale. The life and health of a person constitute his vital interests, the protection and inviolability

of which is one of the duties assigned to the state.

According to Article 13 of the Constitution of the Republic of Uzbekistan, democracy in the Republic of Uzbekistan is based on universal human rights, according to which a person, his life, land, honor, dignity and other inviolable rights are considered the highest value. Democratic rights and freedoms are protected by Constitution and laws. According to Article 28, a citizen of the Republic of Uzbekistan has the right to move from one place to another in the territory of the Republic, to come to the Republic of Uzbekistan and leave it[7].

Residence, free movement, emigration along the territory of the Republic should be safe. The task of ensuring that the traffic on the roads is as safe as it is on the shoulders of the state, as noted above. The state carries out traffic safety through administrative, legal regulation. The legal basis in the field of ensuring traffic safety of the Republic of Uzbekistan is the law "on road safety". This law sets out the basic principles, tasks and methods and forms of their implementation in the field of ensuring the safety of the state's traffic, maintaining the life and health of citizens, protecting their property, Road Safety.

Article 3 of the law of the Republic of Uzbekistan "on road safety" states that ensuring road safety is an activity aimed at preventing the causes of road traffic accidents and reducing the severity of the consequences of such events. In Article 4 of this law, the priority of the protection of life and health of citizens, their rights and legitimate interests, as well as environmental protection is defined as one of the main print-outs of ensuring traffic safety. Identify the causes of road traffic accident origin and take measures to prevent them, develop road infrastructure and those who benefit from it, especially young people,

save their life and health by making it safe for children.

With regard to the Prevention of the socio-negative situation that is taking place, which can be called the "road epidemic", there are now periods of serious head trauma by the world community. In particular, the Government of Uzbekistan pays special attention to this issue.

Taking the initiative in this area, the UN has developed a project of ten-year actions to ensure Traffic Safety (2011-2020 years), which consists of the most necessary measures to be taken by the world community in the field of ensuring traffic safety and has implemented a wide range of practical activities together with the World Health Organization and a number of In order to combat the negative consequences of traffic accidents taking place all over the world, to unite everyone in this area, to secure roads, to form a spirit of intolerance to violations, a distinctive character, a picture was also developed. It is noteworthy that the World Health Organization has developed "ten strategies for ensuring the safety of road traffic for children", which serve to establish the right direction for the international community, especially in the countries where traffic accidents occur most often.

In order to regulate the sphere of traffic safety in the Republic of Uzbekistan, to ensure full human rights and freedoms and to improve this system, the legal basis for combating offenses is being strengthened. In particular, until now, more than 50 legislative acts in the field of Traffic Safety have been adopted in the Republic of Uzbekistan. Among them are the law of the Republic of Uzbekistan "on road safety", decisions of the president of the Republic of Uzbekistan about 10, decisions of the Cabinet of Ministers more than 40 and more than 10 internal departmental documents of the Ministry of internal affairs.

In particular, in accordance with the resolution of the president of the Republic of Uzbekistan № PP-3127 of 11 July 2017 "on measures for further improvement of the system of Road Traffic Safety", significant work has been carried out in the sphere of reliable provision of road traffic safety with the implementation of complex organizational and practical measures.

In particular, a qualitatively new procedure for the organization of the work of the internal affairs bodies on ensuring road traffic safety, improving the system of road traffic accident profilactics, high efficiency of control, timely detection of offenses, expansion of the system of automated Road Traffic Regulation, which ensures their elimination, has been established.

In order to further improve the system of ensuring the safety of road traffic, radically improve the road infrastructure, improve the quality of roads, as well as create the necessary conditions for the safe movement of all participants of the road traffic, the Cabinet of Ministers adopted the Resolution No. 377 of May 19, 2018 "on measures for further improvement of the road safety — In 2022, the "road map" (called the road map in subsequent places) on the implementation of the concept of road traffic safety in the Republic of Uzbekistan in 2018-2019 was approved.

In addition, the current situation in the system of ensuring traffic safety is taken under special control by the bodies of the state supreme authority in the Republic of Uzbekistan and separate hearings are carried out within the framework of the Institute of parliamentary control. At the same time, cooperation with international organizations related to the sphere is being established, foreign mature specialists are involved, exchange of experience in solving problems and shortcomings is being carried out.

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The "road map" on the implementation of the concept of ensuring road traffic safety in the Republic of Uzbekistan in 2018-2019 has been approved in 2018-2022 (hereinafter referred to as the concept), as well as the concept of ensuring road traffic safety in the Republic of Uzbekistan in 2018-2022[8]. At the meeting of the committee on defense and security issues of the Legislative Chamber of the Oliy Majlis on November 27, 2020, information was given on the work carried out in 2018-2022 on the implementation of the concept of ensuring traffic safety in Uzbekistan[9]. At the meeting, the shortcomings and mistakes made in the field are also discussed, radical improvement of the system of ensuring Traffic Safety, a sharp reduction of road accidents, their prevention and a number of practical measures related to the profiling of offenses are defined.

In addition, the issue of identifying the causes of the occurrence of road traffic accidents, their elimination and the development of this system is also included in the agenda of the meetings of the Senate of the Oliy Majlis of the Republic of Uzbekistan. In particular, in the eighth plenary assembly of the Senate of the Oliy Majlis in 2020, senator Kutbiddin Burhonov spoke about the parliamentary inquiry sent to the Cabinet of Ministers on ensuring traffic safety and the implementation of legislation on the sphere and the shortcomings left in it, the lack of attention by specialists to the necessary repair of the highways that are, noting that the

presentations made by local authorities and relevant organizations and agencies to create comfort for the participants of the action were not considered within the prescribed time limits, it is necessary to take effective measures against those responsible for such shortcomings[10].

Particular attention should be paid to the fact that the government of the Republic of Uzbekistan cooperates not only at the national level, but also with international organizations in order to reform the system of ensuring traffic safety and change the current situation to the positive side. Uzbekistan joined the project of the decade of UN Road Safety Action (2011-2020 years), in which the main measures on the profile of traffic accidents were taken, namely, non-compliance with the speed standard, increased the amount of fines for driving a vehicle with a safety belt and alcohol consumption, and put it under control. In addition, in 2013, within the framework of the global week of UN Road Safety, an event was held aimed at pedestrian safety. Measures have also been agreed on speed restriction in the city, expansion of pedestrian zones, improvement of public activities and infrastructure[11].

Within the framework of international cooperation, the UN Special Envoy on road safety Jean Todt visited our republic in September 2019. With him, a meeting was organized in the building of the nationwide movement "ascension" with representatives of civil society institutions, the drivers ' community and organizations that teach traffic management. During the meeting, he noted that traffic traumatism is one of the main causes of death among children and young people, and one of the main causes of the problem is the elementary mistakes that drivers make on the roads: increasing the speed of movement, not wearing a safety belt, driving a car in a drunken state, using the

phone during movement. Termination of such cases and compliance with the rules of elementary road traffic makes it possible to double the number of road traffic accidents. For example, according to statistics, the wearing of a safety belt reduces the likelihood of death among drivers and passengers sitting in the front seats by 45-50 percent and the likelihood of death and heavy injury among passengers going in the rear seats by 25 percent. And the use of children's carrying equipment can reduce the likelihood of death by 60 percent. Therefore, it is important to increase personal responsibility of road traffic participants, including through extensive awareness of the consequences of violation of traffic rules. Jean Todt notes that the complex approach is important in that case. At the national level, responsibility is imposed on governments, because they have all the powers to change the legislative base, but there is also a lot to say in public associations and young people. They can promote the observance of safety rules and techniques on the roads of different layers of the population[12].

According to the available data, 10265 traffic accidents occurred in 2016 in Uzbekistan, as a result of practical measures taken by 2020 this indicator fell to 6982 units, decreased to 3283 units for four years. Also, in 2016, 2510 people were killed as a result of road traffic accidents, in 2020 decreased by 548 units, 1962 people were victims of road traffic accidents[13].

Although during this period there was a decline in the number of those who were killed because of traffic accidents, this means that every day 6 people are deprived of the right to live exactly because of a traffic accident. Those killed due to the traffic accident constitute 7 percent of all cases of death in the Republic[14]. Proceeding from this, it is necessary to take measures to further improve the work carried out in the field, to establish a

system of conscious compliance with the rules of road traffic by the participants of the road movement.

Despite the positive changes carried out in the field, the main idea, points and movement directions are determined, which will encourage all citizens of the country, participants of the road traffic movement to increase the effectiveness of the system of ensuring traffic safety, to prevent cases of non-observance of the rules of road traffic, transparent denial of the rules, despite the positive, further popularization of propaganda and propaganda work in the mass media and social networks that are now widely used in the consumption of information among people, in accordance with the existing requirements of the legislation, changes in public opinion, is not given to them in the form of an answer in an understandable language, in our opinion, a serious drawback. "What will be the security of moving along the roads of the Republic after 10 years?", "How roads effect living and natural rights of a person?", "in what ways is it achieved?", "what is the important and main goal?"the questions remain open. Ensuring the safety of road traffic it is necessary to organize the nationwide movement, to fight against traffic violations and road traffic accidents, which pose the same risks as everyone, young-it is necessary to form a spirit of intolerance to traffic violations. For this purpose, it is desirable to further improve the system of ensuring traffic safety in the Republic, develop a strategy of safe roads, attract a wide range of non-profit organizations to the sphere. In addition, proceeding from the "ten strategies for ensuring traffic safety for children"prepared by the World Health Organization, it is necessary to develop and implement in Uzbekistan a separate concept of ensuring traffic safety for children and young people.

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