

KONSTITUTSIYAVIY HUQUQ NORMALARI VA ULARNING TASNIFI

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ANNOTASIYA. *Maqolada O'zbekiston respublikasi qonunlari va xalqaro shartnomalar, inson huquqlari va erkinliklari masalasi, fuqarolarning huquq va erkinliklarini himoya qilish, milliy qonunchilikda belgilangan normalar, xalqaro huquqni himoya qilish kabi masalalar yoritilgan. davlat.*

KALIT SO'ZLAR. *davlat, rasmiy, konstitutsiya, siyosiy partiya, qonunga qo'shimcha va o'zgartirishlar, ta'rif, huquqiy tizim, oliy sud, jahon konstitutsiyalari, printsip, nizom, shaxs, qonun, harakat.*

ANNOTATION. *The article covers such issues as the law of the Republic of Uzbekistan, and international treaties, the issue of human rights and freedoms, the protection of the rights and freedoms of citizens, the norms established in national legislation, the protection of international law, when divided using all domestic means of legal protection of the state.*

KEYWORDS. *State, official, Constitution, political party, addition and amendments to the law, definition, legal system, Supreme Court, World constitutions, principle, statute, personl, law, Action.*

Konstitutsiyaviy huquq tizimi – Konstitutsiyaviy huquq tarkiban 2 elementdan tashkil topgan:

1. Konstitutsiyaviy-huquqiy normalar;
2. Konstitutsiyaviy-huquqiy prinsiplar;
3. Konstitutsiyaviy-huquqiy institutlar.

Konstitutsiyaviy huquq konstitutsiyaviy-huquqiy normalar tizimi (yig'indisi) dan iborat. O'zbekiston Respublikasi Konstitutsiyaviy huquqining yana bir o'ziga xos xususiyati shundaki, u, avvalombor, ijtimoiy-siyosiy munosabatlarni tartibga soladi. Ana shunday munosabatlar inson, jamiyat va davlat o'rtasida kelib chiqadi.

Konstitutsiyaviy huquq normasi davlat tomonidan qabul qilingan, ma'qullangan hamda bajarilishi majburiy xarakterda ega bo'lgan yurish turish qoidasidir. Konstitutsiyaviy huquq shaxs, jamiyat va davlat o'rtasida vujudga keladigan va davlat hokimiyatini amalga oshirish jarayonida paydo bo'ladigan, inson huquqlari va erkinliklarini ta'minlashga qaratilgan munosabatlarni tartibga soluvchi konstitutsiyaviy huquqiy normalar tizimi (yig'indisi)dir.

Hozirgi zamon konstitutsiyalari esa yana bir yangi uchinchi guruh, ya'ni ijtimoiy munosabatlarni ham tartibga soladi. So'z "shaxs-jamiyat-davlat o'rtasidagi munosabatlarni konstitutsiyaviy tartibga solish to'g'risida ketmoqda.

Konstitutsiyaviy-huquqiy normalar konstitutsiyaviy huquqning birlamchi asosini tashkil etadi. Konstitutsiyaviy normalarda huquq normasining uch qismi gipoteza, dispozitsiya, sanksiya har doim ham mavjud bo'lmasligi mumkin. Ko'pincha konstitutsiyaviy normalarda sanksiya ko'rsatilmaydi. Konstitutsiyaviy norma faqat dispozitsiyadan iborat bo'lishi mumkin. Masalan, "Parlament ikki palatadan iborat".

Mamlakatda qaysi konstitutsiyaviy institutlarining mavjud bo'lishligi har bir davlatning Konstitutsiyasi bilan belgilab qo'yiladi.

O'zbekiston Respublikasi Konstitutsiyaviy huquqining tizimi mamlakatimizning 1992-yilgi Konstitutsiyasi tuzilishidan kelib chiqadi. Shunga asosan O'zbekiston Respublikasi Konstitutsiyaviy huquqining tizimini ko'rsatish mumkin:

1. O'zbekiston Respublikasi Konstitutsiyaviy tuzumining asoslari;
2. O'zbekiston Respublikasi fuqarolarining konstitutsiyaviy huquqlari, erkinliklari va burchlari;
3. O'zbekiston Respublikasida fuqarolik jamiyatining konstitutsiyaviy asoslari;
4. O'zbekiston Respublikasi ma'muriy-hududiy va davlat tuzilishining konstitutsiyaviy asoslari
5. O'zbekiston Respublikasi davlat hokimiyatning konstitutsiyaviy asoslari.

Konstitutsiyaviy huquq manbalari deganda konstitutsiyaviy huquqning tashqi ifodalanish shakli tushuniladi. Boshqacha qilib aytganda, konstitutsiyaviy-huquq normalari aks etgan qonun hujjatlari, ya'ni normativ-huquqiy hujjatlardir. Konstitutsiyaviy huquqining manbalari ikki ma'noda talqin qilinadi. Birinchisi, konstitutsiyaviy-huquqiy normalarni vujudga keltiruvchi kuch, ya'ni muayyan siyosiy irodani o'zida mujassam etgan davlat hokimiyati. Ikkinchisi, mazkur normalarni ifodalovchi turli-tuman shakldagi normativ-huquqiy xujjatlardir.

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