

Date Printed: 12/31/2008

JTS Box Number: IFES_20
Tab Number: 39
Document Title: LAW ON THE OLIY MAJLIS OF THE REPUBLIC
OF UZBEKISTAN
Document Date: 1994
Document Country: UZB
Document Language: ENG
IFES ID: EL00195



* A 5 5 F 9 D C A - D D 4 8 - 4 7 C C - B 4 E 6 - 1 F 8 5 0 8 D 3 6 E D 1 *

LAW ON THE OLIY MAJLIS OF THE REPUBLIC OF UZBEKISTAN

SECTION I. GENERAL

Article 1. Legal Status Of The Oliy Majlis Of The Republic Of Uzbekistan

The Oliy Majlis of the Republic of Uzbekistan shall be the supreme representative authority to carry out legislative powers in the country.

The Oliy Majlis shall enjoy the power to study any question within its competence as stipulated in the Constitution.

The Oliy Majlis is a unicameral body.

It shall consist of 250 MPs elected at regional unimandatoty circles further to multi-party principle.

The Oliy Majlis shall ensure permanent and efficient operation through its Session meetings, Council ("Kengash"), committees and commissions, and that of MPs.

Article 2. Election To The Oliy Majlis Of The Republic Of Uzbekistan

The preparation and election procedure for the Oliy Majlis shall be stipulated in the Law on Election to the Oliy Majlis of the Republic of Uzbekistan and such other respective enactments.

Article 3. Terms Of Effect Of The Oliy Majlis

The Oliy Majlis shall enjoy its full legal power within 5 years.

After such terms have expired, the Oliy Majlis shall enjoy the right to operation until the newly convened Oliy Majlis starts functioning.

Article 4. Powers Of The Oliy Majlis

The following shall be considered full legal powers of the Oliy Majlis:

- 1) to adopt the Constitution and any respective amendments and alterations thereto;
- 2) to adopt laws of the republic of Uzbekistan, and any respective amendments and alterations thereto;
- 3) to identify major external and internal policy issues, and adopt such national strategy programs further to proposals submitted by the Cabinet of Ministers;

- 4) to identify the framework and powers of legislative bodies, executive and court authorities further to the Constitution;
- 5) to admit any newly formed states to the Republic and to approve their ceasing to be part of the country;
- 6) to provide for legislative arrangements of customs, currency and lending issues;
- 7) to arrange for legal solution of administrative and territory division issues, or such issues relating to altering Uzbek national borders;
- 8) to admit, further to the presentation by Cabinet of Ministers, national budgets and arrange monitoring of their execution, taxation and such other mandatory payments;
- 9) establish election procedure for the Oliy Majlis and local representative authorities; to arrange set-up of the Head Election Committee;
- 10) to set up the election date for the President of the Republic further to expiry of his powers in conformity with the Constitution;
- 11) to elect Oliy Majlis Chairman and his MPs;
- 12) to elect the Constitutional Court of Uzbekistan;
- 13) to elect the Supreme Court;
- 14) to elect the Supreme Economic Court;
- 15) further to the Presidential presentation, to appoint and dismiss the Chairman of the State Natural Protection Committee;
- 16) to approve of Presidential decrees on appointment and dismissal of the Prime Minister, his first deputy, as well as Deputies Prime Minister, and Cabinet of Ministers employees;
- 17) to approve of the Residential decrees on appointment and dismissal of the Prosecutor General and his Deputies;
- 18) further to the Presidential presentation, to appoint and dismiss the Chairman Board of the Central Bank of Uzbekistan;
- 19) to approve of Presidential decrees on establishment and dismissal of ministries, state committees and such other state management agencies;
- 20) to approve of the Presidential decrees related to either overall or partial summon; or to introduction, augment or termination of force majeure conditions;
- 21) to ratify and denounce international treaties and agreements;
- 22) to establish state awards and honors;
- 23) to establish, cancel, rename districts, cities, or provinces, or alter their borders; and
- 24) perform such other powers as stipulated in the Constitution and this Law.

Article 5. Deputies Of The Oliy Majlis

An Oliy Majlis Oliy Majlis MP is a representative of his voters, and of the respective political party or such representative authority that approved his designation.

Further to performance of his powers, the Oliy Majlis MP shall be guided by the Constitution and the Uzbek legislation.

Oliy Majlis MP's powers shall be effective for five years.

The powers shall be subject to immature termination in the following events:

- withdrawal of powers by the Oliy Majlis MP;
- being elected or appointed to a position performance of which fails to cope with his MP's duties;
- court accusation in respect of such Oliy Majlis MP entering in legal force;
- court decision claiming him incapable;
- withdrawal;
- loss of Uzbek citizenship; or
- his death.

The Oliy Majlis MP's powers may be subject to immature termination further to other provisions stipulated in the legislation.

Rights, obligations and guarantees for the Oliy Majlis MP's performance shall be subject to the legal enactments of the Republic of Uzbekistan.

Any costs incurred by Oliy Majlis MPs in the course of their official performance shall be reimbursed in the stipulated order. Full-time OM MPs shall not be entitled to perform such other business which is paid for, or undertake entrepreneurship.

An Oliy Majlis MP shall enjoy the right to immunity. He cannot be subject to criminal responsibility, arrest or such other administrative penalties imposed further to the court order, without respective approval thereof of the Oliy Majlis; or that of the OM Council ("Kengash") in between session, to be reported on to MPs at the session to follow.

SECTION II. INSTITUTIONAL FRAMEWORK OF THE OLIY MAJLIS OPERATION

Article 6. Oliy Majlis Session

The session is the institutional arrangement for the Oliy Majlis operation.

The Oliy Majlis session shall be opened and closed at its meetings.

The OM session shall consist of the meetings and such other sessions of committees and commissions convened in between, and of such other OM bodies.

The OM sessions shall be convened at least 2 times a year.

Article 7. OM Sessions

The session following the election shall be convened by the Head Election Committee no later than 3 months after the elections.

The first meeting of the first session of the Oliy Majlis shall be convened and chaired by the Chairman of the Head Election Committee prior to the election of the Chairman OM.

The OM meeting shall be deemed effective, given two thirds of the overall MPs taking part in it.

Laws and such other decisions shall be adopted at the OM sessions.

President, Prime Minister, CM personnel, as well as Chairmen Constitutional Court, Supreme Court, and Supreme Economic Court, Prosecutor General and the Chairman of the Central Bank may be present at any session of Oliy Majlis or its bodies.

Article 8. Extraordinary Session Of The Oliy Majlis

An extraordinary session of the OM shall be convened by the OM Chairman further to either his initiative, or to the Presidential suggestion, or that of Jokargy Kenes of the Republic of Karakalpakstan, or presentation made by at least one third of the MPs.

SECTION III. OLIY MAJLIS ENACTMENTS

Article 9. Adoption Of OM Enactments

The Oliy Majlis shall adopt the Constitution, such quasi-constitution laws, other laws, regulations and such other enactments.

The Constitution of the Republic of Uzbekistan, or laws that alter and amend it, or such other quasi-constitution laws shall be adopted by the majority, yet at least two thirds of the overall MP quorum.

The Oliy Majlis may adopt a law on alterations and amendments to the Constitution within 6 months after the respective proposal is made, given its broad argumentation. The proposal may be renewed at least a year later, unless the Oliy Majlis has rejected it.

Laws, regulations, and such other enactments shall be adopted by the majority of votes of the overall OM quorum.

Article 10. Publishing And Effect

The laws of the Republic of Uzbekistan, and such other regulatory enactments shall be subject to mandatory public release in order to be made effective.

The laws of the Republic of Uzbekistan, and such other regulatory enactments shall be published no later than within a week from the date of endorsement, and made effective 10 days after they are published, unless otherwise is stipulated in such enactments.

Article 11. Monitoring Execution

The Oliy Majlis shall arrange for monitoring performance of the laws and such other enactments thereof.

**SECTION IV. CHAIRMAN OLIY MAJLIS AND DEPUTIES
CHAIRMAN**

Article 12. Chairman Oliy Majlis

Chairman Oliy Majlis shall be elected by the confidential voting by the Oliy Majlis out of its MPs for the period to which the parliament authority may extend, further to the respective proposal by regional deputies groups.

The same person cannot be elected the Chairman for more than two offices in succession.

The Chairman may be prematurely called back further to the OM decision made by two thirds of MPs in the course of confidential voting.

Article 13. Powers Of The Chairman

The Chairman shall be entitled to the following:

- 1) to carry out overall monitoring of issues subject to OM debates;
- 2) convene OM sessions and formulate, together with Chairmen of Committees and commissions suggestions at to its agenda further to the order provided therefor (i.e., by OM regulation);
- 3) to chair OM sessions and those of its Council ("Kengash");
- 4) to coordinate activities of OM committees and commissions;
- 5) to arrange supervision of how OM laws and regulations are performed;
- 6) to guide arrangements for making inter-parliament ties and group activities that are related to the international parliament business;

- 7) to submit to the Oliy Majlis, further to respective approval of the Kengash, nominees to be elected Deputies Chairman, or Chairmen Committees and Commissions of the Oliy Majlis;
- 8) further to presentation by Chairmen Committees and Commissions and respective approve by the Kengash, to nominate Deputies Chairman and Secretaries of such Committees and Commissions;
- 9) further to proposals by Chairmen Committees and Commissions, make alterations to the composition of such committees and commissions to be eventually approved by the Oliy Majlis;
- 10) to guide businesses of OM publishing agencies;
- 11) to approve of charters and composition of editorial boards of publishing agencies and their operational budgets;
- 12) to appoint and dismiss, further to the Kengash approval, editors-in-chief of publishing agencies;
- 13) approve of budgets for subsistence of both MPs and the apparatus;
- 14) sign regulations by the Oliy Majlis and its Kengash.

The Chairman Oliy Majlis shall be entitled to submit items within his competence to the Kengash.

The Chairman Oliy Majlis shall make ordinances as regards items within his competence.

Article 14. Deputies Chairman Oliy Majlis

Deputies Chairman Oliy Majlis shall be elected out of OM MPs further to confidential voting for the term of effect of the Oliy Majlis.

A Karakalpak MP shall be a Deputy Chairman OM.

Deputies Chairman Oliy Majlis of Uzbekistan shall carry out some of Chairman's duties further to his instructions, or substitute him during his absence or being physically incapable of performing duties.

**SECTION V. KENGASH OF THE OLIY MAJLIS OF UZBEKISTAN.
ITS POWERS AND COMPOSITION**

Article 15. Kengash Of The Oliy Majlis

In order to arrange its operation and carry out such other duties, stipulated in this Law, Kengash (or Council) of the Oliy Majlis shall be established at the first session of the Parliament.

Article 16. Composition Of The Kengash

Chairman Oliy Majlis, Deputies Chairman, chairmen Committees, that of Mandatory Commission, and representatives of formal MP fraction shall compose the Kengash.

Article 17. Powers Of The Kengash

The Kengash of the Oliy Majlis shall:

- 1) prepare proposals related to the agenda and schedule of the OM session;
- 2) arrange for reports hearings from OM committees and commissions in respect of its day-to-day operation and data on how respective laws and decisions are performed;
- 3) arrange for scheduling legal processing;
- 4) further to OM proposals, give preliminary consideration to drafts of laws, and such other documents;
- 5) review MPs suggestions and remarks made during OM sessions, and make adequate decisions thereon;
- 6) during intervals between sessions give view to approval of claiming MPs responsible in the events and order stipulated in the legislation, and of dismissal from a job further to management's request;
- 7) review such other items related to the OM daily businesses and efficient performance of MPs' duties.

As to all items within its competence, the Kengash shall make respective decisions to be published in the order provided therefor.

SECTION VI. OLIY MAJLIS COMMITTEES AND COMMISSIONS

Article 18. Election Of The OM Committees And Commissions

Committees and commissions shall be formed at the first OM session out of MPs for the terms of its powers and further to suggestions from Council of regional MP representatives, their chairmen subject to approval. Such committees and commissions shall be created to carry out legal drafting, as well as for review of items subject to discussion at the OM, monitoring of legal execution and such other OM decisions. The list and composition of such committees and commissions shall be determined by the Oliy Majlis.

An OM Deputy may be, as a rule, elected a member of only one Committee or commission of the Oliy Majlis.

Neither Chairman, nor his Deputies may be elected members of the OM committee or commission.

Deputy not elected an ember of the committee shall enjoy the right to take part in its business given his vote is deliberative.

All members of the committees and commissions shall enjoy equal rights.

If required, the OM shall be entitled to set up and elect such new committees and commissions, or dismiss or rearrange former ones.

The committees and commissions of the Oliy Majlis shall report to and be responsible before it.

Article 19. Composition Of The Committees And Commissions

Chairmen and other members shall compose the OM committees and commissions. Deputy Chairman and Secretary of the Committee or commission shall be appointed by the Chairman Oliy Majlis as agreed upon with the Kengash out of members of such committee or commission further to the Chairman's presentation.

Chairmen, Deputies Chairman and Secretaries of the committees or commissions except for replacements shall, as a rule, carry out their businesses on the full-time basis.

Article 20. Interim Committees Of The Oliy Majlis

The Oliy Majlis and its Kengash may form interim committees out of MPs to carry out specific assignments. Such interim committees shall terminate their functions upon execution of a task or prematurely further to the respective OM or Kengash decision.

Article 21. Arranging Daily Operation Of The Committees And Commissions

Committees and commissions of the Oliy Majlis shall arrange their daily businesses in accordance with their schedules, assignments and recommendations of the Oliy Majlis, its Chairman and the Kengash.

Article 22. Sessions Of The OM Committees And Commissions

Sessions of OM committees and commissions shall be convened as required and arranged both in between OM meetings, and during intervals between sessions thereof.

Sessions shall enjoy full legal power, unless at least a half of the committee or commission is present.

Sessions of the OM committees and commissions provide, as a rule, free access. Representatives of government agencies and public associations, or research institutions, experts or scientists may be invited to the sessions given their votes are deliberative, or mass media or TV agents to widely inform the public on businesses of such committees or commissions.

As required, the committee or commission may make a decision to run the session closed.

Article 23. Powers Of Committees And Commissions Of The Oliy Majlis

The committees and commissions of the Oliy Majlis shall:

- 1) draft laws or such other OM decisions, either further to the OM or its Chairman's assignment, or that of Kengash, or initiated on its own, regarding items within their powers;
- 2) develop items related to improvements in the legislation, or make proposals on the agenda of the OM sessions;
- 3) encourage government officials or members of public unions, scientists and experts to take part in business of such committee or commission;
- 4) arrange researchers' expertise on drafts of laws either developed by committee or commission or sent from outside as a legal initiative, and seek CM opinions from the Cabinet of Ministers or ministries, state committees, public associations, or experts or scientists concerned;
- 5) submit final expertise, comments or suggestions to the Oliy Majlis or its Kengash further to preliminary study of such drafts in question;
- 6) make presentations and joint reports at the OM sessions, as regards their field of expertise;
- 7) review drafts of national budgets, and execution reports, and drafts of national policy related projects submitted by the OM and its Kengash;
- 8) make suggestions to the national Government on items within their competence;
- 9) make inquiries to government agencies and public associations, and some officials on items related to their field of expertise in respect of documents, written conclusions, reporting data and such other background materials;
- 10) monitor execution of laws and such other OM decisions;
- 11) hear to reports from ministerial executives, heads of state committees and government agencies, management of the Council of Ministers of Karakalpakstan, regional and capital hokim offices, heads of enterprises, agencies and institutions as concerns execution of specific laws and such other OM enactments, or recommendations from committees and commissions.

Article 24. Decisions Of The OM Committees And Commissions

The committee or commission shall make a decision on items in question that is rather a recommendation, or gives its final conclusion. As regards issues that are

within the area of expertise of several committees or commissions, a joint decision or conclusion shall be drafted.

All questions within the area of expertise of such committees or commissions shall be solved by majority of votes of whom the committee or commission is basically composed.

Decisions made by such committees or commissions being submitted to the governmental agencies, or public associations shall be subject to mandatory review by the latter, given advice of outputs or arrangements made so far within no later than one month, unless otherwise is reserved by such decision.

SECTION VII. FINAL PROVISIONS

Article 25. The OM Secretariat

The OM Secretariat shall be arranged to ensure daily businesses of the Oliy Majlis.

Institutional framework, staff of the Secretariat and its operational procedure shall be determined by the Chairman Oliy Majlis.

Labor arrangements for the staff of the Secretariat shall not be bound by the terms of effect of the Oliy Majlis.

Article 26. Operational Costs Of The Oliy Majlis

Consideration shall be given to the operational costs of the Oliy Majlis whenever the national budgets are approved.

Article 27. Regulation Of The Oliy Majlis Businesses

The procedure for the businesses carried out by the Oliy Majlis and any of its agencies shall be determined by the OM Regulations.

Islam Karimov,
President of the Republic of Uzbekistan

Tashkent
September 22, 1994
Registration No. _____