



 Research Article

PROBLEMS OF FORMATION OF LEGAL CONSCIOUSNESS AND LEGAL CULTURE

Journal Website:
<http://sciencebring.com/index.php/ijasr>

Copyright: Original content from this work may be used under the terms of the creative commons attributes 4.0 licence.

Submission Date: May 20, 2023, **Accepted Date:** May 25, 2023,

Published Date: May 30, 2023

Crossref doi: <https://doi.org/10.37547/ijasr-03-05-19>

Artykov Niyat

Student Of National University Of Uzbekistan Named After Mirzo Ulugbek, Uzbekistan

ABSTRACT

This article provides information on the concept of legal consciousness, its signs and components, the system of factors affecting the development of legal consciousness, legal consciousness and legal culture, and the problems of forming the legal culture of an individual.

KEYWORDS

Legal consciousness, legal culture, person, component, sign, rights and interests.

INTRODUCTION

From the first days of independence and from the first steps in the field of building a new democratic state based on legal norms generally recognized in the world community and rich national historical traditions, the Uzbek people rejected "revolutionary leaps" and "shock therapy" as destructive and destructive methods. , chose the path of evolutionary, step-by-step development.

Strictly adhering to the principles of our own development path, we diligently and consistently implement large-scale measures to achieve the goals set before us to solve the global tasks of fundamentally restructuring the life of the state and society. requires an increase.

In the way of building a new society that we have chosen, the problems of forming the legal culture

of citizens at a high level and guaranteeing their constitutional rights and freedoms are of particular importance.

"A high level of legal culture is a characteristic of a legal state. It is an important task to increase legal culture in the formation of a market economy. At the same time, the level of legal culture is determined by the level of execution of the adopted laws. It is especially important to cultivate a deep sense of respect for it. Because legal norms live and come true only if they are absorbed in the minds of people and act through them."

Legal culture is a broad concept. Legal consciousness is one of the most important components of legal culture, which consists primarily of views and beliefs that express people's relationships, their ideas about law, aspirations and feelings. The level of legal consciousness determines the opinions and moods of citizens regarding the adoption of new laws, the activities of state bodies to apply the law to protect the rights and interests of citizens, and their attitude to the democratic and economic changes taking place in our country.

Based on the ancient traditions, traditions, language, religion, and spirit of our people, legal culture serves to inculcate in our minds the feelings of enlightenment and truth, such as honesty and faith, justice and legality, high respect and attention to people, and patience. Therefore, it is a vital necessity to raise the legal culture of people's opinion and worldview, which

is directed towards selfless work for our independence.

All problems related to the theory of legal culture should be thoroughly studied. At the same time, in each specific case, one or another aspect of culture, which is determined to understand different manifestations, prevails. For example, when it is approached from the point of view of increasing the human factor in ensuring the formation of enlightenment in legal life, it is necessary to first of all pay attention to the content of legal culture.

The legal culture of the society is seen as a type of social culture in which the legal consciousness reflects the improvement of laws and a certain level of legal experience and covers all the wealth created by mankind in the field of law. The current state of development of the society and the state requires comprehensive improvement of the legal culture and legal literacy of all participants of legal relations. Legal culture, legal knowledge, legal beliefs and consistent practical activities ensure the successful solution of the tasks facing the society and the state.

Thus, the legal culture of the individual and the society is an important result of the concepts of universal human values and universal democratic achievements of humanity. Legal culture is an integral part of the legal state.

Legal consciousness is a right manifested in the consciousness of a person, in the ideas of society. Legal consciousness is a system of perceptions, values, feelings and components of spirituality in relation to law and legality.

Legal consciousness is a form of social consciousness, and it is an attitude that shows the totality of people's views, ideas, concepts, evaluations, emotions, and desires towards legal practice.

It also consists of requirements such as knowing legal norms, being able to assess whether they are appropriate or inappropriate for the requirements of social life, making changes to existing legal norms or realizing the need for their further improvement. Legal awareness creates an opportunity for the formation, development and implementation of applicable legal norms.

As a type of social consciousness, legal consciousness helps to understand reality, to have an idea of the role of abstract elements such as the state, law, legislation, politics, and ethics in the field of social relations. At the same time, the formation of legal consciousness is influenced by the state, law, politics, the level of cultural development, political parties, traditions, national characteristics, and so on.

But the legal consciousness is based only on the law, understanding the law does not give the concept of imagining, interpreting, implementing, and fulfilling it. It has a much broader meaning. It also includes the concept of thinking about the state system and the legal system.

Legal consciousness and legal culture have an independent place in the mechanism of legal influence. Without them, it will be impossible to create a law and legally regulate social relations. Legal consciousness is in the first place in the mechanism of legal influence. The reason for this

is that the existence of the right is closely connected with the person. The requirements of social life cannot be expressed as legal norms until they pass through the will and consciousness of the people involved in the implementation of law-making activities of state bodies. At the same time, the influence of law on social relations is carried out through the will and consciousness of people. All this creates a set of legal perceptions and feelings.

The content of legal norms in one or another period, the nature of their impact on social life depends on legal consciousness, which is the ideological source of legal norms.

When legal consciousness is generalized to a certain extent, its practical function does not end with being the ideological source of legal norms.

Social ideas can have a negative impact on the social life that gave rise to them: ideas that have taken place in the minds of citizens become material power. Social consciousness appears in various forms and affects social life by means of ideological and psychological influence on people's behavior.

Therefore, the impact of legal consciousness does not end with its being an ideological source of legal norms: legal consciousness, certain legal imaginations can motivate people to govern themselves in a certain way.

It is the legal consciousness that appears as a manager of people's behavior in cases where the existence of certain legal norms is unknown to the individual, but despite this, due to his high

awareness and knowledge of the spirit of the laws, his behavior is consistent with the applicable law.

It is known that legal consciousness consists of two components, i.e. legal ideology and legal mentality (psychology).

Legal ideology is views, concepts, beliefs, concepts, theories about legal existence.

Legal ideology is a set of systematized knowledge about concrete legal phenomena and at the scientific level.

It represents the field of experiences that arise in the mind and are absorbed into it in connection with legal events. Legal psychology is the field of emotional restoration of legal events. A person is not a machine that does not think without feeling, it is a living creature that not only thinks, but also feels. Therefore, he understands social events, including legal events, not only by reason, but also by intuition.

The process of understanding legal phenomena cannot develop without the participation of a person, therefore, ideological and emotional processes are naturally combined and intertwined. According to his mental state, a person cannot remain indifferent and indifferent to the negative legal realities related to violation of rights, illegality, oppression and discrimination of human rights. His legal experiences and mood are manifested in feelings of anger, rage and dissatisfaction, creating an emotional basis for a critical look at the negative events of social and

legal life, and creating a desire to reorganize a person on the basis of humanitarian ideas.

The analysis of the structure of legal consciousness, on the one hand, reveals the nature of the interaction of its natural-structural parts, such as legal ideology and legal mentality, and on the other hand, helps to reveal its function as a whole phenomenon in social life.

Legal consciousness is not only the reason for the creation of legal norms and rules, but also performs the task of creating a moral basis for ensuring their implementation. It is an important factor of legislative initiative, creation of law, improvement of law, implementation of law and strengthening of legislation. In the process of creating a law, the expansion of the participation of public organizations and the working public is carried out under the active influence of legal consciousness. Legal consciousness is influenced by the current system of laws and the activities and practices of law enforcement.

Raising the legal consciousness and legal culture of citizens is an extremely important and urgent problem in independent Uzbekistan, which is boldly advancing on the path of building a legal democratic state and forming a just civil society. It goes without saying that the development and prospects of our country, the success of the economy, politics, state building, legal system, and the spiritual transformation of society are largely dependent on the level of legal awareness and knowledge, as well as legal culture. obviously

"Legal consciousness means awareness of law, it is the embodiment of imagination and feelings

that express the attitude of people both to the existing law and to the right they themselves want. It is in common with law and therefore secondary to the existing economic relations. Legal consciousness is the society's, It is formed under the direct influence of the objectively determined needs and interests of different social groups, and is constantly developing under the influence of changing objective conditions and processes. Legal consciousness is part of social consciousness, and therefore it is influenced by philosophical, ideological and political views it's a secret."

Changes in society, new laws being adopted, discussion of drafts of new laws among the general public, teaching and learning of knowledge about law in all educational institutions, schools, and exams in these subjects are important for the development of legal awareness. wide promotion and promotion of legal knowledge in radio, television, periodical press; regular publication of legal documents for the purpose of independent study of legal knowledge of the population; publicizing the work experience of the court, prosecutor's office, and police bodies; development of justice and jurisprudence; ensuring transparency; study and use the legal experience of other countries; dissemination of legal knowledge in fiction and art, we think, are factors of legal consciousness development.

As long as a person lives in society, in the state, the formation of his legal consciousness should be connected with the existing legal criteria. It is impossible to imagine the future of society

without legal culture. The role and importance of the family, which is the foundation of society, is incomparable in instilling in the hearts and bodies of young people the first ideas and concepts about decency, morality, legal law, and rules.

Being aware of the fundamentals of our laws has a positive effect on the prevention of violations of the law, even actions contrary to our morals, and on the development of their legal consciousness and culture among young people. Only young people who know the laws well obey them. Such a person can protect himself, his family, and his country. Strict compliance with the requirements of the law, high respect for our laws, that everyone - president and ordinary citizen, men and women, young and old, entrepreneurs and officials are equal and responsible before the law, no one has a special privilege in this matter. Deep understanding of the absence of this value, perfect instillation of this value in the mind is an important quality for all young people.

Thus, legal consciousness, which is a component of social consciousness, has a negative impact on the development of society and the development of social life. Legal ideas, knowledge and imagination, legal theories penetrate into all aspects of social life, take place in the minds of citizens and have an ideological and psychological impact on people's behavior and practical activities. Legal consciousness encourages people to manage themselves in a certain way, to operate within the framework of laws and regulations adopted by society.



The level of development of legal consciousness and knowledge of people can be determined depending on their socio-legal activity. The active participation of members of society in socio-political, economic, cultural and spiritual spheres, in self-management bodies, indicates that the level of legal consciousness and legal culture is growing.

This is our first Komus adopted after independence, which is considered to be our mountain to support and help us to form a legal culture of the individual and to understand this problem more broadly. Because scientists-experts of the countries that are the cradle of world civilizations have read our encyclopedia and have repeatedly emphasized that it corresponds to the world model, and we know that this "encyclopedia" is useful for a person.

In the process of forming the legal culture of an individual, our individuals must follow a number of rules.

First of all, the traditions, customs, and historical heritage of our nation, which have been absorbed into the minds of our people for centuries and are still being absorbed, must be reflected in the adopted and newly adopted laws and regulatory documents.

Secondly, the participation of individuals themselves as law creators and active participants together with our legal scholars and practitioners in the preparation and discussion of all draft laws can have a positive effect.

Thirdly, the level of legal awareness and legal culture of each person can be seen in their deep respect for our community and our current laws, and we need to teach them this, because when such laws live, when everyone respects them, when they are mentioned with respect. . The formation of legal culture of every person is a very necessary quality, and this quality is the support of our state.

Because the supremacy of law in society is strengthened by legal culture.

A person cannot form his legal culture without being honest, honest, pure-hearted, and self-demanding. Because each person independently decides to a certain extent how to behave in certain situations, whether to act in accordance with or against the accepted law - rules, moral norms, and evaluates his own character - actions. Social conditions have a decisive influence on the formation and improvement of the moral and legal image of each person, including the morals.

Therefore, when a person steps into social life, he faces not only ready-made certain social relations and relations of development, but also the rules of procedure related to state public organizations, law, ethics, and customs.

It is known that the formation of a person's legal culture and legal consciousness is influenced by the surrounding social environment. Along with mastering the existing worldview, customs, manners and ethics, a person deals with specific social events, behavior of people, violation of the law or compliance with it, and behavior while

standing in a certain position and relying on certain laws, and begins to evaluate.

In short, legal consciousness, like spiritual consciousness and aesthetic views, is formed in the course of a person's life practice. Not only to have good laws that are in accordance with the objective laws of social development, which represent the will and interests of the people, but also to have a whole system of guarantees for their unconditional observance as follows: only when there are economic, political, legal and ideological guarantees. will be real. Ideological guarantees are to educate citizens on the basis of revival of national spirituality, to increase their level of educational and cultural awareness. The very nature of the laws of a developing democratic society requires their voluntary and unconditional compliance and enforcement.

REFERENCES

1. Theory of state and law. Responsible editors H.B. Boboyev, H.T. Odilkariyev -T.: "World of Economics and Law" publishing house, 2010.
2. Islamov Z.M. General theoretical problems of the state and law: understanding of law, legal consciousness and law creativity. T.: TDYUI, 2015. -187b.
3. Odilkariyev H. Constitution and civil society. -T.: Sharq, 2022.-320 p.