International Journal of Advance Scientific Research (ISSN – 2750-1396) VOLUME 04 ISSUE 01 Pages: 119-122

SJIF IMPACT FACTOR (2021: 5.478) (2022: 5.636) (2023: 6.741)

OCLC - 1368736135





Journal Website: http://sciencebring.co m/index.php/ijasr

Copyright:Originalcontent from this workmay be used under theterms of the creativecommonsattributes4.0 licence.

O Research Article

🔀 Google 🏷 WorldCat® 🔼 MENDELEY

ILLEGAL PREPARATION, STORAGE, IMPORTATION OR DISTRIBUTION OF RELIGIOUS CONTENT MATERIAL OVER THE INTERNET

Submission Date: January 20, 2024, Accepted Date: January 25, 2024, Published Date: January 30, 2024 Crossref doi: https://doi.org/10.37547/ijasr-04-01-19

Allanova Azizakhon Avazxonovna

Associate Professor Of The Criminal Law, Criminology And Anti-Corruption Department Of Tashkent State University Of Law, PhD In Law, Uzbekistan

Abstract

In this scientific article describes the grounds, necessary conditions, competent authorities, and circumstances in which preparation, import, and distribution of materials are not allowed for the illegal preparation, storage, import, or distribution of religious content materials via the Internet.

Keywords

Internet, illegal, criminal, administrative, material.

INTRODUCTION

Illegal preparation, storage, import or distribution of materials of religious content over the Internet is punishable by Article 184-2 of the Code of Administrative Responsibility.

Article 184-2. Illegal preparation, storage, import or distribution of materials of religious content into the territory of the Republic of Uzbekistan, - confiscates materials and the relevant means for their preparation and distribution, and imposes fines on citizens from twenty to one hundred times the amount of the base calculation, and on officials from fifty to one hundred and fifty times [1].

If such actions are committed after the application of an administrative penalty, they are

International Journal of Advance Scientific Research (ISSN – 2750-1396) VOLUME 04 ISSUE 01 Pages: 119-122 SJIF IMPACT FACTOR (2021: 5.478) (2022: 5.636) (2023: 6.741) OCLC – 1368736135



prosecuted under Article 244-3 of the Criminal Code.

Article 244-3. If the illegal preparation, storage, importation or distribution of religious materials for the purpose of distribution into the territory of the Republic of Uzbekistan was committed after the administrative punishment was applied for such acts, -

shall be punished by a fine in the amount of one hundred to two hundred times the amount of the base calculation or correctional labor for up to three years[2].

According to the **REGULATION** on the procedure for the preparation, import and distribution of materials of religious content and the conduct of theological expertise approved by the decision of the Cabinet of Ministers No. 180 of April 14, 2022, the following are understood as materials of religious content: dogmatic foundations of religious teachings, history, ideology of religious teachings and comments, books reflecting the ritual practice of various religious doctrines, as well as the assessment of individuals, historical facts and events from a religious point of view, brochures, magazines, newspapers, leaflets, other printed publications, signs, objects, symbols, audiovisual works (television, cinema and video films, clips, recordings of concert programs, cartoons, etc.), electronic data carriers (diskettes, CDs, DVDs, embedded and removable memory cards, materials posted on the Internet, etc.) [3].

Illegal preparation of materials of religious content for distribution - publication, reprinting and copying of materials on the territory of the Republic of Uzbekistan, including through the Internet global information network, other electronic means of transmission and distribution of information, without the permission of the COMMITTEE ON RELIGIOUS AFFAIRS under the Cabinet of Ministers of the Republic of Uzbekistan is considered[4].

Unlawful possession of religious materials for the purpose of dissemination — unlawful possession of religious materials in a person's possession, residence, etc., for the purpose of distribution. storage in places.

Illegal importation of materials of religious content for the purpose of distribution means importation into the territory of the republic, bypassing customs control, hiding from customs control, using documents or customs identification means fraudulently.

Religious organizations and individuals may bring materials into the territory of the Republic of Uzbekistan for their own needs without commercial purposes[5].

The Ministry of Internal Affairs of the Republic of Uzbekistan, the State Customs Committee and the Border Guards of the State Security Service will immediately send the materials imported into the territory of the Republic of Uzbekistan from the state border to the competent authority for examination.

It is allowed to import into the territory of the Republic of Uzbekistan by individuals for their own needs and for the purposes of conducting scientific research no more than three copies of International Journal of Advance Scientific Research (ISSN – 2750-1396) VOLUME 04 ISSUE 01 Pages: 119-122 SJIF IMPACT FACTOR (2021: 5.478) (2022: 5.636) (2023: 6.741) OCLC – 1368736135



each named material, after receiving a positive conclusion.

Materials brought into the territory of the Republic of Uzbekistan by religious organizations must be marked with a hologram after receiving a positive conclusion.

It is prohibited to import materials that have not received a positive conclusion and are not marked with a hologram into the territory of the Republic of Uzbekistan.

The importer is responsible for materials imported without following this regulation.

In order to protect the interests of the citizens of the Republic of Uzbekistan, the authorized body ensures that the examination is carried out directly at the customs control points during public pilgrimage events.

Illegal distribution of materials of religious content - selling, delivering, distributing, sending and subscribing to materials on the territory of the Republic of Uzbekistan, including through the Internet global information network, other electronic means of information transmission and distribution[6].

Distribution of materials in the territory of the Republic of Uzbekistan by legal entities and individuals through stationary sales outlets, cash registers with fiscal memory, and in cases provided by legislation, online cash registers or virtual cash registers, use of payment terminals and cash receipts to the bank in the manner prescribed by legislation. by making (transfer to banks) or through online payment systems.

It is prohibited to provide materials prepared abroad for public use without obtaining a positive conclusion from the National Library of Uzbekistan, information-library and informationresource centers, state administration bodies, libraries of economic associations, as well as other libraries, website editors and individuals.

In order to detect and prevent cases of illegal preparation, import and distribution of materials, the authorized body will constantly conduct control activities and submit documents based on the results to law enforcement agencies for consideration.

It is not allowed to prepare, import and distribute materials for the following purposes:

- Discriminating the constitutional rights and freedoms of citizens based on gender, race, nationality, language, religion, social origin, belief, personal or social status or other circumstances or discrediting the products of other persons;
- Inciting to forcefully change the constitutional system of the Republic of Uzbekistan, undermine its sovereignty and territorial integrity;
- promoting ideas motivated by war, violence, terrorism, as well as extremism, separatism, religious fanaticism or bigotry;
- dissemination of information inciting national, racial, ethnic or religious enmity;
- call to change religious beliefs;

International Journal of Advance Scientific Research (ISSN – 2750-1396) VOLUME 04 ISSUE 01 Pages: 119-122 SJIF IMPACT FACTOR (2021: 5.478) (2022: 5.636) (2023: 6.741) OCLC – 1368736135



- insulting or humiliating the feelings of religious believers;
- calling on citizens not to fulfill their constitutional obligations;
- inciting to encroach on the rights and property of state, public or religious organizations;
- promotion of narcotic drugs, their analogues, psychotropic substances and precursors;
- to encourage the implementation of criminal and other criminal actions in accordance with the law[7].

Citizens of the Republic of Uzbekistan or foreign citizens or stateless persons who have reached the age of 16 and who have previously (within one year) been administratively punished for such actions may be held criminally liable for the illegal preparation, storage, import or distribution of materials of religious content via the Internet.

References

- 1. Маъмурий жавобг<mark>арлик тўғрис</mark>идаги Кодекс www.lex.uz
- **2.** Жиноят Кодекси www.lex.uz
- 3. Вазирлар Маҳкамасининг 2022 йил 14 апрелдаги 180-сон қарори билан тасдиқланган "Диний мазмундаги материалларни тайёрлаш, олиб кириш ва тарқатиш ҳамда диншунослик экспертизасини ўтказиш тартиби тўғрисида"ги Низом
- 4.Худайкулов Ф. Х. ТІМЕ OF COMMITTING
A CRIME IS NECESSARY SIGN OF

INTENTIONAL KILLING OF NEWLY-BORN CHILD COMMITTED BY MOTHER: NATIONAL AND FOREIGN EXPERIENCES //ЖУРНАЛ ПРАВОВЫХ ИССЛЕДОВАНИЙ. – 2022. – Т. 7. – №. 6.

Khudaykulov F. K. THE OBJECTIVE SIDE OF CRIME AND THE ACTUS REUS CONCEPT: COMPARATIVE-LEGAL ANALYSIS, PROBLEMS AND PROPOSALS //International Journal of Advance Scientific Research. – 2022. – T. 2. – №. 12. – C. 100-115.

5.

6.

Худайкулов Ф. Жиноят хуқуқида сабабий боғланиш ва унинг детерминизм билан ўзаро муносабати //Общество и инновации. – 2022. – Т. 3. – №. 8/S. – С. 122-131.

 Худайкулов Ф. Х. Жиноят таркиби объектив томони ва "actus reus" концепциясининг қиёсий-ҳуқуқий таҳлили: муаммо ва таклиф //ЖУРНАЛ ПРАВОВЫХ ИССЛЕДОВАНИЙ. – 2022. – №. SI-3.