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CONSTITUTIONAL FOUNDATIONS FOR THE PROVISION OF PERSONAL RIGHTS IN THE APPOINTMENT AND CONDUCT OF A FORENSIC EXPERTISE

Abstract: This article basically, the court expertise appointment and in transfer person rights of provision constitutional basics about in detail and common to information is dedicated.

Key words: court expertise, law, constitution, law, supplement and again court expertise

Court expertise appointment and in transfer person rights of provision constitutional basics today's in the day current importance occupation reached is going On this in legislation and another normative legal in the documents and constitutional basics enough not given Article during court expertise about common information in it a person rights and of freedom to be provided about below conclusions is given

"**Court expertise** - civil, economic, criminal and administrative court their work in keeping work cases to determine directed and court expert by science, technology, art or craft in the field special knowledge based on forensic expert checks transfer and conclusion from giving consists of has been procedural action"¹.

Forensic expertise activity Uzbekistan Republic of Constitution and in the laws mean caught a person right and freedoms compliance done without done is increased.

Of the person freedom temporarily limit or his personal inviolability violation demand doer forensic expert checks (from this since in the text called checks) only in the law defined basics and in order will be held.

State forensic examination institution or another enterprise, institution, organization (from since in the text another is managed as an organization) by court expertise transfer relationship with acceptance done decisions, court expert actions (inaction) own right and of freedom limitation take believed to have arrived person this over decisions, actions (inaction). in the law defined in order complaint to do right"².

In addition court expertise in the conclusion of spaces place to fill for will be appointed and that's it or another court expert (jud experts commission) by will be held.

Summary when not justified or his correctness doubt at birth or to him basis by doing received evidence reliable when found not to be or court expertise of transfer procedural rules serious when broken again court expertise will be appointed.

Again court expertise when assigned court expert (jud experts commission) before before applied check methods scientific based on raising the issue can

Again court expertise appointment about in the decision or in my opinion again court expertise assigned the first (previous) court of the body (person). expertise to the conclusion not included reasons display it is necessary

Again court expertise transfer another court to the expert (jud experts commission) will be submitted. The first (previous) court expertise spent court expert (jud experts commission) again court expertise in transfer now to be and explanations to give can, but it checks transfer and conclusion in making participation.

¹Advice.uz / legal information portal

²" Sud expertise about". law // <https://lex.uz/m/acts/-1633102>

Evidence, check for samples, other material objects, corpses and their parts, documents as well court expertise being held work materials check objects to be can inspections alive to a person it is also held relatively .

Check transfer and conclusion to give for court to the expert necessary has been alive person, corpse, animal, plant, object, material or of substance features reflection bringer objects check for are samples.

Court expertise in transfer check objects (alive from a person except) check transfer for where level necessary if so, that's it level damage or use can in this check of the object partially damage or to be used court expertise assigned the body's (person's) writing permission taken necessary, assigned court expertise to himself special features of the object damage (damage) or use requirement doer cases from this except .

Check of objects court expertise assigned the body's (person's) writing permission with or appointed court expertise to himself special features with depends without damaged or used state forensic examination institution, other organization or court expert by this of objects to the owner of harm place covered to be given reason it won't be.

Check objects, if their dimensions and properties possibility if it is wrapped and sealed without court to the expert submission need .

Check object court expert work to the place delivery of giving possible if not, the court expertise appointed body (person) to him this object without hindrance come in to see and him check opportunity provides.

Court expertise from completion after check objects, if they full used otherwise, the court expertise assigned returned to the body (person).

Today's in the day court expertise in the field information technologies current reach is accelerating.

"Modern from technologies use to necessity became technology one row of crimes to increase take that he came and new research methods demand who does of crimes new types appear that it was let's see can this kind of crimes, for example , investigation to do modern technologies current to reach demand who does cyber crimes enters however, digital to the evidence relatively doubts court process from the beginning much before appear will be More business audits and legal inspections grow up will go they are of the computer hard disks, personal digital devices and mobile telephones such as digital from devices received the evidence own into takes inspection during digital from the data use need known when, experts belongs to the evidence attention with identify, collect, store and checks need"³.

Court expertise in the process person rights provide the basics as below explain can

To the person about information confidential storage: Court expertise in transfer of the person personal life and confidential information protection to be done necessary This right provide, court expertise in transfer main boots of requirements is one

Of the person participation reach Law: Court expertise transfer in the process, if necessary if, of the person himself participation reach or legal representative through own his opinion notice the right is provided.

It's fair court decisions: Court expertise results to the truth near to be and person rights damage not deliver for they are fair and unbiased experts by is determined.

³B. Otakulov , A. Baratov . Foreign of states in the field legislation and practice digital court medicine . Society and innovations . Special number - 02 (2022). – page 559.

Summary in place that's it to say maybe the Court expertise appointment and in transfer person rights of provision constitutional the basics, first of all, of a person own rights protection do, fair at trial to attend and all in processes impartiality to provide is based on this basics Uzbekistan in the Constitution and international right in the norms reinforced. Court expertise this in process person of rights protection to be done service does and fair trial provides.

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