

Unofficial translation

**DECREE
OF THE PRESIDENT OF THE REPUBLIC OF UZBEKISTAN**

**ON ADDITIONAL MEASURES ON IMPROVEMENT OF THE ANTI-CORRUPTION
SYSTEM IN THE REPUBLIC OF UZBEKISTAN**

Over the past years, the country has been consistently implementing large-scale reforms, which aim at prevention and combating corruption, eradication of corruption factors in all spheres of state and social construction.

Works have been being performed on improvement of the system for assessment of corruption risks, which arise from the implementation of tasks and functions assigned to state bodies, introduction of integrity standards in the public service system.

Measures with respect to removal of bureaucratic obstacles and reduction of “shadow economy” in the country have been being carried out, and projects “Sphere without corruption” have been being implemented.

At the same time, the tasks, which are set to increase fundamentally the effectiveness of the fight against corruption, necessitate the creation of an efficacious system for identification and elimination of the causes and conditions of corruption manifestations. Active involvement of civil society institutions and other representatives of the non-governmental sector in this work has been required as well.

For the purposes of consistent execution of the State Program for the Implementation of the Action Strategy in Five Priority Areas of Development of the Republic of Uzbekistan in 2017 — 2021 in the “Year of Development of Science, Education and the Digital Economy”, as well as improvement of the effectiveness of state policy which aim at prevention and combating corruption in all spheres of the state and society’s life, I hereby decree to:

1. Establish the Anti-Corruption Agency of the Republic of Uzbekistan (hereinafter referred to as “the Agency”).

Establish that the Agency shall:

be a specially authorized state body which is responsible for the formation and implementation of state policy in the field of prevention and combating corruption, ensurance of effective interaction of state bodies, mass media, civil society institutions and other representatives of the non-state sector, as well as international cooperation in this sphere;

carry out its activities on the basis of the principles of legality, objectivity, accountability, openness and transparency independently of other state bodies, organizations and their officials, subordinate to the President of the Republic of Uzbekistan and shall be accountable to the chambers of the Oliy Majlis of the Republic of Uzbekistan;

be headed by a director, who is appointed and dismissed by the President of the Republic of Uzbekistan. Decrees of the President of the Republic of Uzbekistan on the appointment and dismissal of the Director of the Agency shall be approved by the Senate of the Oliy Majlis of the Republic of Uzbekistan.

2. Determine that the main tasks and activities of the Agency shall be:

ensurance of a systematic analysis of the state of corruption in the country, as well as identification of the areas which are most susceptible to corruption risks, the causes and conditions for commission of corruption offenses;

formation and implementation of state policy in the field of prevention and combating corruption, state and other programs which aim at elimination of the systemic causes and conditions of corruption offenses, increasing the effectiveness of anti-corruption measures;

formation of an intolerant attitude in society towards all manifestations of corruption by means of the development and implementation of comprehensive programs which aim at increasing the legal awareness and legal culture of citizens, dissemination of information on issues of prevention and combating corruption, as well as organization of anti-corruption training;

coordination of the activities of ministries and departments in the field of prevention and combating corruption, organization of effective interaction between state bodies, the media, civil society institutions and other representatives of the non-state sector on these issues;

organization of implementation and effective operation of the internal anti-corruption control system (“compliance control”) and other international anti-corruption tools in public and economic administration bodies, state-owned enterprises, including banks, with a state share in the authorized capital, conduct of anti-corruption monitoring on the basis of modern methods and information and communication technologies, as well as compiling a rating of their activities in this area;

ensurance of an efficacy of anti-corruption expertise of normative legal acts and their drafts, as well as development and implementation of proposals to improve the legislation, introduction of international standards and best international practices in the field of prevention and combating corruption;

organization of implementation and effective operation of the system for declaring income and property of public servants, verifying reliability of declarations, as well as ensurance of a timely response to corruption manifestations which are identified in the course of this work;

adoption of effective measures on promotion the implementation of integrity standards (“integrity vaccine”) and resolution of conflicts of interest in the public service, as well as monitoring their observance;

analysis of the efficacy of the anti-corruption control system in the field of public procurement and expense of budget funds, loans of international organizations and foreign states, sale of state assets, as well as the development of proposals for its improvement;

development of international cooperation in the field of prevention and combating corruption, as well as the implementation of systemic measures on strengthening the country's prestige and increase of its position in international rankings;

organization of sociological, scientific and other studies of the state, tendencies and causes of corruption, the effectiveness of the implementation of anti-corruption measures with the development of proposals to improve the efficacy of prevention and combating corruption;

ensurance of transparency and openness of activities on prevention and combating corruption, implementation of effective interaction with the media, civil society institutions and other representatives of the non-state sector for this purpose.

3. Establish that the Agency shall:

prepare annually the National Report on Combating Corruption in the Republic of Uzbekistan, which is subject to publication in the media, and submit it for consideration to the President of the Republic of Uzbekistan and the chambers of the Oliy Majlis of the Republic of Uzbekistan;

interact with the corresponding anti-corruption committees of the Legislative Chamber and the Senate of the Oliy Majlis of the Republic of Uzbekistan, the corresponding committee of the Jokargy Kenes of the Republic of Karakalpakstan, the anti-corruption commissions of regional and Tashkent city, district and city Kengashes of people's deputies;

conduct a comprehensive analysis of the results of the corruption crimes investigations, primarily which harm the national interests and international prestige of the Republic of Uzbekistan, on conclusions of which inform the President of the Republic of Uzbekistan and the chambers of the Oliy Majlis of the Republic of Uzbekistan;

exercise control over the achievement of full compensation for harm which is caused by corruption crimes to the interests of society and the state;

analyze the effectiveness of the system of anti-corruption expertise of normative legal acts and their drafts with the submission of proposals for its improvement;

organize the compilation of the National Corruption Perception Index, which assesses, among other things, the level of corruption in the context of regions, economic sectors and other spheres, together with civil society institutions;

establish a requirement according to which the state customer shall apply the anti-corruption standard ISO:37001, in order to prevent and combat corruption in the field of public procurement;

organize the development and implementation of regional programs which aim at prevention of corruption on local level;

provide the mass media with materials on manifestations of corruption in the manner prescribed by legislation.

4. Entitle the Agency with the right to:

request, receive and research materials which are connected to the expenses of budgetary funds, the sale of state assets, public procurement, the implementation of investment projects and the execution of state programs;

adopt normative legal acts on issues attributed to its competence, in the prescribed manner;

examine appeals of physical persons and legal entities on corruption issues and take measures to restore their violated rights and protect their legitimate interests;

study the state of corruption in the activities of state bodies and organizations, including law enforcement;

study the materials of criminal cases in accordance with the legislation, including criminal procedural legislation, with the purpose of identification of the causes and conditions for the commission of corruption crimes, analysis of the tendencies of systemic corruption development;

transfer materials to law enforcement and other state bodies, which are developed on the basis of results of the examination and other activities, for adoption of measures in accordance with the law, including the initiation of criminal cases against persons whose activities have signs of corruption offenses;

conduct administrative investigations with respect to cases of corruption offenses;

submit orders to suspend the execution or rescind of decisions of executive authorities, economic administration bodies and their officials, in case where signs of corruption have been revealed in them, which shall be mandatory for consideration;

submit to state bodies, organizations and their officials warnings about the inadmissibility of corruption offenses which are mandatory for consideration, as well as requests on taking measures to eliminate the causes and conditions conducive to the manifestation of corruption.

The warnings, requests and appeals, which are issued by the Agency, shall be compulsory for consideration, with informing about the results of the consideration in written form within ten days.

5. Establish that:

the personnel of the Agency shall be staffed with highly qualified specialists in the field of jurisprudence, economics, finance, taxes, audit, information and communication technologies and in other specialties, which are necessary for the execution of tasks assigned to the Agency;

requests of the Agency with respect to producing of documents, materials and other information, conduct of audit and inspections, the assignment of specialists, the elimination of corruption offenses, the causes and conditions conducive to them, shall be binding on state and economic administration bodies, their officials and citizens;

employees of the Agency shall have the right to enter without restrictions the state bodies and organizations, law enforcement agencies, places of detention of detainees, prisoners, penitentiary institutions, to get acquainted with documents in order to study and analyze the causes and conditions of corruption, within the limits of their competence;

drafts normative legal acts on the issues of prevention and combating corruption shall be mandatorily agreed with the Agency.

6. Transform the Republican Interdepartmental Anti-Corruption Commission and its territorial interdepartmental commissions into the National Anti-Corruption Council of the Republic of Uzbekistan (hereinafter referred to as “the National Council”) and its territorial councils.

Approve the composition of the National Anti-Corruption Council of the Republic of Uzbekistan in accordance with the [appendix](#).

Assign the Agency as a working body of the National Council.

The Agency shall provide effective organizational and methodological support for the activities of the National Council, which includes the development of work plans and control over their execution, as well as the organization of the execution of decisions adopted by the National Council, together with state authorities and administrations and civil society institutions.

7. To the Agency, within three months, to ensure:

staffing of the Agency with highly qualified personnel, primarily with practical experience in the field of combating corruption, who are capable of performing the tasks assigned to the Agency at a professional level;

development of a package of acts which shall govern the organization of the Agency's activities, which include regulations on divisions of the Agency and rules of ethical behavior for its employees.

Establish that:

staffing of the Agency shall be carried out on a competitive basis in the manner determined by the Agency in accordance with international standards;

employees who are hired for the first time in the Agency shall undergo training at the Academy of the General Prosecutor's Office of the Republic of Uzbekistan with a break from work, on special educational programs, which include theoretical and practical issues of prevention and combating corruption, study of foreign experience and international standards.

8. To the Agency to:

a) adopt measures for a phased implementation, including with the involvement of funds from international organizations, of the internal anti-corruption control system ("compliance control") in all state and the economic administration bodies in 2020-2021, together with the General Prosecutor's Office, the Ministry of Justice, the Agency for the Development of Public Service under the President of the Republic of Uzbekistan and other interested agencies;

b) submit proposals with the purpose of increasing the responsibility and eradication of corruption in the field of public procurement, together with the Ministry of Finance and the General Prosecutor's Office of the Republic of Uzbekistan, within three months, on:

increasing liability for violation of the requirements of the Law of the Republic of Uzbekistan "On Public Procurement", including for violations in course of determination of types of procurement procedures and conditions for selection of performers;

introduction of the procedure for the mandatory publication of contracts concluded within the framework of public procurement, as well as the implementation of public procurement exclusively by means of competitive and tender auctions, in electronic form with the use of modern information and communication technologies;

c) conduct a study within three months of the status of compliance with legislation in the field of public procurement, management and use of state property, including in spheres of communal housing, water management, construction and energetics, together with the Antimonopoly Committee, the Ministry of Finance, the Ministry of Economic Development and Poverty Reduction, the Ministry of Justice, the Central Bank and the Accounts Chamber of the Republic of Uzbekistan;

d) conduct remote monitoring on an ongoing basis, in order to identify and take measures to prevent conflicts of interest in public procurement, which relate to affiliation, including the ultimate beneficial owners of procurement participants, together with the General Prosecutor's Office of the Republic of Uzbekistan.

9. Entrust the Agency with the tasks and powers of the National Coordinator of the Republic of Uzbekistan for:

ensurance of work within the framework of the Istanbul Action Plan of the Anti-Corruption Network for Eastern Europe and Central Asia of the Organization for Economic Cooperation and Development, as well as implementation of the recommendations developed;

implementation of measures which are connected to the execution of the provisions of the UN Convention against Corruption and other international treaties of the Republic of Uzbekistan in the field of combating corruption, as well as coordination of activities in this area.

10. To the Agency to ensure the development and implementation, together with the Ministry for the Development of Information Technologies and Communications and the General Prosecutor's Office of the Republic of Uzbekistan, within three months, of:

electronic platform “E-Anticor.uz”, which allows monitoring and evaluation of the effectiveness of the activities of state authorities and administration in the field of combating corruption, as well as state and other programs in this area;

special mobile software , which allows to inform the Agency about the facts of corruption;

a set of measures to ensure access for the Agency to information databases of state and economic administration bodies and other organizations.

11. To the Agency to develop, together with the Ministry of Justice, the General Prosecutor's Office of the Republic of Uzbekistan and other interested agencies, with the involvement of international experts:

within two months — “Road map” on improvement of the position of the Republic of Uzbekistan in international ratings in the field of combating corruption and submit it to the Republican Council on working with international ratings and indices;

within three months — draft laws of the Republic of Uzbekistan “On the Anti-Corruption Agency of the Republic of Uzbekistan”, “On the declaration of income, property and conflict of interests of public servants”, as well as “On anti-corruption expertise of normative legal acts and their drafts” and submit them to the Administration of the President of the Republic of Uzbekistan;

within three months — “Road map” for the further implementation of international anti-corruption standards in the legislation of the Republic of Uzbekistan and submit to the National Council for consideration and approval.

12. To the Ministry of Finance of the Republic of Uzbekistan to:

adopt measures to allocate funds for expenses related to the implementation of the Agency's activities, in the prescribed manner, including the repair of premises and equipping with furniture and other material and technical means;

annually provide for in the parameters of the State budget of the Republic of Uzbekistan as a separate budget item line, the funds necessary to finance the activities of the Agency and measures to prevent and combat corruption, starting from 2021.

13. To the Cabinet of Ministers, together with the khokimiyat of the city of Tashkent, within two weeks to submit a proposal for the placement of the Agency to the Administration of the President of the Republic of Uzbekistan.

14. To the General Prosecutor's Office, the State Security Service, the Ministry of Internal Affairs, the National Guard of the Republic of Uzbekistan to provide comprehensive assistance to the Agency in the implementation of the tasks assigned to it.

15. To the Agency for Information and Mass Communications under the Administration of the President of the Republic of Uzbekistan, the National Information Agency of Uzbekistan, the National Television and Radio Company of Uzbekistan to regularly organize publications and thematic programs in the media to highlight the goals and objectives of this Decree.

16. To the Agency, within two months together with the General Prosecutor's Office of the Republic of Uzbekistan and other interested departments, to submit proposals on amendments and additions to the legislation, which proceed from this Decree.

17. Entrust control over the implementation of this Decree to the Prime Minister of the Republic of Uzbekistan A.N. Aripov and the Head of the Administration of the President of the Republic of Uzbekistan Z.Sh. Nizomiddinov.

President of the Republic of Uzbekistan Sh. MIRZIYOEV

Tashkent city,
June 29, 2020,
No. DP-6013

APPENDIX

to the Decree of the President of the Republic of Uzbekistan No. DP-6013 of June 29, 2020

COMPOSITION
of the National Anti-Corruption Council of the Republic of Uzbekistan

1. Narbaeva T.K. — Chair person of the Senate of the Oliy Majlis of the Republic of Uzbekistan, Chair person of the National Council
2. Saidov A.Kh. — First Deputy Speaker of the Legislative Chamber of the Oliy Majlis of the Republic of Uzbekistan, Deputy Chair person of the National Council
3. *By position* — Director of the Anti-Corruption Agency of the Republic of Uzbekistan
4. Mingboev U.K. — Chair person of the Supreme Judicial Council of the Republic of Uzbekistan
5. Kamilov K.F. — Chair person of the Supreme Court of the Republic of Uzbekistan
6. Yuldoshev N.T. — General Prosecutor of the Republic of Uzbekistan
7. Rashidov B.A. — Deputy Chair person of the State Security Service of the Republic of Uzbekistan
8. Shirinov Zh.Zh. — Chair person of the Committee of the Legislative Chamber of the Oliy Majlis of the Republic of Uzbekistan
9. Matmurotov B.D. — Chair person of the Committee of the Senate of the Oliy Majlis of the Republic of Uzbekistan
10. Saidzhonov D.M. — First Deputy Director of the Agency for Information and Mass Communications under the Administration of the President of the Republic of Uzbekistan
11. Turabov B.T. — Deputy Chair person of the Accounts Chamber of the Republic of Uzbekistan
12. Kuchkarov D.A. — Deputy Prime Minister of the Republic of Uzbekistan — Minister of Economic Development and Poverty Reduction
13. Kamilov A.Kh. — Minister of Foreign Affairs of the Republic of Uzbekistan
14. Davletov R.K. — Minister of Justice of the Republic of Uzbekistan
15. Bobozhonov P.R. — Minister of Internal Affairs of the Republic of Uzbekistan
16. Ishmetov T.A. — Minister of Finance of the Republic of Uzbekistan
17. Khusanov N.B. — Minister of Employment and Labor Relations of the Republic of Uzbekistan
18. Shermatov Sh.Kh. — Minister of Public Education of the Republic of Uzbekistan
19. Madzhidov I.U. — Minister of Higher and Secondary Specialized Education of the Republic of Uzbekistan
20. Shin A.V. — Minister of Preschool Education of the Republic of Uzbekistan
21. Shadmanov A.K. — Minister of Health of the Republic of Uzbekistan
22. Sadikov Sh.M. — Minister for Development of Information Technologies and Communications of the Republic of Uzbekistan
23. Mamatov R.T. — Minister for support of Mahalla and Family of the Republic of Uzbekistan
24. Azimov M.B. — Chair person of the State Customs Committee of the Republic of Uzbekistan
25. Kudbiev Sh.D. — Chair person of the State Tax Committee of the Republic of Uzbekistan

26. Begalov B.A — Chair person of the State Committee of the Republic of Uzbekistan on Statistics
27. Sharipov N.Sh. — Chair person of the Antimonopoly Committee of the Republic of Uzbekistan
28. Rakhimov D.F. — Head of the Department for Combating Economic Crimes under the General Prosecutor's Office of the Republic of Uzbekistan
29. Yuldashev B.S. — President of the Academy of Sciences of Uzbekistan
30. Azizov Kh.T. — First Vice-Rector of the Academy of Public Administration under the President of the Republic of Uzbekistan
31. Kolenko E.V. — Head of the Academy of the General Prosecutor's Office of the Republic of Uzbekistan
32. Khakimov R.R. — Rector of Tashkent State University of Law
33. Khadzhaev A.D. — Chair person of the National TV and Radio Company of Uzbekistan
34. Kuchimov A.K. — General Director of the National Information Agency of Uzbekistan
35. Kamilov R.T. — Director of the Center for the Development of Civil Society
36. Burkhanov A.E. — Chair person of the national movement “Yuksalish”
37. Tulyakov E.S. — Executive director of the Center for Development Strategy
38. Rafikov K.M. — Chair person of the Council of the Federation of Trade Unions of Uzbekistan
39. Sadullaev A.Z. — Chair person of the Central Council of the Youth Union of Uzbekistan
40. Alimov N.Kh. — Chair person of the National Association of Non-State Non-Commercial Organizations of Uzbekistan
41. Abdukhalikov F.F. — Chair person of the Board of the National Association of Electronic Mass Media of Uzbekistan
42. Ikramov A.I. — Chair person of the Chamber of Commerce and Industry of the Republic of Uzbekistan
43. Khakimov S. — Chair person of the Creative Union of Journalists of Uzbekistan
44. Rakhimova N.Kh. — Director of the Center for the Study of Public Opinion “Ijtimoiy fikr”

Note: when members of the National Council transfer to another position, newly appointed to these positions persons shall enter it.