



## CONSTITUTIONAL AND LEGAL FOUNDATIONS OF THE INSTITUTE OF FAMILY IN THE REPUBLIC OF UZBEKISTAN

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### Abstract

The article scientifically analyzes the constitutional and legal foundations of the institution of family in the Republic of Uzbekistan. In the new Uzbekistan, special attention is paid to the family and the formation of a legal basis for its social protection. The constitutional foundations for the social protection of families by the state have been created.

**Keywords:** social protection, legal framework, family institution, vital interests, society, state, family, neighborhood, education, upbringing.

President Sh.M. Mirziyoyev spoke about the family and said: “The most important thing is that every person living in our country, every family feels the results of our reforms in their lives today. To do this, leaders at all levels must work for every citizen, ensure his vital interests, without chasing percentages, numbers and papers. Then our enlightened elders, our respected fathers and mothers, our respected women, our dear children, our little grandchildren and all our multinational people will be pleased with us,” he says [1]. Indeed, in our republic, Presidential Decrees, resolutions, and decisions of the Cabinet of



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Ministers aimed at regulating and strengthening family relations have still been adopted and are being consistently implemented.

The Constitution of the Republic of Uzbekistan established a separate chapter on the family and determined that “The family is the main link of society and has the right to be under the protection of society and the state” (Article 63) [2]. The stronger the family, the stronger the society and the faster it develops. After all, the foundation of society is the family, both materially and socially, and it is no coincidence that since 1994 the UN General Assembly decided to celebrate May 15 annually as “International Day of the Family.” According to Part 2 of Article 65 of the Constitution of the Republic of Uzbekistan and Part 1 of Article 4 of the Family Code, family, motherhood, paternity and childhood are under the protection of the state. As a result of the implementation of regular measures aimed at strengthening the health of women and the younger generation in our country, the work to form and strengthen the health of a healthy family is yielding positive results.

In order to implement this constitutional norm, a number of laws have been adopted, such as the Family Code of the Republic of Uzbekistan, “On guardianship and trusteeship”, “On family entrepreneurship”, “On guarantees of children’s rights”. The objectives of family law include strengthening the family, building family relationships on the basis of mutual love, trust and respect, consent, helping each other and a sense of responsibility of all its members to the family, preventing arbitrary interference of any person in the life of the family. issues, family members were determined to be necessary to ensure the smooth exercise of rights and the protection of these rights. Article 5 of the recently adopted Law of the Republic of Uzbekistan “On Social Partnership” provides for



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the formation of a comprehensively developed and healthy young generation, the protection of motherhood and childhood, as well as the rights of women and girls. , their participation in the socio-political, socio-economic and cultural life of the country. It is recognized that ensuring full participation and the formation of a healthy family is one of the areas of implementation of social partnership.

A number of ministries, in particular justice, health, labor and social protection of the population, public education and other ministries, set as the main task the registration of marriages, social protection of low-income families, stimulation of the development of family entrepreneurship, family implementation of the program of medical and social assistance to mothers, fathers and child, the introduction of psychological and pedagogical methods of raising children in family conditions. When each new year is appointed in our country, measures are determined aimed at directly and indirectly increasing the importance of the family in the development of society, ensuring its economic, social, spiritual and legal interests, and improving the well-being of each family. . In addition, the President of the Republic of Uzbekistan and the Cabinet of Ministers are taking a number of necessary measures and decisions in order to ensure the right of the family to be under the protection of the state as defined by the Constitution.

An important factor in the birth of a healthy generation and early detection of diseases is that screening, perinatal and specialized medical and scientific institutions operate in all regions of our country; pregnant women are provided with the necessary multivitamins at the expense of the state budget. and addressing situations that could negatively impact the health of mother and child. Respected President Shavkat Mirziyoyev, in his speech at the solemn ceremony dedicated to the twenty-ninth anniversary of the independence of the Republic of



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Uzbekistan, said: “Our work to protect the family, motherhood and childhood, the rights and interests of women, improve the working and living conditions of women, and also consistently continue to ensure gender equality in low-income families. This year we introduced a new system to expand educational opportunities for our growing girls. According to it, this academic year, 940 additional places have been allocated for such girls in full-time departments of higher educational institutions on the basis of a state grant” [3].

Of course, in New Uzbekistan, a new worldview, a humanitarian democratic state of law and a fair civil society, the family is a unique social union. This feature of the family is expressed in its connection with the interests of society and its social responsibilities. In our country, work is carried out on the basis of program goals aimed at strengthening the well-being of each family and the consent of citizens. In a word, the reforms carried out in our country take into account the specific traditions, local and national characteristics of the various nationalities and peoples living in our country, strengthening legislation on family and youth, raising a mentally and physically healthy generation, socio-economic, aimed at protecting spiritual and moral interests.

Each family has its own unique personality. Due to the fact that the informational, moral requirements and economic conditions of family members are different, the problems that arise in the family are also different.

The family plays an important role in the development of a person as an active participant in society. When a child is born and grows up in a family, the child’s psychology is influenced by the system of relationships that has developed in the family over the years. They are influenced by the interpersonal relationships of adults in the family with each other and with children, that is, their



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communication, behavior, and attitude towards the child. This effect ultimately affects the child's worldview, his attitude towards the environment, and even his way of thinking. It would be incorrect to view this effect as either negative or positive in the same direction. Since, under certain conditions, the child's level of susceptibility to family influence, depending on how he reacts to these influences, the result of the influence may be different. If the educational influences provided by adults can be compared with existing social norms, the child is more likely to follow the model that is considered positive for him. But life experience and observations show that the educational power of the family, especially of a preschool child, is high, and during this period the influence of adults in the family on the child can be of leading importance. Therefore, we have enough reason to talk about the presence of a direct connection between personal qualities and even the formation of a way of thinking and methods of educational influence in the family.

If we dwell on the main aspects of family education methods, tested in the science of psychology, then they can be divided into two categories, as influences that support or limit human activity. In particular, methods of cooperation and non-interference can be considered as a method of influence that limits the activity of the individual.

The birth of any new idea and its development depends on how much this idea is supported by others.

In particular, awareness and recognition of an idea leads to an increased need for thinking in the individual. Therefore, the formation of an independent thought process is directly related to the attitude of parents towards the child in the family.



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If we take into account the above, then the dictates of upbringing, based on adults showing their superiority and conveying only their opinions, forces the child to think only in the direction of the demands and wishes of adults.

Thus, the instructions given to the child by adults, reprimands, and in some cases even discrimination limit the child's range of thoughts to the direction that is acceptable for the adult and likes the adult. Thinking does not allow the child to independently think about any problem and find its solution; all this deprives the child of independent thinking.

Likewise, in the practice of educational guardianship, the child's need for independent thinking does not develop in exchange for adults taking on all the tasks that the child needs to complete.

Maintaining a positive psychological environment in the family is a phenomenon that affects all family members. In order for children to be able to freely and independently express their opinions, the following tasks should be completed.

1. Emotional and psychological support, providing emotional support, stabilizing the emotions of the individual and providing psychological communication therapy;
2. Ensure the emergence of a high spiritual process of communication between family members;
3. Regulation of duties and responsibilities that must be implemented in the process of communication between all family members;

Achieving full and effective use of the level of communication between family members based on polyphony, that is, sincerity and support for each other. Functional characteristics of a family describe the qualitative aspects of relationships between family members. For example,



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1. Communication styles.
2. Procedures specific to each family.
3. The presence (absence) of communication barriers in the interaction process.

Based on his psychotherapeutic experience, Satir identifies 5 different communication styles noticeable in the process of family relationships, four of which he calls ineffective, and one of which represents a mature communication style with sufficient experience and knowledge. The first four are methods that usually serve to overcome a problem or obstacle in the process of communication, in order to intentionally appear good, to please someone, or, conversely, to blame or criticize someone for something. For example, flattery style means imitating the behavior of all family members in order to please someone, living in harmony with others, even if you are self-deprecating. The accusative style always includes communicative actions associated with teaching someone something, criticizing and controlling, only in the presence of a stronger person. The first and second methods presumably complement each other [4, p.68].

The calculated style of behavior is such that, according to it, a person always and in any situation strives to perform clear, impeccable actions, since such a person does not make mistakes and always strives to be “correct, impeccable,” therefore the actions of such a person are always artificial, and his feelings are meaningless, always he seems to be under pressure. Aloof behavior is aimed at keeping oneself away from others, at a certain distance, just as a person withdraws from the eyes of others and their influence (for example, this is how our new bride usually behaves).

In a mature, adaptive way of communication, a person is always ready for correct, sincere, open relationships with members of his family. Such a person knows and



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preserves all his qualities and enters into communication in such a way that he does not forget that others are also persons and personalities. He knows how to speak and listen to others, so he is not afraid of any communication barriers [5, p.45].

In addition to open rules, every family has hidden rules, which also play a big role in good family relationships. Usually such rules are seen in the fact that certain topics are not raised in the family circle or feelings are not expressed in a certain way. For example, the topic of the father having children from a previous marriage, the presence of a disabled person in the family, the fact that the child became mentally or physically ill due to some kind of disaster, someone was locked up, the father and mother do not sleep together, the father is addicted to alcohol, etc. are not usually discussed openly when family members gather. Because officially, children are not directly involved in such situations and are not to blame, so such situations are not discussed in order to prevent them from having such a negative experience.

In conclusion, if a child is prepared for communication in the above way, preparing him for life and marriage will not be difficult. Improves the ability to make decisions and find solutions, especially in the face of life's difficulties.

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