

AZERBAIJAN REPUBLIC

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ABSTRACT

of the thesis submitted for the degree of PhD in law

**CONSTITUTIONAL LEGAL BASES OF
PUBLIC ADMINISTRATION IN THE
REPUBLIC OF AZERBAIJAN**

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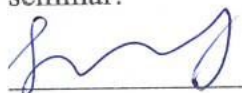
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INTRODUCTION

Urgency of the thesis and level of progress. In modern times, due to the increase of dangers, risks and threats in the world, the continuation of bloody conflicts and wars, the emergence of new conflict centers, the deepening of the international financial crisis, the drop in the price of oil by 3-4 times, and the decrease of state investments, stability in the region has been disrupted, and solving the problems related to economic development is a major problem. obstacles have been encountered. Currently, the political and economic processes taking place in the world make it necessary for most countries of the world, including the Republic of Azerbaijan, to put priorities such as improvement of the state management system, carrying out structural reforms, and increasing the efficiency of the state administration bodies. As the main goals of solving problems related to the development of the public administration system the efficiency of the activities of state bodies, the acceleration of counter-centralization in the exercise of state power, the identification and elimination of the causes of contradictions in population-state relations, the provision of the security of the country and the state, the realization of the political and economic goals determined by the legislative body, and the evaluation of the results of public administration activities must be acknowledged.

The constitutional-legal resolution of the political and socio-economic problems facing the Republic of Azerbaijan depends to a large extent on the creation of a state management mechanism capable of adapting the activities of state authorities, including legislative and executive authorities, to the rapidly changing needs of society in the process of structural reforms. However, it should be considered that it is impossible to ensure the stability of the state administration system and the continuity of this stability without using constitutional and legal means and methods. It is possible to determine this by its place in the system of constitutional legal institutions of the state. It is known that the main legal institutions in constitutional legal science are: 1) Basics of constitutional structure; 2) Basics of the legal status of an

individual; 3) Organization of state power; 4) Organization of self-management; 5) The legislative system (83, p. 39). Considering the main constitutional legal bodies not in isolation from each other, but as a system of interrelated relations allows to clarify the necessity of regulating the relations established between the population-state-personality through the implementation of the management activities of state bodies.

One of the necessary conditions for increasing the importance of the management measures implemented in the field of social relations regulation in the sustainable socio-economic development of the country and ensuring the livelihood of the population is the discovery of the ways and methods of improving public administration. From this point of view, it is necessary establishment of the constitutional and legal bases of the activity of the state administration system of the Republic of Azerbaijan, study of the role and place of state administration bodies in the regulation of public relations, as well as their goals and tasks, revealing the influence of state administration on the state of the managed object and conducting a study of the constitutional and legal aspects of the problems related to the justification of the criteria for assessing the effectiveness of the management activity of state bodies. The lack of criteria for evaluating the management activity of state bodies has caused endless debates in the field of determining the state's intervention in public processes. The problem of justification of the concept of the development of the public administration system reflecting the requirements of improving the legal basis of the management activities of state bodies, accelerating the socio-economic development of the country, increasing the non-oil economic capacity of the country's economy, ensuring the fundamental development of the export-oriented, non-oil economy, and the efficient use of human capital should find its own solution within the constitutional legal framework.

The above-mentioned confirms the need for a comprehensive study of the constitutional-legal aspects of the problems related to the creation of the constitutional-legal basis of the state administration

system of the Republic of Azerbaijan, the evaluation of the activities of the state administration bodies and the justification of the concept of the development of the state administration mechanism, and shows the relevance of this subject.

In the research works dedicated to the analysis of the constitutional and legal status of the bodies of the state power of the Republic of Azerbaijan, the constitutional and legal bases of the activity of this or other administrative bodies are reviewed, the experience of forming relevant institutions of a large number of foreign countries is analyzed to determine the legal status of the president or the parliament.

The lack of a systematic approach to the study of the public administration system necessitates the justification of the directions for solving the problems of creating the concept of constitutional and legal regulation of the activity of the public administration system and development.

The object and subject of the thesis. The object of the study is the structure of the public administration system of the Republic of Azerbaijan, the constitutional and legal directions of the development and improvement of the activity of public administration bodies..

The subject of the research is the analysis of the constitutional and legal bases of the regulation of state management relations at the modern stage.

Aim and tasks of the thesis. The aim is to determine directions for solving constitutional and legal problems related to the improvement of public administration based on the assessment of the current state of the activities of modern state administration bodies.

One of the goals set before the constitutional and legal research of the public administration system is the evaluation of the results of the modern public administration reforms of the Republic of Azerbaijan.

At the same time, the research aims to justify the model of the new concept of the organization and development of the state management system at the modern stage of the development of the Republic of Azerbaijan.

In order to achieve the stated goals, the following tasks are set

in the thesis:

- To reveal the essence of the concept and structure of the public administration system;
- To determine the constitutional and legal basis of public administration activity;
- To reveal and analyze the results of modern public administration reforms of the Republic of Azerbaijan;
- To determine the direction of monitoring of state administration bodies;
- To reveal the essence of the procedure for monitoring the activities of state administration bodies;
- To determine the constitutional and legal order of organizing the activities of state administration bodies;
- To justify the conceptual model of the development of the public administration system;
- To determine directions for improvement of the internal structure of state administration bodies of the Republic of Azerbaijan.

Methods of the thesis.

Important scientific and practical propositions, the solutions of which are put forward in the works of modern studies of the problems of the development of the state administration system, the solutions of which are put forward in the statements of the state leaders on the improvement of the state administration is the theoretical basis of the research.

In order to justify the concept of improving public administration, the comparative-historical method was applied by the thesis student, which allowed to determine the directions of structural reforms in the public administration system.

The main provisions of the thesis are as follows:

1. In modern constitutional law, public administration is considered as a system of legal-political, economic and social measures aimed at achieving the goals set in the field of organization of society by the state, effective regulation of relations between the state and Company.

2. The purpose of the structural reforms implemented in the state administration system is to ensure the efficiency of the administration of state bodies through the improvement of state administration and the strengthening of the constitutional and legal protection of state power.

3. It is proposed to evaluate the results of management activities of state bodies in two stages.

4. Provisions that the main task of state administration bodies is to realize the function of managing the country and to coordinate and regulate the general affairs of the society from a single center.

5. In order to effectively organize public administration, the need to distinguish three levels in the structure of the executive power system is emphasized.

6. Considering the criteria for evaluating the participation of state administration bodies in the implementation of state duties and functions, it is indicated that the executive power system of the Republic of Azerbaijan has an institutional structure consisting of two levels.

7. In order to ensure the result of structural reforms in the system of executive power bodies, the need to adopt the Law of the Republic of Azerbaijan "On the principles of organization of executive power bodies of the Republic of Azerbaijan" is justified.

8. Determining the provisions characterizing the conceptual basis of the development of the state management system at the modern stage

9. Improving the structure of state administration bodies was considered as a means of solving problems related to the abolition of bodies that do not justify their existence, the establishment of new state offices, and the strengthening of the legal positions of existing state bodies. In this context, it is necessary to solve the following problems according to the constitutional and legal rules.

The scientific novelty of the thesis is determined by a comprehensive analysis of the problems of improving public administration in the Republic of Azerbaijan.

The main provisions of the scientific novelty of thesis to be defended are as follows:

1. In modern constitutional law, public administration is viewed as a system of legal-political, economic and social measures aimed at achieving the goals set in the field of organization of society by the state, effective regulation of relations between the state and Company. From this point of view, the thesis shows the feasibility of solving the issue of the optimal distribution of the powers of the country's management between the supreme legislative and supreme executive authorities, considering the criterion of functional adequacy of powers. Only in this case can it be possible to ensure balance in the distribution of constitutional state powers among the authorities.

2. The purpose of the structural reforms implemented in the state administration system is to improve the state administration and ensure the efficiency of the state administration bodies by strengthening the constitutional and legal protection of state power. In the thesis, a proposal is made to consider the ratio between the resource costs of management and the results of management activities as a criterion for evaluating the efficiency of public management activities.

3. It is proposed to evaluate the results of the activities of state administration bodies by the monitoring method in two stages: first stage: assessment of the state of performance of the functional tasks of the state administration body; second stage: assessment of the degree of dependence of the implementation of management decisions, orders, tasks and other normative acts on legal, economic, organizational, social and psychological factors.

4. Based on the fact that the main task of state administration bodies is to realize the function of managing the country and to coordinate and regulate the general affairs of the society from a single center, and on the basis of the analysis of the legal features characterizing the executive power in the state power system of the Republic of Azerbaijan, a proposal is made to establish an independent state control institution, to entrust the state control body with the powers to verify and evaluate the state of implementation of state laws and the results

of executive power bodies.

5. In order to effectively organize the state administration, it is necessary to distinguish three levels in the structure of the executive power system: the first level is the President of the Republic of Azerbaijan, the Cabinet of Ministers, the Cabinet of Ministers of the Nakhchivan Autonomous Republic, the second level - state bodies that ensure the implementation of the duties and powers of the supreme state authority (ministry, committee, service, agency, public legal entity, etc.), the third level is local implementation represented by the authorities. The study of the state of regulation of the creation of executive power bodies by the Constitution of the Republic of Azerbaijan confirms that the state of creation and activity of state bodies representing the first and third levels is regulated by constitutional norms, and the norms determining the legal status of the bodies representing the second level are not provided for by the Basic Law. As a necessary condition for the solution of the indicated problem, the proposal to establish a unified list of issues resolved within the framework of the powers of the whole state in Article 7 of the Constitution of the Republic of Azerbaijan is justified.

6. Taking into account the criteria for evaluating the participation of state administration bodies in the implementation of state duties and functions, the executive power system of the Republic of Azerbaijan has an institutional structure consisting of two levels, including the function of directing the activities of the first level by executive power bodies carried out by the President of the Republic of Azerbaijan and the direct implementation of the powers of these bodies Organizations that provide: the conclusion that the second level is represented by the organizations that ensure the implementation of the powers of the executive power bodies subordinated to the Cabinet of Ministers of the Republic of Azerbaijan is justified. The correct appointment of executive authorities plays a special role in solving the issue. Powers for the implementation of state policy and regulation in the relevant field are assigned to the ministry, powers in the field of state control over the activities of subjects are assigned to the state

service, and the task of providing management services to the population and enterprises on behalf of the state is assigned to the state agency.

7. Establishment of public service, agents, public legal entities, administrations, commissions, councils, funds without a conceptual basis results in subordination in the executive power system and violation of subordination in the division of powers and artificial limitation of the functions of the central executive power bodies. In order to ensure the effectiveness of structural reforms in the system of executive power bodies, it is necessary to adopt the Law of the Republic of Azerbaijan "On general principles of the organization of executive power bodies of the Republic of Azerbaijan".

As a result of the analysis of the institutional aspects of the organization of the executive power, it was discovered that the provision defining the content of the activities of the State Service for Real Estate Affairs under the Ministry of Economy of the Republic of Azerbaijan and the three public legal entities created under it was clearly indicated in the statutes of the relevant institutions approved by the order of the Minister of Economy of the Republic of Azerbaijan. In this regard, proposals to add the provision "and regulates the creation, use and alienation of the property of legal and natural persons" to clause 3.0.4 of the "Regulations of the State Service for Real Estate Affairs under the Ministry of Economy of the Republic of Azerbaijan" and to make relevant changes were substantiated.

8. The provisions characterizing the conceptual basis of the development of the state management system at the modern stage are as follows:

- adoption of the law of the Republic of Azerbaijan on the organization of the activities of the supreme executive authority;
- in three directions of counter-centralization in public administration:

- a) between the Republic of Azerbaijan and the Autonomous Republic of Nakhchivan; b) between the state and municipalities; c) between the state and public legal entities;

- Preparing a military-political strategy for the resolution of the Nagorno-Karabakh conflict, clarifying its database, revealing all the organizations of the occupation of Azerbaijani regions by Armenians and holding them accountable through the International Tribunal;

- expanding the cooperative movement in the direction of increasing the efficiency of the use of human resources, improving the legal framework that ensures the elimination of unemployment through the legalization of secret entrepreneurial facilities;

- adoption of a legal act determining the criteria for attracting personnel and improving the quality of management services of public administration;

- adoption of the Law of the Republic of Azerbaijan "On the Regulation of the Application of High Technologies in the Public Administration System" in order to implement public administration by applying modern information technologies and to solve security problems related to the creation of electronic government;

- adoption of a legal act regulating the evaluation of the efficiency of the state bodies' activity by the monitoring method.

9. The improvement of the internal structure of the state administration bodies was considered as a means of solving the problems related to the abolition of the administration body that does not justify its existence, the creation of a new state administration, and the strengthening of the legal positions of the existing state bodies. In this context, it is necessary to solve the following problems according to the constitutional and legal rules.

9.1 Determining by law the forms of legal realization of the right of the President to dissolve the Milli Majlis;

9.2 Determining by law the forms of legal implementation of state control over the president's activities;

9.3 Making relevant additions to Articles 109 (Powers of the President of the Republic of Azerbaijan) and 118 (Procedure of Appointing the Prime Minister of the Republic of Azerbaijan) of the Basic Law in order to apply the norm of the "Constitution" of the Republic of Azerbaijan regarding the dissolution of the Milli Majlis of

the Republic of Azerbaijan in practice;

9.4 Inclusion of the issue of removing the President of the Republic of Azerbaijan from office in the list of issues to be resolved by the Milli Majlis of the Republic of Azerbaijan in accordance with Article 95 of the Constitution;

9.5 Determination of Constitutional laws, laws and decisions regarding the constitutional powers of the Milli Majlis of the Republic of Azerbaijan on the directions of solving the issues;

9.6 The issues of the Republic of Azerbaijan's joining regional associations of foreign countries, military blocs, providing national natural resources for the use of non-residents by national vote (resolved by referendum);

9.7 The need to adopt changes in the text of the Constitution; compliance with the public's interests and goals must be legally justified. In this regard, it is appropriate to reformulate Article 153 of the Constitution of the Republic of Azerbaijan ("Procedure for proposing changes in the text of the Constitution of the Republic of Azerbaijan") in the following content:

- "When the Milli Majlis of the Republic of Azerbaijan or the President of the Republic of Azerbaijan propose changes to the text of the Constitution of the Republic of Azerbaijan, the opinions of 40 thousand citizens of the Republic of Azerbaijan with the right to vote and the Constitutional Court of the Republic of Azerbaijan are obtained in advance on the proposed changes".

9.8 Determining in the Constitution the legislative initiative rights of the committees and commissions of the Milli Majlis of the Republic of Azerbaijan and the powers in the field of parliamentary control;

10. In order to improve the efficiency of the state's financial activity:

a) assigning the function of banking activity licensing to the authority of the Central Bank of the Republic of Azerbaijan;

b) Attribution of the functions of regulation of insurance activities, issuance and circulation of securities, financial monitoring in the

Republic of Azerbaijan to the competence of the Ministry of Finance of the Republic of Azerbaijan;

c) It is proposed to entrust the assessment and control functions of the legality of financial transactions of financial market participants to the "Financial Markets Control Chamber of the Republic of Azerbaijan.

11. Adoption of the proposed conceptual model of public administration improvement will allow to eliminate the differences in the regulation of state-society relations and to improve the constitutional and legal basis of administrative activities through the efficient use of existing administrative resources.

Theoretical and practical relevance of the thesis. The study of constitutional and legal bases of the activity of the public administration system of the Republic of Azerbaijan, the mechanism of regulation of public administration activities and the problems of substantiation of the concept of the development of the public administration system in the thesis allows to determine the directions of creating a new public administration mechanism in accordance with the modern stage. The theoretical knowledge obtained as a result of the research is important for evaluating the activity of state management bodies, improving its internal structure, revealing and eliminating deficiencies inherent in management activity. Reasoned conclusions and proposals in the thesis work will help to deepen the analysis of the constitutional and legal aspects of the organization of public administration and to solve the problem of modernization of management activities considered the modern requirements and opportunities of Company.

In the course of the study, the justified provisions can be applied in the adoption of management decisions on the strengthening of statehood at the level of legislative and executive power bodies, in the assessment of the effectiveness of the activities of state bodies, in carrying out structural reforms in the state management system and in developing the concept of the development of the management system.

The study of the monitoring of public administration activities

based on the principles stated in the thesis can be used as a methodological source for evaluating the effectiveness of the activities of public administration bodies.

The practical importance of the presentation also lies in the fact that its results and recommendations can be used in the teaching of such subjects as "Constitutional Law", "Administrative Law", "State and Municipal Administration".

Proof of concept of the thesis and its use.

The main provisions and results of the thesis were reflected in articles published in reputable scientific publications, reports at scientific conferences. 7 articles reflecting the theoretical principles and results of the work on the subject of the thesis were published and 3 international conferences were participated with relevant articles.

The effectiveness of the practical application of research results is determined by the development of theoretical and methodological provisions in the thesis, concrete recommendations on management are reflected in the work.

The application of the results of scientific research also implies their use in the teaching process by including them in teaching, teaching-methodical materials and textbooks.

The structure of the thesis is determined by the goals and objectives of the research. It consists of introduction, three chapters, conclusion and bibliography.

Title of the facility the thesis to be defended: The thesis was discussed at the meeting of the Scientific Council of the Institute of Law and Human Rights of ANAS on October 15, 2021 and was recommended for defense in the specialty of Constitutional law and municipal law.

Scope of the thesis: Dissertation work consists of introduction, 3 chapters, conclusion and list of used literature. Introduction consists of 24502 marks, Chapter I 75296 marks, Chapter II 74429 marks, Chapter III 67891 marks, Conclusion 13115 marks, List of references 21857 marks, total 279178 marks.

MAIN CONTENT OF THESIS

The introduction is on the examination of the relevance of the topic, its degree of development, objective and subject, goals and objectives, theoretical - methodological and normative - legal bases, scientific novelty, practical importance, approval and structure of the work are expressed.

In the first paragraph "**Constitutional-legal foundations of the activity of the public administration system of the Republic of Azerbaijan**" of the first chapter "**Determination and structure of the public administration system**" public administration has been studied as an activity carried out through various management methods, means and institutions to effectively influence the state and development of society. It was noted that the state creates bodies with a complex structure that solve the tasks of realizing its goals and functions, especially the implementation of state-authority measures. The bodies that make up the composition of these bodies organize the state management system by performing the functions of legislation, law enforcement, and judicial protection of citizens. A comparative analysis of the norms of the Constitution of the Republic of Azerbaijan on state power allows us to think about the extent of the powers entrusted to those bodies in accordance with the nature of the functions they perform in the organization and implementation of the state administration of the legislative body, the executive power body and the judicial power.

The main direction of the establishment of the state administration system is determined by the efficiency of the administration of state authorities in solving political-legal, social-economic and other problems related to the life activity of the society. From the analysis of the important aspects of the structure of state bodies and the concept of efficiency of its activity, it is possible to conclude that the effectiveness of the activity of state bodies depends to a large extent on the level of successful resolution of the problems of protecting the interests of the population, social groups and every person with the help of

state management mechanisms. According to the thesis, the effective organization of state administration should be determined by the real integrity of the state administration system, the determination of all subjects involved in the administration of the country to solve issues of national importance. The optimality of the structure of state bodies, the quality of its activities, the level of public trust in the state authorities - should be considered one of the important factors that have a direct impact on the solution of the problem of the effective organization of state administration..

The second paragraph “**Constitutional-legal foundations of the state administration system**” is about that since the organization of the public administration system and its performance indicator are a necessary prerequisite for ensuring the balanced development of all areas of public life, the existence of this system depends to a large extent on the level of constitutional and legal regulation of the public administration activity itself. It was noted that the Constitution regulates the organization of state power, the structure of relevant state bodies, their functions and sphere of activity, and the mutual relations between the central administration bodies and its constituent parts. The structural analysis of state-society relations regulated by the norms of constitutional law allows to distinguish the following aspects of the regulation of relations arising in the state administration system:

- 1) establishment of the concept of organization and development of the state management system;
- 2) establishment of constitutional and legal guarantee of the organization of state power;
- 3) implementation and evaluation of public administration activities.

The theoretical analysis of the constitutional and legal foundations of the public administration system is of great importance in solving problems related to the improvement of public administration in the Republic of Azerbaijan. It should be noted that the objectives and tasks of the state policy are defined in the thesis within the framework of the concept of public administration.

In the third paragraph "**Legal evaluation of the results of modern public administration reforms of the Republic of Azerbaijan**" of the first chapter the reforms in the field of public administration - without changing the foundations of the existing social structure, the means, rules and methods of managing any sphere of society's life must be fundamentally changed, reconstructed and corrected. It is directed state-authority actions-based system. It was noted that the improvement of the organizational structure of state-level management should be completed by reductions in management bodies.

In the thesis the author defines the following directions of development of the state management system in the Republic of Azerbaijan:

1. Adoption of the Law of the Republic of Azerbaijan "On the Organization of Public Administration Activity", which ensures the regulation of the boundaries of public administration based on functional criteria.

2. Adoption of the Law of the Republic of Azerbaijan "On the Organization of State Control" in order to improve the state control system.

3. Democratization of public administration bodies.

4. Improvement of the quality of public administration services and the mechanism of their organization, simplification of relations between civil servants and citizens.

5. Simplifying the organization of civil service and improving the efficiency of human resources use.

6. Creation of a mechanism for monitoring the management activities of state bodies.

7. Improvement of the control system over the activities of officials of state bodies.

8. Adoption of the Republic of Azerbaijan "On the Organization of State Financial Control" in order to improve the state, financial activity and budget management mechanism.

9. Establishment of the constitutional and legal basis for the for-

mation of "Electronic government" to the idea of improving and ensuring transparency of public administration.

10. In order to improve the mechanism of regulation of constitutional-political relations, "when the Milli Majlis of the Republic of Azerbaijan or the President of the Republic of Azerbaijan propose changes in the text of the Constitution of the Republic of Azerbaijan, determination of the provision by Article 153 of the Constitution of the Republic of Azerbaijan with opinions of 40,000 eligible citizens of the Republic of Azerbaijan and the Constitutional Court of the Republic of Azerbaijan are obtained in advance regarding the proposed changes.

The first paragraph "**Monitoring of the activities of state administration bodies**" of the second chapter "**Mechanism of constitutional and legal regulation of the activities of state administration bodies**" acknowledging the increasing role of the regulation of counter-relationships between the state as the governing subject and society, which is considered the governed object, in the improvement of the state management system and in ensuring the effectiveness of the activities of state bodies, in the new stage of the development of state-society relations, the necessity of establishing the provision on monitoring the activities of executive authorities with the current Law of the Republic of Azerbaijan "On Administrative Proceedings" (October 21, 2005) is justified. However, the lack of development of the methodology for justifying the social efficiency of measures implemented at the state level creates difficulties in monitoring the activities of state administration bodies. Considering, the following necessary prerequisites for applying the monitoring method for evaluating the effectiveness of the state bodies' activities are substantiated in the thesis:

1. Compliance with the requirements of the laws of the Republic of Azerbaijan.

2. Efficiency of the measure implemented in the field of public administration. The provision is based on the evaluation of the efficiency of the implemented measure: a) indicators that confirm the necessity and appropriateness of the implementation of the measure and

b) indicators that express the results of the evaluation of the results of the implementation of the management measure. In accordance with this provision, the model of monitoring the state measures related to the holding of the referendum in the Republic of Azerbaijan on September 26, 2016 was shown in the thesis.

3. Continuity of public administration activity. Monitoring the activity of state administration bodies on the organization of local self-governance reveal the efficiency of management activity in the field of regulating the activities of municipalities.

4. The comparability of the evaluation of the management activity, the compliance with this principle during monitoring, the indicators characterizing the internal socio-political situation, the level of intervention of state bodies in public processes, the degree of mutual coordination of the implemented legal, economic and organizational measures in the current and prospective plan, the consistency of the state's internal and external policy and legal allows for analysis with inheritance in mind.

The second paragraph "**Constitutional-legal order of the organization of the activities of the state administration bodies**" is about the organization of the state administration activities means influencing the object controlled by the subject, its condition and behavior from the administration for the implementation of the goals and functions of the state. The constitutional-legal order of organizing the activities of state administration bodies is studied in the dissertation in two directions, considering the internal structure of this activity:

- 1) constitutional and legal assessment of the procedure for establishing the organizational structure of state administration bodies;
- 2) constitutional and legal analysis of the organization of the activities of state administration bodies.

The main task of conducting the research in the first direction is to reveal the deviations between the rules of public administration and the results of the application of those rules in practice, to show their causes and to find ways to eliminate them. It was noted that with the

help of state bodies, the society and the government operate in a reciprocal manner, the state regulates the development of various areas of the population's life activity.

The activities of state bodies, which consist of management and organization, are carried out in the forms of law-making, law enforcement and law enforcement. Implementation of executive power is the main function of state administration bodies. The following are related to different aspects specific to the management activity of the executive power:

- organizational nature of the activity;
- universal nature of the management method;
- provision of stimulating, punitive and mobilizing effect on the managed facility by means of rewards, physical isolation, administrative fines and other coercive measures;
- the implementation of management measures by the participation of a specific number of contingents of people in the administrative territorial units of the unitary state, the real model, the involvement of labor, financial and information resources, and the use of material stimulation and motivation tools.

The first paragraph "**Establishment of the conceptual foundations of the development of the public administration system**" of the third chapter "**Concept of the development of the public administration system of the Republic of Azerbaijan**" is about the main directions of creating the conceptual foundations of the development of the state management system of the modern Republic of Azerbaijan have been determined. By evaluating the democratic-legal changes occurring in all spheres of society's life, the expansion of the role and functions of the state in the modern world, considering the requirements of ensuring the participation of civil society institutions in the evaluation of expansion, eliminating extreme bureaucratic subordination tendencies, and strengthening the social and political responsibility of the state in the provision of management services, the need to establish a new concept of public administration that ensures the de-

velopment of the existing public administration system has been determined. Within the framework of this concept, the main directions of the improvement of the public administration system have been interpreted, and the main legal forms of the interaction of state bodies and public institutions in the field of solving existing problems of state bodies and public institutions have been determined.

Solving the problem of increasing the efficiency of the use of human resources is considered as the priority direction of the state's social policy at the modern stage, in the agrarian sector, the provisions on the implementation of legal, economic and organizational measures in the direction of eliminating unemployment by strengthening the material and technical base of cooperatives, legalizing secret entrepreneurial objects, directing investments to the reconstruction and expansion of processing industrial enterprises have been justified.

Increasing the capacity of personnel and improving the quality of management services is defined as the main condition for the efficiency of the activities of state administration bodies, and a proposal was made to prepare and apply a normative-legal document reflecting the criterion of attracting personnel to public administration and improving the quality of management services in the concept of the development of the management system.

The analysis of the findings of the process of monitoring the management activity of state bodies, formalized by a legal act, will allow to reveal the defects inherent in the activity of the state authorities, as well as to determine the directions of improvement of the management activity.

The second paragraph **"Issues of improving the internal structure of the state administration bodies of the Republic of Azerbaijan"** is about the organization of the state's activities finds its expression in the process of improving the internal structure of the state administration system.

By evaluating the content of the powers of the Milli Majlis of the Republic of Azerbaijan established by the Constitution in the dissertation, clarification of common features and differences between

Articles 94 ("General rules established by the Milli Majlis of the Republic of Azerbaijan") and 95 ("Issues decided by the Milli Majlis of the Republic of Azerbaijan") of the Basic Law at the level of the legislative body, the adoption of general rules by the Milli Majlis analysis of the inconsistency between the list of identified issues and the list of resolved issues, inclusion of the issue of the removal of the President of the Republic of Azerbaijan from office to the list of issues resolved by the Milli Majlis of the Republic of Azerbaijan, establishment of legislative initiative rights and powers of parliamentary control of the committees and commissions of the Milli Majlis of the Republic of Azerbaijan by the Constitution, constitutional and legal regarding the strengthening of parliamentary control over the financial activities of the state, specific to the internal structure of state administration bodies of the Republic of Azerbaijan solving the problems in a constitutional and legal manner is conditioned by making a number of changes to the constitution of the division of powers in the Republic of Azerbaijan.

Considering the dependence of the independence and economic security of the Republic of Azerbaijan on the stability of the internal structure of the state, the proposal to resolve issues such as the accession of the Republic of Azerbaijan to regional associations of foreign states and aggressive military alliances, the granting of the use of Azerbaijan's natural resources to non-residents, is justified only by referendum..

Evaluating the state of implementation of the provisions of the Constitution of the Republic of Azerbaijan on the organization of local self-government, the last 17 years in the field of regulation of mutual relations between municipalities and local executive authorities were called a period of stagnation, and it was noted that the problems related to the powers and ownership of municipalities remained open and the need to adopt the Law of the Republic of Azerbaijan "On mutual activity of municipalities and local executive authorities" in order to get out of the situation.

Thus, the acceptance of the justified model of the concept of the

development of the state management system in chapter III of the dissertation and its application in management activities will create conditions for eliminating the differences in the regulation of state-society relations, improving the legal basis of the activities of state bodies, and accelerating the social and economic development of the country.

The main content of the thesis is reflected in the following published scientific works of the author:

1. Qanun elmi hüquq jurnalının 2016-cı il 12-ci cildi -Dövlət idarəetmə sisteminin qurulmasının konstitusion-hüquqi aspektləri.
2. Milli Aviasiya Akademiyasının elmi məcmuələr jurnalının 2017-ci il 19(2) cildi - Dövlət aparatının fəaliyyətinin monitoring üsulu ilə qiymətləndirilməsinin konstitusion-hüquqi aspektləri.
3. Qanun elmi hüquq jurnalının 2017-ci il 1-ci cildi Dövlət idarəetmə sisteminin təşkilinin səmərəliliyinin konstitusion-hüquqi qiymətləndirilməsi problemləri.
4. Politicus науковый журнал 2017 г. 3-й выпуск - Основные направления совершенствования системы государственного управления в Азербайджанской Республике.
5. Polis Akademiyasının elmi xəbərləri N1 (1) fevral 2018-ci il – Dövlət idarəetməsinin bəzi xüsusiyyətləri və funksiyaları
6. Milli Aviasiya Akademiyasının elmi məcmuələr jurnalının 2018-ci il 19 (2) cildi - Dövlət orqanlarının fəaliyyətinin monitoring üsulu ilə qiymətləndirilməsinin konstitusion-hüquqi aspektləri
7. Aviakosmik məsələlərin həllində Gənclərin yaradıcı potensialı III Beynəlxalq Elmi-Praktiki konfrans –Dövlət idarəetmə sisteminin inkişafının konseptual əsasları
8. I Международная научно-практическая конференция «MODERN SCIENCE: INNOVATIONS AND PROSPECTS» Стокгольм, Швеция - Формирование электронного правительства-государства в Азербайджанской Республике как основное направление совершенствования системы государственного управления (<https://sci-conf.com.ua/wp-content/uploads>)

/2021/10/MODERN-SCIENCE-INNOVATIONS-AND-PROSPECTS-10-12.10.21.pdf)

9. III Международная научно-практическая конференция «SCIENCE, INNOVATIONS AND EDUCATION: PROBLEMS AND PROSPECTS» Токио, Япония - CONSTITUTIONAL AND LEGAL FUNDAMENTALS OF PUBLIC ADMINISTRATION IN THE REPUBLIC OF AZERBAIJAN (<https://sci-conf.com.ua/wp-content/uploads/2021/10/SCIENCE-INNOVATIONS-AND-EDUCATION-PROBLEMS-AND-PROSPECTS-13-15.10.21.pdf>)
10. Polis Akademiyasının elmi xəbərləri, Bakı şəhəri 2021, N4 - Azərbaycan Respublikasında elektron hökumətin formalaşdırılması dövlət idarəetmə sisteminin təkmilləşdirilməsinin əsas istiqaməti kimi https://www.pa.edu.az/upload/_PA_jurnal%C4%B1_4.pdf
11. Polis Akademiyasının elmi xəbərləri, Bakı şəhəri 2021, N4 -Azərbaycan Respublikasında elektron hökumətin inkişaf istiqamətləri. İnkişafın beynəlxalq və yerli dəyərləndirmə meyarları <https://www.pa.edu.az/upload/PA%20jurnal%C4%B1-%201-%202022.pdf>

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