



STAGES IN IMPROVING THE LEGAL ASPECTS OF THE REGULATION OF E-COMMERCE IN THE REPUBLIC OF UZBEKISTAN

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Given that contractual relations are the main instruments in civil law, today the basic concepts of these legal relations are enshrined in national legislation. Globalization and transformation of all spheres of human activity, in addition to generalizing the concepts of contractual relations and increasing the transparency of the activities of subjects of law in legislative legal relations, contributed to the general development of the law construction system as a whole. It is necessary to take into account the fact that the subjects of civil law mainly conclude commercial contracts, such as the retail sale of goods and services. These legal relations are so systematized that makes it unique and perfect along with other branches of law.

To date, the Republic of Uzbekistan is undergoing several reforms in various areas of social life, along with this, new methods are being introduced in public administration. One of the important reforms, which is given considerable attention by the government, is the improvement of the innovative component of entrepreneurial activity and ensuring the accelerated introduction of digital technologies in the economy and social sphere. In this aspect, the Resolution signed by the President of the Republic of Uzbekistan dated April 28, 2020 «On measures for the widespread introduction of the digital economy and e-government»¹ should be especially noted. This document was developed in accordance with the tasks defined in the State Program for the implementation of the Action Strategy for the five priority areas of development of the Republic of Uzbekistan in 2017–2021 in the «Year of Science, Education and Digital Economy Development»² and the head of state designated an active transition to the digital economy as one of the main priorities for the next five years. The initial steps towards the creation of

¹ Decree of the President of the Republic of Uzbekistan “On measures for the widespread introduction of the digital economy and e-government” dated April 28, 2020 No. PP-4699 // National database of legislation. - 2020. - April 29. – No. 07/20/4699/0520.

² Decree of the President of the Republic of Uzbekistan “On 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 Science, Education and Digital Economy Development” dated 02.03.2020 No. UP-5953 // National Database legislation. - 2020. - March 3. – No. 06/20/5953/0246.



a block of acts related to the new type of trade were set in 2004. And the main act regulating relations in e-commerce was the Law of the Republic of Uzbekistan «On e-commerce»³ adopted in 2004. In 2004, the first edition of the Law «On Electronic Commerce» was adopted, and in 2015 a new edited form of the Law was approved, then in subsequent years, that is, in 2022, a new edition was approved in which the concepts and boundaries of e-commerce as a whole expanded. In the 2004 edition, the law had 14 articles, and in the 2015 edition it was represented by 20 articles.

For deeper progress and expansion of prospects for the development of digitalization, as well as building a humane state, a presidential decree was approved on the Development Strategy of New Uzbekistan for 2022-2026, with the same in the Strategy it was noted on the 25th goal of determining the development of the digital economy as the main «driver», while the goal was set to increase its volume by at least 2.2 times. For more significant progress and expansion of prospects for the development of e-commerce in the Republic of Uzbekistan, on December 4, 2015, a resolution was signed by the Cabinet of Ministers of the Republic of Uzbekistan, within the framework of this resolution, the Concept for the development of e-commerce for the period 2016-2018 was approved.

The development of legal norms and the implementation of new tasks in e-commerce was carried out on the basis of the Presidential Decree «On measures to accelerate the development of e-commerce»⁴, during which the Program for the Development of Electronic Commerce for 2018-2021 was approved⁵. According to the main changes, it was noted that legal entities can pay for goods and services in e-commerce through corporate cards, electronic checks, receipts were equated with documents that confirm payment, online stores can accept cash payments through a virtual terminal - E-POS, virtual terminals were equated with cash registers and a payment terminal, the transportation license was canceled if the transport belongs to the seller or the delivery person on the right of ownership, and the sale of medicines and medical supplies online was also allowed. The development and implementation of the EC Development Program aimed at 2018-2021 contributed to the clarity and transparency of e-commerce processes, including marketplaces and online stores. These changes in terms of payment transactions and the cancellation of a license for the transportation of goods sold on Internet sites stimulated the simplification of interaction between e-commerce entities. During

³ Law of the Republic of Uzbekistan "On Electronic Commerce" dated April 29, 2004 No. 613-II // Collection of Legislation of the Republic of Uzbekistan. - 2004. - No. 20.

⁴ Decree of the President of the Republic of Uzbekistan "On measures for the accelerated development of electronic commerce" dated May 14, 2018 No. 3724 // National database of legislation. - 2018. - May 15. - No. 07/18/3724/1261.

⁵ Annex to the Decree of the President of the Republic of Uzbekistan dated May 14, 2018 No. 3724 // National Legislation Database. - 2018. - May 15. - No. 07/18/3724/1261.



this period, the Regulation on the procedure for organizing the activities of information intermediaries - organizers of electronic fairs, auctions and competitions was also developed, thereby supplementing the Rules of retail trade, the Regulation on the procedure for carrying out wholesale and retail trade activities. It is worth noting that the introduction of new regulations contributed to the categorization of individual goods and services in the field of e-commerce. This Regulation covers all business entities of the Republic of Uzbekistan that operate in the digital environment. The regulation notes the key concepts of digital products, that is, electronic copies of intellectual property objects (digital goods), the implementation or provision of services in a digital environment, including subscription services and «cloud technologies» (digital services) (paragraphs 1). The final point in the development of e-commerce in the Republic of Uzbekistan, which I would like to dwell on, is the new edition of the Law of the Republic of Uzbekistan «On Electronic Commerce», which was developed by the Ministry for the Development of Information Technologies and Communications of the Republic of Uzbekistan. The new version of the Law is marked by new explanations for such concepts as acceptance, import of digital products, e-commerce operators, electronic payment system.

Based on the above stages of improving e-commerce in the Republic of Uzbekistan, it can be concluded that the introduction of telecommunication technologies in the field of e-commerce in the territory of Uzbekistan is improved day by day by such factors as creating favorable conditions for e-commerce participants, ensuring the protection of online trade entities by creating legal norms.

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