

SUMMARY

Key Words: municipal police, legal regulation, municipality, legal basis.

Subject matter: Legal bases of functioning and activity of municipal police

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The relevance of the research topic. The Constitution of the Russian Federation assigns to local authorities the function of protecting public order. This constitutional provision was developed in Art. 14 of the Federal Law of October 6, 2003 "On General Principles of the Organization of Local Self-Government in the Russian Federation".

In it, the legislator relates to the management of municipalities the organization and maintenance of municipal public order policing bodies, and the monitoring of their activities. In fact, the Federal Law determined the possibility of creating municipal bodies of public order protection, emphasized the independence of local authorities in the implementation of this function.

However, for almost a decade, these legislative provisions have not been implemented, despite the fact that at the federal, regional and municipal levels over the past time, certain legal and organizational measures have been taken to implement them. The experiment on organizing the protection of public order by local authorities with a positive result did not end. One of the reasons is the poor elaboration of scientific, methodological, legislative, organizational and technical support for the problems of forming municipal units of public order protection.

In addition, municipalities were not ready to fulfill the task assigned to them of maintaining municipal police units at the expense of local budgets according to the standards of the Russian Ministry of Internal Affairs.

Despite the current situation, in many constituent entities of the Russian Federation, state authorities and local governments are trying to adopt regulations and form separate units of the municipal police, bring them closer to the population of the district (city) in solving the problems facing municipalities.

Of particular relevance to the study is the fact that it is carried out in the context of the full-scale administrative reform that has begun. Reform of municipalities will finally allow the formation of structures of local authorities in accordance with their powers.

The purpose of the work: the study of regulatory, theoretical and legal framework for the formation of municipal public order policing bodies and an analysis of the main aspects of the creation of the municipal police.

Objective:

- to analyze the concepts and essence of public order;
- analyze the role of local authorities in the implementation of public order protection;
- explore the regulatory framework of public safety;
- consider current issues of the legal framework for the formation of municipal public order policing bodies;
- to study the prospects of creating a municipal police at the present stage.

The theoretical and practical significance of the research lies in the fact that the approaches and recommendations developed during its preparation and presented in it can be used in the educational process when teaching subjects constitutional law, municipal law. And the theoretical conclusions contained in the work can be proposed for subsequent scientific study of this problem.

Results of the study: the issue of creating municipal public order policing bodies in Russia has been causing heated debate for several decades. However, the constant change of legislation in the field of public order protection, the appearance of new bills on the municipal police and the absence of a corresponding law so far, still determine the interest in this issue. Municipal militia is a subdivision of local self-government bodies, it is created, formed and managed by them, it is maintained, it is aimed primarily at solving local problems (policing, monitoring compliance

with the rules of improvement, localizing family conflicts, preventing crime of probation and minors, monitoring of public shares, etc.). The main problem is rooted in the conflict of interests, which has the character of insoluble contradictions, between the Ministry of Internal Affairs and local authorities, and if you look at the matter more broadly, between the state and civil society.