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## THE IMPORTANCE AND OBJECTIVES OF INTERNATIONAL COOPERATION OF THE PROSECUTOR'S OFFICE OF THE REPUBLIC OF KAZAKHSTAN WITH THE PROSECUTOR'S OFFICES OF FOREIGN COUNTRIES

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*This article discusses the importance and objectives of international cooperation of the Prosecutor's Office of Kazakhstan with the prosecutor's offices of foreign countries and international cooperation of the prosecutor's office in the fight against crime.*

**Key words:** prosecutor's office, extradition, cooperation of the prosecutor's office.

One of the main activities of the prosecutor's office of the Republic, specified in Article 4 of the Law of the Republic of Kazakhstan «On the Prosecutor's Office», is to monitor the application of laws in the field of international legal cooperation.

In accordance with subparagraph 7 of Article 38 of this Law, the Prosecutor General's Office of the Republic of Kazakhstan represents the prosecutor's office in the field of international cooperation.

After gaining its independence, Kazakhstan began to establish relations with other countries. Along with economic relations, there were issues of criminal struggle, protection of the rights of all citizens, application of international law. In a short period of time, Kazakhstan has been recognized by other countries and more than a hundred countries have established diplomatic relations. Kazakhstan will be one of the first countries in the Commonwealth of Independent States (CIS) to become a member of the United Nations (UN). The international legal framework is being consolidated in the country. Among them is the International Convention on the Suppression of Narcotic Drugs, Terrorism and Air Blockade, signed by the United Nations. The adoption of an international convention aimed at protecting the rights of citizens is proof

that Kazakhstan is on the path to building a democratic state [1, 112].

Adoption of a model of criminal, criminal procedure, criminal-executive codes in the Interparliamentary Assembly of the CIS countries is a sign of rapprochement with these countries in the legal system [2, 45]. The Coordinating Council of Prosecutors General of these countries also pursues this goal. The main goal is to simplify the solution of economic, social and legal problems between the states, increase cooperation and protect the rights of citizens.

Sanctions related to extradition, criminal prosecution, and execution of instructions of the investigative bodies restricting the rights of citizens specified in Section 12 of the Code of Criminal Procedure of the Republic of Kazakhstan are vested only in the prosecutor's office.

He was accepted as a full member of the International Assembly of Prosecutors of the Republic of Kazakhstan and took part in conferences in Beijing and Cape Town.

The Prosecutor General of the Republic and (or) prosecutors authorized by him shall supervise the application of international treaties ratified by the Republic of Kazakhstan, the Constitution and laws of the Republic of Kazakhstan on the provision of legal assistance.

Within the limits and in the manner pre-

scribed by international treaties and the legislation of the Republic of Kazakhstan. The procurator or procurators authorized by him shall, on behalf of the state: on extradition; on criminal prosecution; on the transfer of persons sentenced to deprivation of liberty for further serving of the sentence; decides on sending and execution of instructions and appeals on conducting procedural actions in criminal cases [3, 56].

The main objectives of oversight in the field of international legal cooperation are:

- 1) observance by human authorities of the rights and freedoms of man and citizen, the legally protected interests of society and the state in the process of concluding, implementing and denouncing international treaties;

- 2) ensuring the rights and freedoms of citizens of the Republic of Kazakhstan and stateless persons;

- 3) legal assistance in criminal cases, extradition of a person who has committed a crime, criminal prosecution, transfer of persons sentenced to deprivation of liberty to serve their sentence in the state of which they are citizens, as well as consideration of other documents of international law; fulfillment of international obligations;

The Instruction regulating the organization and implementation of supervision in the field of international cooperation, approved by the order of the Prosecutor General's Office of the Republic of Kazakhstan, sets out the main areas of supervision:

- 1) rendering legal assistance in criminal cases, extradition and transit transportation;

- 2) extradition to the state of which he is a citizen, sentenced to deprivation of liberty;

- 3) development of international agreements in the criminal law sphere;

- 4) monitoring the legality of the conclusion, implementation and denunciation of international agreements by government agencies;

Entities carrying out inspections on the supervision of the application of international agreements:

- 1) the Prosecutor General of the Republic of Kazakhstan and his deputy supervising the implementation of international cooperation or persons acting in their capacity;

- 2) Prosecutors of the region and their depu-

ties, district prosecutors or persons acting in their capacity.

The International Association of Prosecutors, of which Kazakhstan has been a member since 1995, unites prosecutors from 140 countries. The member states of the International Association of Prosecutors have a task to develop and strengthen the law enforcement community of the prosecutor's office. The Association actively promotes the ideas of the rule of law, respect for human rights, the implementation of legal reforms, increasing international cooperation in the fight against transnational crime. propagates [4, 72].

The main theme of the meeting of world prosecutors, which met in Nur-Sultan, was to determine the role of the prosecutor in ensuring the rule of law outside the criminal sphere, first of all, the need to protect important human rights and public interests in each country.

The conference discussed the role of the prosecutor's office in protecting the socio-economic rights of citizens, entrepreneurship, children's rights, as well as the role of oversight bodies in the public interest, public safety, religious freedom, interethnic harmony, protection of victims of trafficking.

The participants of the conference adopted a joint document confirming their readiness to subdue their collective efforts aimed at further expanding mutually beneficial cooperation in order to maintain stability and prosperity in the world.

A lot of work is being done to improve the knowledge and skills of prosecutors through international relations (sending them to conferences, exchanges of experience with business trips, etc.).

The collapse of the Soviet Union, the independence of its member states and the formation of a separate state, the democratization of society have significantly increased the international relations of the Republic of Kazakhstan, facilitated the issue of departure and arrival. However, some offenders took advantage of this opportunity to avoid criminal liability. Therefore, there is a need for law enforcement agencies of different countries to join forces to identify the culprits. There is a change in the psychological attitudes of society, and in connection with this, the growth of organized crime and difficulties in combating them.

In 1992, at the initiative of Kazakhstan, the first meeting of the Prosecutors General of the CIS and Baltic countries was held in Almaty.

As a result of this meeting, on October 8, 1992, a multilateral agreement on legal assistance and cooperation between the prosecutors of Belarus, Kyrgyzstan, Russia and Kazakhstan was adopted in Almaty. The next day, on October 9, 1992, the Prosecutors General of Latvia, Lithuania, the Republic of Moldova and the Prosecutor General of the Republic of Kazakhstan signed bilateral agreements on legal assistance and mutual cooperation.

In 1993, the leaders of the Commonwealth of Independent States adopted the Minsk Convention on Mutual Legal Assistance and Regulation of Legal Relations in Civil, Marital and Criminal Matters, on the basis of which a program was approved to join forces in combating organized and other dangerous crimes. At this stage, in addition, the adoption of modern legal acts governing the activities of special agencies in the fight against crime in the CIS countries, the improvement of information exchange with each other, the identification of specific actions in the fight against crime important work has been done.

In May 1996, the Council of Heads of Cooperation approved a new international program on joint measures to combat organized crime

and other dangerous crimes in the CIS until 2000. Under this program, the fight against dangerous crimes such as terrorism, contract killings, drug trafficking, money laundering, illegal arms trafficking, theft and sale of cultural heritage has yielded results.

On January 25, 2000, the Council of Heads of Cooperation approved a new international program in this area for 2000-2003, on the basis of which the Government of the Republic of Kazakhstan developed and implemented a national plan aimed at its implementation.

Agreements on cooperation between the prosecutor's offices were concluded between the General Prosecutor's Office of the Republic of Kazakhstan and the People's Republic of China (April 10, 1994), the Supreme Prosecutor's Office of the Republic of Korea (January 10, 2004) and the Prosecutor General's Office of the Slovak Republic (October 27, 2007). Also on mutual cooperation, the Supreme State Prosecutor's Office of the Czech Republic (October 26, 2009) [5, 87].

In order to implement international treaties adopted by the state, the Prosecutor General's Office of the Republic of Kazakhstan has concluded multilateral and bilateral agreements with prosecutors of those countries, working together to protect human and civil rights and freedoms, protect the interests of the state.

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## **ЗНАЧЕНИЕ И ЗАДАЧИ МЕЖДУНАРОДНОГО СОТРУДНИЧЕСТВА ПРОКУРАТУРЫ КАЗАХСТАНА С ОРГАНАМИ ПРОКУРАТУРЫ ЗАРУБЕЖНЫХ СТРАН**

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*В данной статье рассматривается значение и задачи международного сотрудничества прокуратуры Казахстана с органами прокуратуры зарубежных стран и международное сотрудничество органов прокуратуры в сфере борьбы с преступностью.*

**Ключевые слова.** прокуратура, экстрадиция, сотрудничества органов прокуратуры.

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