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Several issues of offenses of administrative rights in the family and domestig relations

Annotation. The article focuses on the issues of preventing the offenses in the family and domestic relations by the means of morality. Nowadays at the time of development of information flow in the structure of the country the role family is particularly important. Family values are dominated by the prevention and suppression of offenses in the country. The issue of morality in the law-abiding behavior of every family member has not lost its importance.

The article focuses on the issues of preventing the offenses in the family and domestic relations by the means of morality based on the information of statistic data with reasonable proposes of it's prevention.

These steps will further enhance the status of a family institution that is the main value of our country and will contribute to the preservation of the unity of the family members. Kazakhstani society which considers spiritual unity as one of the most valuable riches by the beliefs of the saying as «Four living in a harmony will reach the top» there is a great need of healthy families and conscious generation. If the family is considered as a «small state», only strong united families and wise and healthy men who «run the state» will work hard for the country's future.

Key words: family and domestic relations, morality, prevention of offenses, behavior, violence, humanity, upbringing, to prevent, family upbringing.

Nowadays at the time of development of information flow in the structure of the country the role family is particularly important. Family values are dominated by the prevention and suppression of offenses in the country. The issue of morality in the law-abiding behavior of every family member has not lost its importance. For example, a person's behavior is shaped by family upbringing. Consciousness, morality, and humanity are tested at the family level during the upbringing. The development of behavior by humanity on the level of consciousness manifests a particular trace. Old family institutes establish good personality traits in the issues of fixing norms of humanity through giving positive upbringing, prohibition, abidance of traditions, and keeping the rituals. Giving such a traditional upbringing, that is, the absorption of old prohibitions and beliefs, cherish honor of the individual by notions as «it is a shame», «it will lead to bad consequences» on the way to life, avoid bad habits, not to violate the rights of other individuals have been establishing such ways of prophylactic behavior. Moral feelings of family members are developed by conscious-perceptual and soft level and contribute to mutual trust, prevent offenses in a close relative relationship, suppress bad activities in family relationships, and develop in a delicate sense of consciousness.

Unfortunately, the development of today's technology and electronic tools has diminished such family relationship. The possibilities of relationships and mutual communication with the help of technical means (social networks) are considered as the «advanced achievements» of technology. Especially the penetration of smartphones as a means of communication in all aspects of life, including family relationships, has transformed the role of psychological communication. Smartphones have led to the case when the experience of psycho-emotional feelings is being forgotten that have long been obtained through the reading. The consequence of this has led to the danger of the spiritual base being degraded and the loss of human qualities. Family upbringing has been replaced by a «staring» at the phone, and the reading of the books is forgotten. The books, in particular the books in the field of literature, family psychology, had

been the forefront of the «educator» in self-education, absorption of the exemplary qualities of characters and inurement of sophisticated qualities.

Such «vital changes» have become one of the reasons for the contradictions of members of their families, especially those between men and women. It is well-known that such resistance leads to domestic violence.

If the violence takes place between spouses (or lovers), it is usually motivated by anxiety and revenge for real or guilty anniversaries, and above all, due to the stress of sexual dissatisfaction.

The violence among them comes from rivalry for domination of the family; in other cases, his wife (lover), who holds the control regularly, controls her husband, he does not resist it in a healthy state, however he is ready to dominate the family rules and at the same time pay for all the illnesses in alcohol intoxication [i].

That is, there is reason to believe that family-based psychological instability can be a prerequisite for the infringement of family and domestic violence. The offences are not allowed in a family that is traditionally persistent and not subjected to jealousy and hatred. However, such malfeasance and neglects occur by such individuals who are weak and unable to feel the responsibility for themselves or the family, or because of other factors.

According to the Management of the Committee of Legal Statistics and Special Accounts of the procuracy of Karaganda region in 2017 by the Article 73 of the Code of the Republic of Kazakhstan on Administrative offenses (any other acts committed in a private home, apartment or other place, which are offensive, humiliated, discriminated against, violated the occurrence of the domestic relations and disturbs their peaceful enjoyment with respect to the offender in the family and domestic relations, if these acts contain elements of criminal offenses) the number of illegal activities within the family-domestic area was 2951 in Karaganda region, and according to the results of 2016 the amount of 2884 offenses were registered according to the criteria provided by in the above mentioned article. The analysis of these offenses and the development of family and domestic violence have increased, and in one year the offense has increased up to 67 cases [ii].

In accordance with Article 54 (to assign special requirements for the offender's behavior), the courts have established 247 special requirements in 2016, and in 2017 the number was increased up to 2253. In 2016, 3474 protection orders were issued, and in 2017 the number reached up to 3474 [iii].

All of these indicators reveal the complication of the contradictions between the spouses in marriage (on the base of psychological issues, financial lacks, and social issues) year by year.

It is clear that the infringement resulting from the relationships between family members can lead to the collapse of most families, to the contraction of family relationships, to the decline in relative warmth that has been kept for a long term period, it is clear that it leads to the crush of a sense of compassion. By this way who can guarantee that this case will not cause the institution of the family to be weakened or even to fall? At the same time, it is important to remember that such situations will be hard for the younger generation who has not adapted enough to the heavy load yet.

That is why in order to not to admit such families to be overthrown and break their future life, it is necessary to bring new methods to the preventive works. There is a need for a fresh approaches and methods to the administrative preventive work, which is limited to filling out an objective idea by simply registering offenses that have transformed the advanced idea into «frayed tradition».

In order to clarify the role of morality in preventing domestic violence, as well as defining deficiencies in this area, there is:

– the necessity to intensify the work of personal preventive work with offenders committed in the domestic sphere of administrative offenses, including the frequency of interviews on the topic of morality in preventive work in the form of interviews so that the offenders are not regularly recruited for violations;

– the intercourse with such people who are frequently allowed to deal with similar offenses, there occurs the use of the benefits of the council of elders, traditional religious associations in order to fully explain the values of the family, to identify their role in the elevation of the level of family values;

– the necessity of providing with educational television programs on the subject of the long-lasting families in the maintenance of the unity of the Kazakhstani people for systematically violating family-related issues, films promoting the family values and unity, and the conduction of the republican competition «Blessed family»;

– the wide use of the opportunities of the employment centers to increase the social status of adult members of the family who are in violation as the result of being unemployed. For this purpose, as the President of the Republic of Kazakhstan N. Nazarbayev pointed out in his Address published on January 10, 2018 «New opportunities for development in the context of the fourth industrial revolution», it is necessary to ensure the labor market effectiveness and to create the conditions for everyone to realize their potentials [iv].

These steps will further enhance the status of a family institution that is the main value of our country and will contribute to the preservation of the unity of the family members. Kazakhstani society which considers spiritual unity as one of the most valuable riches by the beliefs of the saying as «Four living in a harmony will reach the top» there is a great need of healthy families and conscious generation. If the family is considered as a «small state», only strong united families and wise and healthy men who «run the state» will work hard for the country's future.

ТҮЙІН

Мақалада отбасылық-тұрмыстық саладағы әкімшілік құқық бұзушылықтардың мәселелері, сондай-ақ құқық бұзушылықтарды болдырмаудағы профилактиканың алатын орны қарастырылған.

РЕЗЮМЕ

В статье рассматриваются некоторые вопросы административных правонарушений в сфере семейно-бытовых отношений, а также роль и место профилактики в их пресечении.

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