

## **EAD OF THE STATE AUTO INSPECTION THE MAIN SUBJECT OF MAKING ROAD SAFETY**

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**Annotation:** In solving the diverse and laborious tasks of ensuring road safety, the main role is assigned to the State Road Safety Inspectorate of the Ministry of Internal Affairs of Russia and the Mongolian Traffic Police, including the authorities. In addition, control by Internal Affairs acts as a mandatory and effective means of preventing road traffic offenses and crimes, because it has a direct or indirect relation with road safety.

**Key words:** ensuring road safety, task and function of the head of the State Traffic Inspectorate, ensuring road safety

With the democratization of social relations, the content and the nature of state administration changes – it is becoming more organizational, which means that, along with direct influential actions associated with the process of developing and making decisions (we mean the management function), we use motivation, prediction, and control.

Therefore, it is reasonable to talk about the management of traffic safety, or the coordination functions, which include organizational principles. Moreover, it is necessary for the regulation to enshrine full powers of the corresponding authorities.

The process of road safety management by the state administration can be divided into following parts:

- preparation for management decision making;
- management decision making;
- implementation of management decisions;
- monitoring the implementation of management decisions;
- adjustments in case of insufficient implementation of the management decision.

Management decision has a number of scientific definitions. Common to all definitions is that the decision must be imperious, binding. That is, it obliges, prohibits, allows, because it is an act of the governing body or authorities. In addition, the decision is binding on the establishment of a socially necessary action or behavior, always aimed at the future, at achieving certain goals [2, p. 152].

A variety of definitions of the concept of "management decision" necessitates the identification of signs of a managerial decision:

- has an executive, strong-willed character;
- adopted by authorized state bodies (their officials);
- is a form of expression of the targeted governing influence of the subject of public administration on its object;
- the management decision is binding or recommending to the management object;
- management decision is an action by which the management problem is solved
- is conscious in nature;
- management decision considers existing feedbacks.

Based on these signs, a management decision can be defined as an act of the subject of management - the head of the State traffic inspectorate. Such a decision has a conscious-volitional nature, considers existing feedbacks and is aimed at the practical implementation of a targeted influence on the object of public administration - road safety.

Since management decisions are made by authorized bodies (officials) in the process of managing road safety on a legal basis, they (decisions) implement the rule of law. Hence, one can distinguish three types of managerial decisions in accordance with a certain form of implementation of the rule of law:

- permissive;
- prohibitive;
- obligatory.

Permissive decisions are decisions taken on the basis of permissive norms, that is, management entities carry out certain actions to which they are permitted by law.

A managerial authorization decision will be legitimate if management entities carry out actions permitted by law.

Prohibitive decisions made on the basis of prohibitive norms, consist in the fact that the subjects of legal relations in the field of road safety management refrain from misconduct that is prohibited by the rules of law. In the event that the prohibiting decision is not implemented, the implementation of the sanction of the relevant legal norm enters into force.

Mandatory decisions are made in accordance with state and departmental regulatory legal acts. Their meaning lies in the fact that the subject of traffic safety management performs targeted actions to fulfill the legal duties assigned to him.

This position on the allocation of certain types of managerial decisions is due to the existence of legal and non-legal forms of government. If we look at legal forms, we mean the legal consequences of using these forms - the creation or amendment of the legal regime, the generation, modification or termination of specific legal relations. That is, the legal consequences that occur when issuing management acts, entering into transactions, and the implementation of rule-making activities by state bodies.

For example, The State Traffic Inspectorate, in accordance with the tasks assigned to it, participates in the development of draft laws, other normative acts, documents, including rules, norms, standards, state and regional programs for ensuring road safety and its participants. Decree of the President of the Russian Federation of June 15, 1998 N 711 "On Additional Measures to Ensure Road Safety [1]" clarifies the competence of the Chief of the State Traffic Inspectorate as follows:

- a) take part in the development and implementation of the main directions of state policy in the field of ensuring road safety, as well as in coordinating the activities of federal executive bodies and executive bodies of the constituent entities of the Russian Federation;
- b) represent the Ministry of Internal Affairs of the Russian Federation in relations with the Government of the Russian Federation, federal executive bodies, state authorities of the constituent entities of the Russian Federation;
- c) conduct correspondence on behalf of the Ministry of the Interior of the Russian Federation;
- d) request and receive in the prescribed manner from federal bodies of state power, bodies of state power of the constituent entities of the Russian Federation, local authorities of municipalities, organizations and officials information on their compliance with the legislation of the Russian Federation in the field of road safety;
- e) make orders (decrees, representations, decisions) , in accordance with the legislation of the Russian Federation, to federal bodies of state power, bodies of state power of constituent entities of the Russian Federation, bodies of local self-government of municipalities and organizations, to eliminate violations of the laws of the Russian Federation in the field of road safety;

- f) create expert bodies (councils, commissions, groups) on issues related to the prevention of road traffic accidents and the reduction of the severity of their consequences, in agreement with interested state bodies and organizations;
- g) represent the interests of the Russian Federation in international organizations and in foreign relations, in accordance with the legislation of the Russian Federation;
- h) manage the activities of the main state road safety inspectors in the constituent entities of the Russian Federation.

Thus, the activity of the heads of the traffic police bodies is associated with the adoption of a whole range of managerial decisions, since the road safety management process is characterized by the following features:

- is an expression of the functioning of the management system;
- has a certain structure in the form of stages;
- the change in stages is cyclical in nature, which manifests itself in the fact that after receiving reporting information on the implementation of the management decision, the stages of the management process are repeated;
- The main stages and stages of the road safety management process are enshrined in law;
- the management process is carried out by authorized state bodies (officials), the powers of which are fixed by the legal norm.

As we have already analyzed the functional aspect of the activity of the heads of the State Traffic Inspectorates that are revealed in these areas through the corresponding managerial tasks, which form a certain structure for the performance of work, reflects rather a behavioral one.

Professor Elagin A.G., identified three directions of the leader's actions (strategic, organizational, support) and identified certain tasks in each direction [3, p. 20]



*Pic. 1. Safety Leaders' Activities*

The effective and purposeful activity of the chiefs, who ensure safety, is processed firstly through the organization of joint actions of the personnel of special structures. Certain determinant factors, such as

thought, motivation, knowledge, and action, influence this activity. Those factors are the most important predictors of successful achievement of the set goals.

#### **List of references**

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