

## LAW OF THE REPUBLIC OF TAJIKISTAN

### ON THE RESPONSIBILITY OF PARENTS FOR THE EDUCATION AND UPBRINGING OF CHILDREN

(Laws of the Republic of Tatarstan dated 15.03.2016, No. 1294, dated 17.05.2018, No. 1532; dated 04.04.2019, No. 1594)

The purpose of this Law is to strengthen the responsibility of parents for the education and upbringing of children in

the spirit of humanism, patriotism, respect for national, universal and cultural values, as well as the protection of the rights and interests of children.

#### CHAPTER 1. GENERAL PROVISIONS

##### Article 1. Relations regulated by this Law

This Law regulates the responsibility of parents and persons replacing them (hereinafter referred to as parents) for

education and upbringing of children.

##### Article 2. Scope of this Law

This Law applies to citizens of the Republic of Tajikistan, regardless

of their place of residence, foreign citizens and stateless persons residing in the Republic of Tajikistan, and legal entities of the Republic of Tajikistan, regardless of their location, unless

a different procedure is established by international legal acts recognized by Tajikistan.

##### Article 3. Legislation of the Republic of Tajikistan on the responsibility of parents for the education and upbringing of children

The legislation of the Republic of Tajikistan on the responsibility of parents for the education and upbringing of children

is based on the Constitution of the Republic of Tajikistan, consists of this Law and other regulatory legal acts of the Republic of Tajikistan, as well as international legal acts recognized by Tajikistan.

##### Article 4 . Basic concepts

The following basic concepts are used in this Law:

- children (child) - a person who has not reached the age of eighteen;

- persons replacing parents - guardian, trustee, adoptive parents, persons who, on the basis of a contract

the child is brought up by his other legal representatives, institutions and other organizations in which the child

is being trained and brought up (hereinafter referred to as educational institutions);

- guardian and trustee - persons appointed by the guardianship and guardianship authorities in accordance with

the legislation of the Republic of Tajikistan in order to protect the rights and interests of incapacitated and

disabled citizens;

- training is a joint activity of parents (persons replacing them), a teacher and

an educational institution for the development of a child, improving his talent, skills and abilities, mental and physical abilities (ZRT of 04.04.2019, No. 1594);

- upbringing is a purposeful process of formation and development of a child's maturity by parents, educational institution, society and preparing him for independent life;

- entertainment centers - evening clubs, discos, bookmakers and gambling centers, restaurants and other facilities owned by individuals and legal entities

intended for the organization and conduct of leisure and entertainment events (ZRT from 17.05.2018, No. 1532; dated 04.04.2019, No. 1594);

- night time - from April 1 to September 30 - from 22:00 to 06:00 and from October 1 to March 31 - from 20:00 to

06:00 hours.

Article 5. The tasks of parents, teachers, the state and society in the education and upbringing of children

1. The education and upbringing of children is the task of parents, teachers, the state and society.

2. The task of parents is to create material, financial, spiritual and psychological conditions for proper education and upbringing of children.

3. The State takes care of the education, upbringing, protection of orphans and disabled children and creates

appropriate conditions for this.

## CHAPTER 2. RIGHTS AND OBLIGATIONS OF PARENTS FOR THE EDUCATION AND UPBRINGING OF CHILDREN

Article 6. Equality of rights and obligations of parents

Parents, regardless of cohabitation or separate residence, have equal rights and obligations for the education and upbringing of children, with the exception of cases provided for by the legislation of the Republic

Tadjikistan.

Article 7. The rights of parents in the education and upbringing of children

Parents have the following rights for the education and upbringing of children:

- protect the rights and interests of children;

- choose the forms, types and methods of training and educational institutions, regardless of their

organizational and legal forms, provided that if these forms, types and methods do not adversely affect the

health and spiritual development of children;

- to participate and assist in the process of education and upbringing, including in monitoring the level of quality of education and academic performance of the child in preschool and general education institutions;

- to receive from operators and providers of electrical communication services the relevant free information about the use of electrical communication services by a child (ZRT dated 03/15/2016, No. 1294);

- apply and submit recommendations to the relevant authorities on improving the level and quality of education and upbringing of children in preschool and general education institutions;

- enter into legal relations as legal representatives of their child;

- to demand respect for the rights of the child in the learning process on the basis of state education standards;

- to promote the activities of the educational institution in which their child is studying;

- to get acquainted with the process of education and upbringing, the content of education, attendance, level and

quality of the child's academic performance;

- exercise other rights established by the legislation of the Republic of Tajikistan.

#### Article 8. Responsibilities of parents for the upbringing of children

Parents have the following responsibilities for raising children:

- to give the child a decent name, in accordance with national values;

- after the birth of the child, within three months, to carry out state registration of the record of the act of civil status;

- create conditions for the protection of the health, physical, spiritual, moral and moral formation of the child;

- prepare the child for independent life;

- to educate the child in the spirit of respect for the Motherland, the law, national and universal values, as

well as knowledge of the predominance of national interests over personal ones (ZRT of 04.04.2019, No. 1594);

- to prevent the appearance of a child under six years of age unaccompanied by persons under the age of fourteen on the street and in other public places;

- respect the honor and dignity of children and prevent their ill-treatment;

- to ensure, regardless of gender, age, intellectual, physical and mental condition of the child, equal treatment to him;
- to prevent the presence of children under the age of eighteen at night in entertainment centers (ZRT of 17.05.2018, No. 1532);
- to prohibit their minor child from visiting centers for providing computer games or Internet services from 18.00 to 6.00 (ZRT of 17.05.2018, No. 1532);
- to prevent antisocial actions of children, their rude attitude towards others, their violation of public peace, profanity and rude behavior on streets, avenues, squares, leisure places, in transport, dormitories, at the place of residence and in other public places, as well as the sabotage of children in relation to the environment;
- prohibit preschool children and children studying in general education institutions and educational institutions of primary and secondary vocational education, regardless of organizational and legal forms, to bring and use mobile phones (ZRT dated 04.04.2019, No. 1594);
- prohibit children from watching pornographic films and films containing violence, extremist and terrorist manifestations;
- monitor the targeted use of the Internet by the child, corresponding to his education and upbringing (ZRT of 15.03.2016, No. 1294);
- prohibit children from reading and distributing electronic records (including through mobile phones), books, leaflets, newspapers, magazines and other printed materials containing pornography, violence, extremism and terrorism;
- to prevent the participation of children in the activities of religious associations, with the exception of children officially studying in religious educational institutions (ZRT of 04.04.2019, No. 1594);
- prohibit children under the age of twenty from drinking alcoholic beverages (including beer), narcotic drugs and psychotropic substances, tobacco products (including nasa) and the use of potent and intoxicating substances (ZRT of 04.04.2019, No. 1594);
- do not allow children to participate in activities not recommended to them;
- do not allow children to obtain a driver's license and drive a car;
- to prevent vagrancy of children and other anti-moral actions and to assist him in choosing a profession (ZRT of 04.04.2019, No. 1594);
- to teach the basics of personal hygiene, sanitary education, the culture of living in the city and

communication (ZRT dated 04.04.2019, No. 1594);

- to prevent the involvement of children in dangerous and hard work that harms the health of the child, as

well as other work that hinders the normal physical and psychological development of the child;

- not to involve children in business activities and purchase and sale, except in cases

that are permitted by the legislation of the Republic of Tajikistan;

- prohibit the appearance of children under the age of sixteen, unaccompanied

adults on the territory of technical structures, in basements, attics of residential and industrial

buildings, enterprises and institutions, other organizations, on the territories of points of sale of combustible materials,

on the territory of railway stations, airports and bus stations;

- prohibit children from making inscriptions, polluting and harming in public places;

- prevent children's access to flammable and explosive substances;

- prohibit children from wearing jewelry, other valuables (with the exception of one pair of earrings for girls) in educational institutions, as well as tattooing children;

- to prevent breakage and desecration by children of fences, tombstones, monuments, busts, burial places and other decorations of tombstones in cemeteries and historical and cultural places;

- perform other duties stipulated by the legislation of the Republic of Tajikistan.