

Actual problems of criminal law, criminal procedure and criminalistics

Materials of scientific conference

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Legal basics of mediation development in Kazakhstan

Abstract. The author describes in his article the main and important basics ,legal basics of mediation development in our country . In Kazakhstan there are different problems which touches the right's of human . So that mediation defines as a method of compromise which privates law conflict.

Key words: mediation, conflicts, rights, justice.

Today in our society rises various conflicts. The right is the tool of solving conflict situations in the society on the basis of universally recognized norms and principles of law that are standards of right and good. These postulates reveal the essence of law. As you know, the courts are the primary bodies which are carries out functions of restoration of social justice. However ,now new institutions are aimed to conflict resolution. It's a mediation. Mediation can be defined as a method of compromise between the parties to private law conflict.

Since ancient times, conflicts and disputes in the Kazakh steppe was resolved peacefully. There was the court of biys, which decided disputed issues, and in a fairly democratic and fair form. Kazakh people since ancient times inherent peacefulness, justice, conflictnet, i.e., Kazakh people have always led such a lifestyle, in which basis lays morality, respect for elders, compromise, and morality. Nomadic law "Zhargy", as a system of rules of human behavior in traditional society, were based on custom, morality and the protection of the interests of the people. Biy is a developed and efficient judicial