

Current results 2024 (2nd half)

IRN AP19676064 "Digital rights in the Republic of Kazakhstan: development of legal mechanisms for expanding the content of legal personality in the era of digital transformation (in the plane of private law relations)"

Section of the calendar plan with description	Implementation deadlines	Brief description of the work performed/results obtained	Information on possible use
<p>Calendar plan section: No. 5 Analysis and justification of the legalization of digital rights with the identification of positive and negative aspects of this process, taking into account the level of "digital maturity" of our state</p>	<p>July - November 15</p>	<p>All work has been completed in this section, namely, the analysis and justification of the legalization of digital rights has been carried out, risks and opportunities for the implementation of some digital rights at the legislative level in Kazakhstan have been identified. All planned results have been achieved. Instead of 1 article in the journal recommended by KOKSNVO, 3 articles have been published in the relevant journals: Moldazhan M.B., Kayshataeva A.K., Kulubekova A.Zh. Economic and legal risks in the era of digital economy in the Republic of Kazakhstan// Kazakh economy, қаржы woman halykaralyk Saud University of Zharshysy, 2024, 2 ISSN 2304-7216 URL: http://vestnik.kuef.kz/web/uploads/file-vestnik/520b9b26ca864cad6ea7ec931f7e9c1a.pdf Moldazhan M.B., Kaishataeva A.K. Economic and legal threats to digital development in Kazakhstan// Bulletin of Toraigyrov University . economic series, 2024, 3 ISSN 2710-3552 DOI: https://doi.org/10.48081/UTC19917 Razieva D.B. Platform employment in the digital economy: labor law aspects // Bulletin of the Academy of Law Enforcement Agencies #3? 2024/ C/ 36-43 URL:</p>	<p>Application of research results Educational sphere Development and updating of educational programs on digital rights. Implementation of interdisciplinary courses for students of law and IT faculties. Preparation of methodological recommendations for teachers. Government regulation Analysis of the state of legislation and development of proposals for the integration of digital rights. Development of regulatory legal acts to protect the digital rights of citizens. Taking risks into account when developing digitalization policies. Academic and scientific environment Organizing scientific discussions and research on the legalization of digital rights. Incorporating digital rights into interdisciplinary research. Cooperation with international experts and universities. Digital Policy and Business Assessing the impact of business on the legal regulation of digital rights. Development of strategies for balancing the interests of the</p>

		<p>https://vestnikacademy.kz/?p=2935&lang=ru#flipbook-df_2941/37/</p> <p>Also within the framework of this section, a copyright certificate was received for the scientific work of D.B. Razieva “Platform employment in the digital economy: labor law aspects” No. 48339.</p>	<p>state, citizens and business. Forecasting the risks of digital transformation. International cooperation Using German experience in legal regulation of digital rights. Implementation of best foreign practices into the national legal system.</p>
<p>Section of the calendar plan: No. 5.1 Conducting a survey on issues of securing digital rights</p>	<p>July - November 15</p>	<p>Based on the compiled questionnaires, a sociological survey was conducted in the form of an anonymous questionnaire, as well as qualitative interviews. Based on the anonymous survey of students on the issues of: knowledge and understanding of the concept of digital rights, expectations from the inclusion of topics related to digital rights in the educational process, interest in studying digital rights issues within the framework of their future profession, assessment of the importance of legal regulation of digital rights, the following results were obtained:</p> <ol style="list-style-type: none"> 1. Level of awareness: Many students demonstrated limited knowledge of digital rights despite the presence of basic concepts in the curriculum. 2. Interest in the topic: There is high interest in studying digital rights in depth, especially among IT and law students. 3. Need to update curricula: More than 70% of respondents expressed the opinion that digital rights issues should be covered in more detail in courses. <p>This section of the work became the basis for the next stage of surveying teaching staff and scientists and determining the level of digital maturity and the possibilities of legalization of digital rights in Kazakhstan.</p>	<p>Kazakhstan's participation in international initiatives on digital rights. The results of the study can be the basis for legislative initiatives, educational reforms and scientific publications, and also serve as a guide for government agencies and businesses in developing digital strategies.</p>

<p>Section of the calendar plan: No. 5.2</p> <p>Determining the positive and negative aspects of legal consolidation of certain types of digital rights</p>	<p>July - November 15</p>	<p>The positive and negative aspects of the legalization of digital rights are defined. Possible threats to the legislative consolidation of digital rights are also defined: Controversial approaches. The difficulty of ensuring equal access to the law. Strong position of business in legal policy. Lack of awareness. Difficulty in ensuring compliance.</p>	
<p>Section of the calendar plan: No. 6</p> <p>Development of methodological recommendations on the possibility of securing digital rights at the level of national legislation of the Republic of Kazakhstan with a justification of practical significance</p>	<p>July - November 15</p>	<p>Methodological recommendations have been developed to study the possibility of enshrining digital rights in the national legislation of the Republic of Kazakhstan. The developments present an analysis of the current state of legislation and propose ways to integrate digital rights into the country's legal system. The practical significance of proposals for improving legal regulation in the context of digitalization and ensuring the protection of citizens' rights in the digital space is substantiated. Also, as part of the implementation of this section, a trip to Wismar (Germany) was carried out: Wismar University of Applied Sciences Technology, Business and Design. As part of the business trip, a series of meetings were held with experts and authorities, best practices for the implementation of digital rights in German legislation and their integration into the legal system were studied. The knowledge and experience gained were used to develop recommendations for improving the national legislation of the Republic of Kazakhstan in the field of digital rights.</p>	

<p>Section of the calendar plan: No. 6.1</p> <p>Conducting interviews and observations within focus groups to identify opportunities for securing digital rights</p>	<p>July - November 15</p>	<p>A sociological survey was conducted with the preparation of an analytical report. Objective: to assess the prospects and risks of legal regulation of digital rights from the point of view of scientists and university professors. Key issues: possibilities of legal regulation of digital rights in the current conditions, problems and risks associated with the implementation of a legal framework for digital rights (for example, violations of confidentiality, restriction of freedom), prospects for legal regulation in the context of rapid technological development, the role of an interdisciplinary approach in the study of digital rights.</p> <p>Based on qualitative interviews with scientists and teaching staff, the following results were obtained:</p> <ol style="list-style-type: none"> 1. Risks: Many participants express concerns about excessive government control, which could impact freedom of information and individual rights. There are also concerns about the inadequacy of the current legal framework for the rapid evolution of digital technologies. 2. Opportunities: Most respondents acknowledge the need for legal regulation in the area of digital rights to protect users, prevent digital threats and provide legal mechanisms for resolving conflicts on the Internet. 3. Interdisciplinarity: The issue of digital rights requires a comprehensive approach, including rights, technology and ethics, which is confirmed by many recommendations for the integration of these disciplines 	
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<p>Section of the calendar plan: No. 6.2</p> <p>Development of methodological recommendations for the legislative consolidation of digital rights in Kazakhstan</p>	<p>July - November 15</p>	<p>A review of methodological and legal approaches to the legislative consolidation of digital rights was conducted. Recommendations were developed and strategies and possible models for the legislative consolidation of certain rights in Kazakhstan were developed:</p> <p>Strategy of implicit regulation through existing norms;</p> <p>Strategy of advisory regulation through optional norms on the possibility of implementing this right through local regulation;</p> <p>The strategy of basic regulation through legislative recognition without clear detailed norms and standards in this area.</p> <p>The strategy of completely ignoring and the need to mention them at the legislative level.</p> <p>Strategies of intermittent regulation, namely, non-application of legal norms for a certain period</p> <p>The use of a risk-oriented approach in legalization is a justified step at this stage of development, but complete ignoring of issues or excessive caution in this matter can lead to negative consequences</p>	
<p>Section of the calendar plan: No. 6.3</p> <p>Testing of the obtained results, implementation into the educational process</p>	<p>July - November 15</p>	<p>The testing of the obtained results included testing the methodological recommendations in practice and discussing them with experts in the field of law and digital technologies. Based on the findings, an online course "Digital Rights: What Do We Know About Them? (Basic Course)" was developed and implemented in Kazakh and Russian on the Stepik platform, which integrates digital rights issues into the educational process for law students. Also,</p>	

		<p>as part of the testing, Kaishatayeva A.K. participated in the Republican scientific and practical conference dedicated to the 90th anniversary of al-Farabi KazNU "Implementation of Digital Legislation in Education of the Republic of Kazakhstan and its Legal Aspects" with a report at the plenary session on the topic "Automated Decisions and Academic Fairness: the Right to Fairness in the Context of Detecting Plagiarism in Universities" on November 26, 2024.</p>	
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