

damouki debel i eqspertis daskvna
kanonis proeqtze “saqarTvel os sisxl is samarTI is kodeqsSi
damatebis Setanis Sesaxeb”

TinaTin xidaSel i

sisxl is samarTI is kodeqsSi warmodgenil i 371¹ muxl is damateba iTval iswinebs mowmis an dazarlebul i piris mier arsebiTad urTierTsawinaaRmdego Cvenebis micemisaTvis sisxl is samarTI is pasuxismgebl obis dakisrebas. amgvარი danaSaul isaTvis damatebiTi muxl is miRebis SemTxvevaSi dawesdeba oTx wl amde Tavisufl ebis aRkveTa.

warmodgenil cvl il ebebTan dakavSirebiT ramodeni me komentaris gakeTeba mimacnia mizanSewonil ad.

pirvel i, Cemis azrit amgvარი muxl is Semotana mizanSewonil i ar aris da miuxedavad ganmartebiT baraTSi motanil i motivaciisa, ver daveTanxmebi mis avtors, rom es ukanaknel i xel s Seuwyobs cemis, wamebisa da sxva msgavsi danaSaul ebis gamoZiebas. dRes saqarTvel oSi gavrcel ebul i argumentebi imis Sesaxeb, rom esa Tu is debul eba sxvadasxva demokratiul i qveynebis kanonmdebl obaSi da amitom Cvenc unda gvqondes, ara adekvaturia. amerikis SeerTebul StatebSi, kanadaSi, didi britaneTSi an kidev sadme sxvagan aseTi muxl ebis arseboba arafers niSnavs, vinaidan dasaxel ebul qveynebSi ar arsebobs probl emebi, romelic saxezea saqarTvel oSi. manam, sanam mowmes an dazaral ebul s “arsebiTad urTierTsawinaaRmdego” Cvenebis micemisaTvis Tavisufl ebas SeuzRudavdeT, absol uturad imperatiul ia qveyanaSi maTi ufl ebebi da usafrTxoeba iyos dacul i rogorc kriminal uri samyaros, aseve Tavad samarTal damcavTa zewolis da xSir SemTxvevaSi ki Zal adobisagan.

meore, maqvs ra 10 wl iani gamocdil eba msgavs SemTxvevebTan da saqmeebTan urTierTobisa, srul i pasuxismgebl obiT SemiZl ia ganvacxado – is, rom Cvenebebi xSir SemTxvevebSi urTerTgamomrcixavi da winaaRmdegobrivia gamowveul ia ara imiT, rom am admaianebs Segnebul ad undaT gamoZiebis SecdomaSi Seyvana, aramed ertis mxriv SiSiT, xolo meores mxriv Tavad samarTal damcavTa mimarT ndobis ararsebobiT. es ar aris is SemTxveva, rodesac sasjel is “SiSi Sei qms siyvarul sa”.

mesame, vinaidan kanonproeqtis avtorTa azriT, amgvari danaSaul isaTvis adamiani unda daisajos ramdenime wliani Tavisuflebis arKveTiT, maSin gaugebaria dRes moqmedi kodeqsis 370-e muxlTan am muxl is mimarTeBa. mogexsenebaT, aRniSnuli muxli swored ganzrax cru Cvenebis micemas iTval iswinebs, rac Cemis azriT, absoluturad sakmarisia ganmartebiT baraTSi mocemuli interesis dacvisa da dakmayofil ebisaTvis. 370-e muxl is dRevandel i redaqqiis Sesabamisad (xolo SemoTavazebul kanonproeqtSi raime siaxle am mxriv SemoTavazebuli ar aris) ganzrax cru Cvenebis micemisaTvis sasjel is sxvadasxva versia arsebobs da jarimiT iwyeBa. meore nawil Sic ki, sadac damamZimebeli garemoebaa gaTval iswinebuli, Sesabamisad kidev ufro gaugebaria, ratom unda isjebodes ufro mZimed SeSinebuli mowmis mier uneblieT urTierTsawinaaRmdego Cvenebebis micema ufro mZimed, vidre ganzrax cru Cvenebis micema. qarTuli samarTal warmoebisaTvis iSviaTobas ar warmoadgens mraval wliani Zieba konkretul saqmeebze. Sesabamisad, Tuki uneblie d mowmes kargad aRar axsovs, magal iTad, 2 wli is win momxradi danaSaul is romel ime konkretuli detali da aRmoCndeba, rom sasamarTli oSi 2 wli is win gamoZiebisatvis micemuli Cvenebisagan mciredad (magram savaraudod arsebiTad) gansxvavebul informacias warmoadgnes, igi unda daisajos 4 wlamde Tavisuflebis arKveTiT. amastanave, am muxl sarc is SeniSvna aqvs, romelic magal iTad 370-e muxl saqvs gakeTebuli da romelic Secdomis gamosworebis saSual ebas aZl evs mowmes.

aqve mciredi dazusteba, aRniSnuli 370-e muxl Si cvlileba 2 Tvis win, april Si Sevida da kidev ufro gaugebaria CemTvis dRes SemoTavazebuli cvlilebebis mizezi. Tuki ori Tvis win sakmarisi iyi is cvlileba, ra Seicvala dRes ise radikal urad?

da bolos, Cemis azriT, Tavad muxl Si diskrecia romelic eZleva mosamarTles, gaumarTlebl ad didia. "arsebiTad urTierTsawinaaRmdego" Cveneba aris absoluturad gaugebari kategoria da Sesazloa manipuli rebisa da angariSsworebis safuZveli gaxdes.

dasvnisatvis unda iTqvas rom manam, sanam ar iqneba daculi mowmisa da dazaral ebul is usafrTxoeba da qveyanaSi ar iqneba imis garantia, rom Cvenebis micema usafrTxoa (absolutur usafrTxoebaze pretenziis gareSe), yovl ad gaumarTlebl ad mimaCnia msgavsi muxlebis damateba sisxl is samarTlis kodeqsisatvis, miT ufro im vitarebaSi, rodesac igi winaRmdegobaSi modis Tavad kodeqsis sxva anal ogiuri xasiaTisa da Sinaarsis muxl Tan.