



**GARANTE  
PER LA PROTEZIONE  
DEI DATI PERSONALI**



**COOPERATION AGREEMENT**  
**between**  
**THE ITALIAN DATA PROTECTION AUTHORITY**  
**and**  
**THE NATIONAL CENTER FOR PERSONAL DATA PROTECTION OF THE**  
**REPUBLIC OF MOLDOVA**

WHEREAS the National Center for Personal Data Protection of the Republic of Moldova and the Italian Data Protection Authority attach great importance to the exchange of information and experience in order to promote the implementation of the data protection principles;

BEARING IN MIND the objective to strengthen cooperation between the two aforementioned Authorities in order to ensure uniform application of European legislation on the processing of personal data, while respecting their distinct national identities;

TRUSTING that this Cooperation Agreement (hereafter – Agreement) will promote good relations and will create favourable conditions for the effective protection of personal data of citizens of the Italian Republic and the Republic of Moldova;

BEING committed to mutual assistance based on the principle of reciprocity in the field of protection of personal data;

IN ORDER to achieve the abovementioned objectives, both Authorities agree on the desirability of establishing a long-term cooperation framework that allows developing targeted initiatives on specific topics as well as constant bilateral consultative activities, in addition to the institutional cooperation provided for by Directives 95/46/EC of the European Parliament and of the Council of 24 October 1995, on the protection of individuals with regard to the processing of personal data and on the free movement of such data, and 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) and by

Convention No. 108/1981 of the Council of Europe, as well as by the new General Regulation on the protection of personal data which will apply with effect from 25 May 2018;

have agreed as follows:

## **Article 1**

### **Purpose of the Agreement**

The Parties demonstrate their interest in further development of relations between the Italian Republic and the Republic of Moldova, as well as their desire to promote their standing at the European level under the aegis of human rights and freedoms, in particular in the area of personal data protection.

## **Article 2**

### **Areas of cooperation**

The cooperation shall take place in accordance with this Agreement by fostering various activities, including in particular:

- a. Exchange of information on the application of European standards and recommendations in the personal data protection field;
- b. Exchange of experts for the purpose of mutual professional development in specific sectors;
- c. Share best practices to study the peculiarities in the functioning of personal data protection institutional systems;
- d. Cooperation aiming the launch of common interest projects at the regional and international level;
- e. Provide assistance in fortifying the institutional capacities of the signatories;
- f. Providing mutual assistance in the framework of the article 14 and article 15 of the Convention no. 108/1981 of the Council of Europe;
- g. The possibility to undertake common controls on personal data processing operations;
- h. Other forms of cooperation activities which can be mutually agreed upon, in the context of the present Agreement.

### **Article 3**

#### **Communication between the signatories**

In order to achieve the cooperation activities of this Agreement as laid down in the article 2, the signatories communicate directly in written form or prior oral communications, using the English language;

For proper implementation of this Agreement, the signatories shall exchange contact details of the responsible representatives within 30 days after signing this Agreement.

In the framework of mutual assistance, as set forth in the article 2(f) of this Agreement, communication between signatories shall be bound by appropriate obligations of confidentiality with regard to that information in accordance with the article 15(2) of the Convention no. 108/1981 of the Council of Europe.

### **Article 4**

#### **Relationship with other provisions**

This Agreement shall not affect the rights and obligations arising from treaties and international agreements to which the Italian Republic and the Republic of Moldova are parties, respectively, from their membership in international organizations, or from any of their respective laws or status.

### **Article 5**

#### **Settlement of disputes and termination of this Agreement**

In order to prevent a dispute on the application of this Agreement, each Party may prepare a written request for consultations.

Consultations shall take place no later than 30 days from the date of receipt of the written request.

Each Party may terminate this Agreement by informing in the written form the other Part.

According to the sub-paragraph 3 of this Article, the Agreement shall be considered null on the first day after six months from the date of its termination, the date on which the other Party received the written notification as set forth in the sub-paragraph 3 hereof.

**Article 6**  
**Final provisions**

This Agreement is concluded for an indefinite period of time and shall enter into force upon signature by both parties.

This Agreement may be amended by mutual consent between the Parties in written form at any time.

This Agreement is signed in Rome on September 22, 2016, in the Italian, Romanian and English language in six duplicates, two for each language. All duplicates shall be considered original.

**THE ITALIAN DATA PROTECTION  
AUTHORITY**

**ANTONELLO SORO  
PRESIDENT**



**NATIONAL CENTER FOR PERSONAL  
DATA PROTECTION OF THE  
REPUBLIC OF MOLDOVA**



**EDUARD RĂDUCAN  
DIRECTOR**