

779 ORDINANCE

promulgating the Law on enunciation of certain declarations to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data by the Republic of Moldova

Pursuant to the Article 93, paragraph 1 of the Constitution of the Republic of Moldova, the President of the Republic of Moldova decrees:

Unique article. – it is promulgated the Law No. 271 of 7th of November, 2013 on enunciation of certain declarations to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data by the Republic of Moldova

**THE PRESIDENT OF THE REPUBLIC OF
MOLDOVA**

Nicolae TIMOFTI

No.886-VII. Chişinău, 29th of November, 2013

780 LAW

on enunciation of certain declarations to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data by the Republic of Moldova

The Parliament adopts the present organic law.

Art. 1 - Republic of Moldova enunciates the following declarations to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data, opened for signature in Strasbourg on 28 January 1981, ratified by the Parliament Decision No. 483-XIV on 02 July 1999 (Official Gazette of the Republic of Moldova, 1999, No 80-82, Art.383):

1. In accordance with Article 3, paragraph 2 letter a) of the Convention, the Republic of Moldova will not apply the provisions of the Convention to:

- a)** the processing operations of personal data carried out exclusively for personal and family needs, where the rights of personal data subjects are not breached thereby;
- b)** the processing operations of personal data assigned to state secret as established, except those carried out under the actions of prevention and investigation of criminal offences, enforcement of convictions and other activities within criminal or administrative procedures, in terms of the law;
- c)** the processing operations and cross-border transmission of personal data referring to the perpetrators or victims of genocide, war crimes and crimes against humanity.”

2. In accordance with Article 3, paragraph 2, letter c) of the Convention, the Republic of Moldova shall equally apply the Convention with regard to personal data files which are not subject to automatic processing.

3. In accordance with the Article 13, paragraph 2, letter a) of the Convention, the National Center for Personal Data Protection is designated as the national authority competent to implement the provisions of the Convention.

Art. 2.- the Ministry of Foreign Affairs and European Integration will notify the Secretary General of the Council of Europe on the enunciated declarations of the Republic of Moldova.

SPEAKER OF THE PARLIAMENT
No.271. Chişinău, 7th of November, 2013

Igor CORMAN