

**NATIONAL SUPERVISORY AUTHORITY
FOR PERSONAL DATA PROCESSING**

DECISION

for establishing the printed form containing the notifications specified by Law 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data

For the implementation of the provisions of art.21 paragraph (3) letter a) reported to art. 22 paragraphs (3), (6) and (8) of Law 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data, according to which the supervisory authority prepares the printed forms of the notifications, for the situations stated by law,

whereas the quality held by Romania as full member state of the European Union,

whereas the recommendations of the European Committee laid down in the Report no 1227/2005 of the Work Group Art. 29 for the data protection, with regard to standardizing and simplifying the notifying procedures of the national supervisory authorities, as well as adopting less expensive methods for their implementation, in order to avoid the excessive administrative formalities,

whereas the provisions of the Directive 95/46/CE of the European Parliament and Council on the protection of individuals with regard to the processing of personal data and the free movement of such data, which state that the notification is meant to ensure the publicity of the main purposes characteristics of the processing performed by the personal data operators so that the supervisory authority may control the compliance between the declared processing operations and the national legal dispositions in the field,

whereas, in principle, the notification ensures the public information with regard to the personal data processing declared by the operator, by means of the Personal Data Processing Register, held by the supervisory authority, as per the law;

whereas the notification tax was cancelled by the Government Emergency Ordinance no 36/2007 for the abrogation of Law 476/2003 on the approval of the notification tax for the personal data processing, which fall under the incidence of Law 677/2001 for the protection of individuals

with regard to the personal data processing and the free movement of such data, approved by Law 278/2007, published in the Official Monitor of Romania, Part I, no 708 of October 19th, 2007,

whereas the situations when the notification of personal data processing is not necessary, established by Decision no. 90/2006 concerning the cases when the notification of personal data processing is not necessary, published in the Official Monitor of Romania, Part I, no 650 of July 27th, 2006, by Decision no. 100/2007 concerning the cases when the notification of personal data processing is not necessary, published in the Official Monitor of Romania, Part I, no 823 of December 3rd, 2007, as well as the manner to notify the personal data transfer to other states, specified by Decision no 28/2007 concerning the personal data transfer to other states, published in the Official Monitor of Romania, Part I, no 182 of March 16th, 2007,

whereas the Approval Report # 8 of June 5th, 2008 on the need to modify the notifications printed forms in order to simplify them,

based on art.3 paragraphs (5) and (6) of Law no 102/2005 for the set up, organisation, and functioning of the National Supervisory Authority for Personal Data Processing and on art. 6 paragraph (2) letter b) of National Supervisory Authority for Personal Data Processing Organising and Functioning Regulation,

the President of the National Supervisory Authority for Personal Data Processing enacts this decision.

Art. 1

Approve the printed form of the notifications specified by Law 677/2001 on the protection of individuals with regard to the personal data processing and the free movement of such data, shown in the annex which is part of this decision.

Art. 2

The notifications filled in on forms approved by Decision no 60/2006 for establishing the printed forms of the notifications specified by Law 677/2001 the protection of individuals with regard to the personal data processing and the free movement of such data and recorded in the Evidence Register of the Personal Data Processing until the date when this decisions enters in full force and effects, remain valid.

Art. 3

This decision will be published in the Official Monitor of Romania, Part I, and enters in full force and effects on March 1st, 2009.

Art. 4

Upon date when this decisions enters in full force and effects, the Decision no 60/2006 for establishing the printed forms of the notifications specified by Law 677/2001 on the protection of individuals with regard to the personal data processing and the free movement of such data, published in the Official Monitor of Romania, Part I, no 507 of June 12th, 2006, ceased applicability.

President of the National Supervisory Authority for Personal Data Processing,
Georgeta BASARABESCU

No 95 of 11 December 2008