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MINISTRY OF COMMUNICATIONS
AND HIGH TECHNOLOGIES
OF THE REPUBLIC OF AZERBAIJAN

Data Protection systems in the Republic of Azerbaijan

Cyber Security Center

Ministry of Communications and High Technologies

Director - Faig Farmanov

“Enhance the Right to Data Protection in Eastern Partnership Countries”

14– 15 December 2016



Legislative base

The regulation of Personal Data protection in the Republic of Azerbaijan is based on :

- *Law “On state secret” ;*
- *Law “On data, data processing and data protection” ;*
- *Law “On personal data” ;*
and etc.



DATA PROTECTION



Legislative base

Chapter 5 of this law regulates issues related to the protection of data. According to the Article 17, purposes of data protection consist of as follows:

- to take preventive measures against destruction, loss and falsification of data;
- to provide safety of state, public and citizens;
- to take preventive measures against unauthorized acts connected with destruction, modification, copying and isolation of data;
- to protect confidentiality of data that constitutes the state secret;
- to ensure rights of physical persons and legal entities in information processes and at elaboration, production and use of information systems, technology and means for their support.





Legislative base

- According to the legislation of the Republic of Azerbaijan, *personal data* means any information that allows for directly or indirectly determine the identity of the person. This includes name, surname, patronymic, date of birth, other information contained in the documents of identity, as well as data revealing racial or ethnic origin, family life, religious faith and beliefs, health or criminal record of an individual.





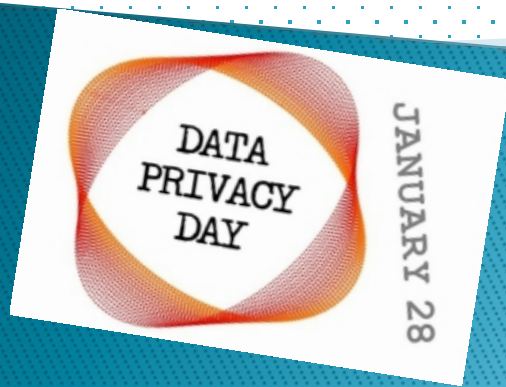
Legislative base



Azerbaijan joined the Convention for the *“Protection of Individuals with regard to automatic processing of personal data”* in 2009.

After joining the Convention, “28 January” is celebrated as a Data Protection Day. Data Protection Day is an international holiday and the purpose of Data Protection Day is to raise awareness and promote privacy and data protection best practices.

Azerbaijan is not party to the Additional Protocol to Convention 108 regarding supervisory authorities and trans-border data flows.





Legislative base

On 11 May 2010, Republic of Azerbaijan adopted a law “*On personal data*” to regulate the relations connected with the collection, processing and protection of personal data, the formation of the section of personal data in the national information space, as well as issues related to the cross-border transfer of personal data to define the rights and obligations of public bodies and local authorities, individuals and legal entities operating in this field.

Article 4 of this law determines basic principles of the collection, processing and protection of personal data.





Legislative base

Open personal data

- Data which is included to the information system created for general use is open data. The name, surname and patronymic are permanently open data.

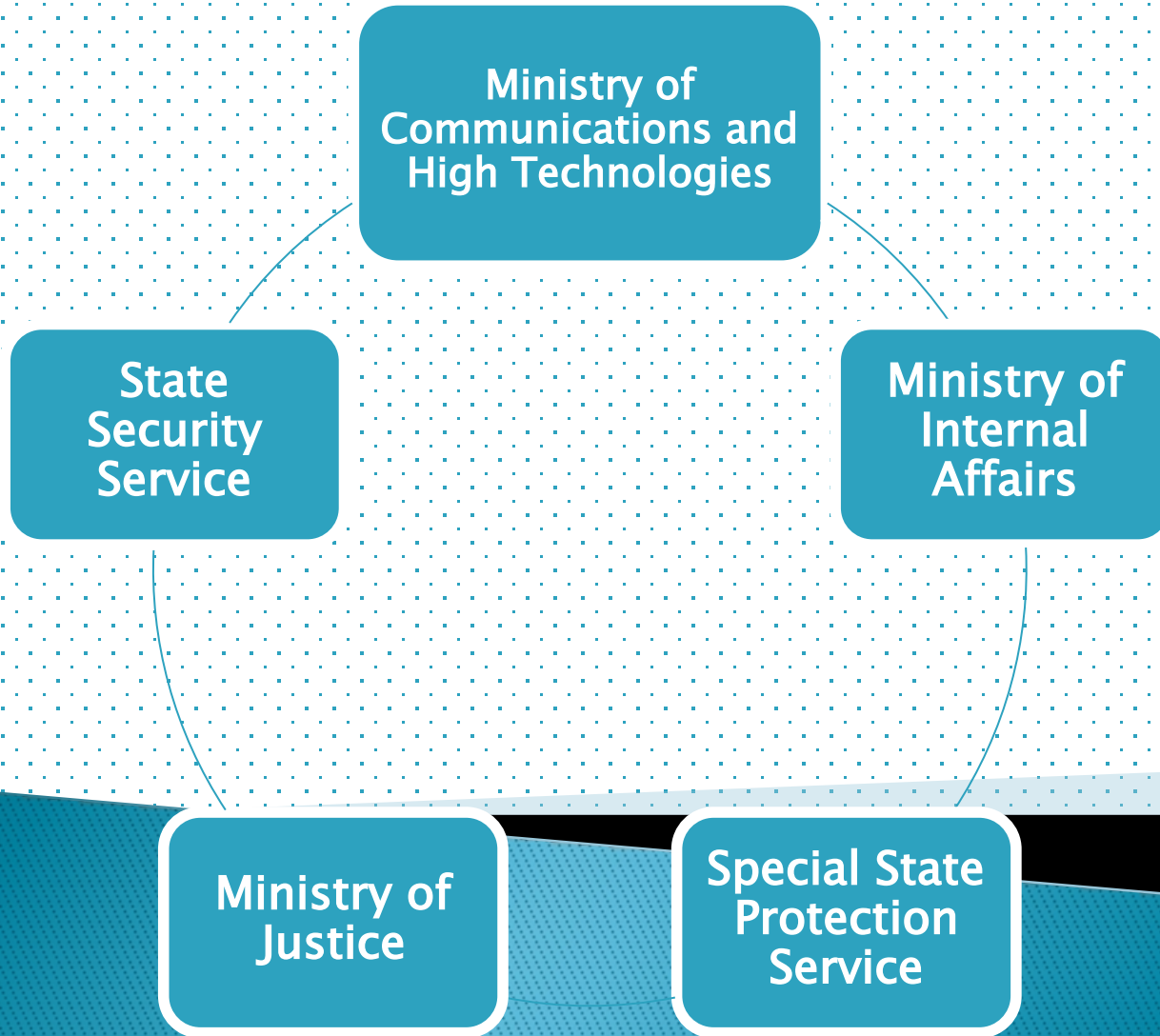
Confidential personal data

- Confidential personal data should be protected by owner, operator and users who have access to this data.





Legislative base

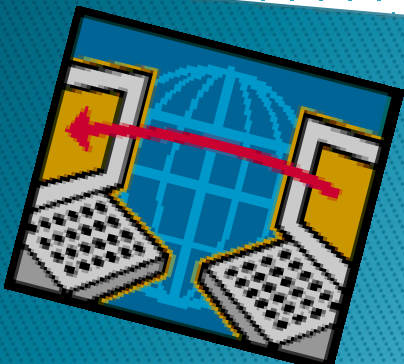




Legislative base

Data relating to state secret is regulated by the Law of the Republic of Azerbaijan ***“On State Secret”***.

According to this law, state secret data is related with military, foreign policy, economic, intelligence, counterintelligence and operational–search activities. State secret data is protected by the state. Disseminating of this data may damage the security of the Republic of Azerbaijan. All state bodies are responsible for the protection of data relating to state secret within the framework of their powers.





Data Protection Systems

According to Law “On personal data” there are some legal acts which are approved by Cabinet of Ministers.

- *“State registration of information systems of personal data and cancellation rules of state registration.”*
- *“The requirements for the protection of personal data”*
- *“Cancellation of state registration of information systems of personal data and rule for destruction of data on the information systems”*
- *“State Register of personal data information systems”*





MINISTRY OF COMMUNICATIONS
AND HIGH TECHNOLOGIES
OF THE REPUBLIC OF AZERBAIJAN

Data Protection Systems

Ministry of Communications and High Technologies carries out state registration of information systems of personal data and cancellation of registration.

Registration system is open access:

<https://governmentsregistry.e-gov.az/AcceptedFormPrivate.aspx>



Azərbaycan Respublikasının Rabitə və Yüksək Texnologiyalar Nazirliyi
Dövlət İnformasiya Ehtiyatlarının və Fərdi Məlumatların İnformasiya
Sistemlərinin Dövlət Reyestrləri



Əsas səhifə

Sənədlər

Yeniliklər

Müraciət formaları

Reyestr

GİRİŞ

Dövlət informasiya ehtiyatlarının reyestrində qeydiyyatata alınmış informasiya ehtiyatları

Qurumlar

Bütün qurumlar

Dövr:

Yenilə

Axtar

	Sıra N-si	İE-in reyestr N-si	Təsdiq olunma tarixi	Təşkilatın tam adı	İE-in tam adı	İE-in təyinatı	İE-in tipi	İE-in tətbiq sahəsi	İE-in E-gov-a inteqrasiyası	İE-in statusu
Baxmaq	1	İE901401001	17.01.2013	Rabitə və İnformasiya Texnologiyaları Nazirliyinin Məlumat Hesablama Mərkəzi	Müəssisə telefonları üzrə informasiya ehtiyatı	məlumat-sorğu, nəzarət-idarəetmə, arxivləşdirmə	lokal (idarəədaxili), xüsusi və ya məhdud istifadəli	iqtisadi,ümumi,arxiv	Hə	Qeydiyyatata alınmış
Baxmaq	2	İE901401002	17.01.2013	Rabitə və İnformasiya Texnologiyaları Nazirliyinin Məlumat	Poçt şöbələri üzrə informasiya ehtiyatı	məlumat-sorğu, nəzarət-idarəetmə, arxivləşdirmə	idarələrarası, ümumi istifadəli	ümumi,arxiv	Hə	Qeydiyyatata alınmış



Data Protection Systems

Cabinet of Ministers of Republic of Azerbaijan approved "The requirements for the protection of personal data" for applying and the providing of fulfilment of "Law on personal data" paragraph 1.3. "The requirements for the protection of personal data" is fulfilled by the following authorities:

- ❖ *Ministry of Communications and High Technologies*
- ❖ *State Security Service*
- ❖ *Ministry of Internal Affairs*
- ❖ *Ministry of Justice*
- ❖ *Special State Protection Service*

For the implementation on formation of personal information resources and systems Ministry of Communications and High Technologies gave 12 licences.





Data Protection Systems

"The requirements for the protection of personal data" is prepared according to "On personal data" decree of President of Azerbaijan Republic on June 4, 2010, № 275.

"The Requirements" regulate the relations existing between personal data and appropriate information systems protection while gathering, processing, distribution and transferring of personal data by the operators and owners of these personal data.

This document defines the requirements to put on personal data on information systems. The authorities which control the implementation of these requirements monitor organization of information systems protection of personal data at least once a year.





Data Protection Systems

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Data Protection Systems

81 state information resources and 173 information systems of personal data were registered by the *Ministry of Communication and High Technologies* until 2016 December.

81 state information
resources

173 information systems
of personal data

Thanks for the attention!