



Strasbourg, 25 February 2022

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NOTE VERBALE

The Secretariat General of the Council of Europe (Treaty Office) presents its compliments to the Ministry of Foreign Affairs and has the honour to enclose a copy of Note verbale No. FRA-CoE/352/81 from the Permanent Representation of Moldova to the Council of Europe, dated 25 February 2022, transmitted to the Secretary General of the Council of Europe on 25 February 2022, concerning Article 15 of the Convention for the Protection of Human Rights and Fundamental Freedoms (ETS No. 5).

This information is transmitted in pursuance of Resolution (56) 16 of the Committee of Ministers.

The Secretariat General of the Council of Europe (Treaty Office) avails itself of this opportunity to renew to the Ministry the assurances of its highest consideration.



Note to all member States.
Copy Republic of Moldova.

**Permanent Representation of the Republic of Moldova
to the Council of Europe**

No. FRA-CoE/352/81

NOTE VERBALE

The Permanent Representation of the Republic of Moldova to the Council of Europe presents its compliments to the Secretary General of the Council of Europe and pursuant to article 15 of the European Convention for the Protection of Human Rights and Fundamental Freedoms wishes to notify that on the 20 January 2022 the Parliament of the Republic of Moldova introduced a state of emergency, from 20 January to 20 March 2022, on the entire territory of the Republic of Moldova. The Decision of the Parliament is attached to this Note.

The existing measures already in force or envisaged to be implemented during the mentioned period of state of emergency entail or may entail restrictions such as ordering, if necessary, the rationalization of natural gas consumption throughout the country; coordinating the work of the media, in particular on the introduction of special rules for the use of telecommunications; establishing rapid instruments for collecting payments from consumers for used natural gas. In the same context, the provisions of the Commission for Exceptional Situations of the Republic of Moldova are obligatory and executory.

The application of these measures has triggered the necessity for the Republic of Moldova to derogate pursuant to article 15 of the European Convention for the Protection of Human Rights and Fundamental Freedoms from the application of certain provisions of the Convention and its Protocols, including the article 10 of the Convention.

Taking into consideration the grave energy crisis in the Republic of Moldova, the afore-mentioned measures are essential and critical in protecting the national security of the country.

Pursuant to Article 15(3) of the European Convention for the Protection of Human Rights and Fundamental Freedoms, the Permanent Representation will inform the Secretary General of the Council of Europe about the future developments regarding the state of emergency as well as when the above-mentioned measures and derogations have ceased to apply, and the provisions of the Convention are being fully implemented again on the territory of the Republic of Moldova.

The Permanent Representation of the Republic of Moldova to the Council of Europe avails itself of this opportunity to renew to the Secretary General of the Council of Europe the assurances of its highest consideration.

(seal)
Strasbourg, 25 February 2022

To: Secretary General of the Council of Europe
Strasbourg

(*) ***Derogation registered at the Secretariat General on 25 February 2022 – Or. Engl.***
Link to the [Decision No. 1 of the Parliament on the state of emergency](#).