COUNCIL OF EUROPE

CONSEIL DE L'EUROPE

TC-CP(2026)03

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# Council of Europe Convention on Access to Official Documents (CETS No.205)

## Consultation of the Parties

## Conclusions on the implementation of recommendations in respect of Estonia adopted by the Consultation of Parties

The Consultation of the Parties to the Council of Europe Convention on Access to Official Documents (CETS No. 205) (hereinafter referred to as “the Convention”), acting under the terms of Article 12, paragraph 2, sub-paragraphs a and b, of the Convention;

Bearing in mind the provisions of Article 11, paragraph 1, of the Convention concerning the role of the Council of Europe Access Info Group (AIG) in monitoring the implementation of the Convention;

Bearing in mind the overarching obligation under Article 2, paragraph 2, of the Convention on each Party to take the necessary measures in its domestic law to give effect to the provisions for access to official documents set out in this Convention;

Having regard to the Rules of Procedure of the Consultation of the Parties;

Having regard to the baseline evaluation report concerning the implementation of the Convention by Estonia adopted by the AIG at its 6th meeting (29-31 May 2024) which focuses on the Public Information Act and to the comments of the Government received on 12 July 2024;

Recalling the Consultation of the Parties’ conclusions and recommendations on the implementation of the Council of Europe Convention on Access to Official Documents by Estonia (TC-CP(2024)02) published on 3 October 2024, hereinafter referred to as “the 2024 recommendations”;

Having examined the information provided by the government of Estonia on the implementation of the 2024 recommendations(TC-CP(2025)15), and the subsequent AIG’s comments on that information (AIG(2026)04REV2) makes the following conclusions:

1. Takes note that an inter-institutional working group was created to map out the implementation practices and to identify shortcomings of the Public Information Act which published an analysis indicating that the implementation of the 2024 recommendations would necessitate amendments to the Public Information Act ;

2. Welcomes the fact that the working group has considered the 2024 recommendations and that Ministry of Justice and Digital Affairs is in the process of preparing a legislative intent to introduce amendments of the Public Information Act which will address those recommendations;

3. Notes that the AIG has published on 5 November 2025 its opinion on the definition of “official documents” according to the Convention, which includes the notion of “drawn-up” in Article 1, paragraph 2, sub-paragraph b, of the Convention (AIG(2025)07REV2);

4. Encourages the government of Estonia to fully take into account the 2024 recommendations in the process of preparing possible amendments to the Public Information Act and invites it to provide the Consultation of the Parties with information on the measures taken in this regard within one year of transmission of the present conclusions.