COUNCIL OF EUROPE

CONSEIL DE L'EUROPE

TC-CP(2026)08REV

04/09/2026

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 the Republic of Moldova 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 on the implementation of the Convention by the Republic of Moldova adopted by the AIG at its 6th meeting (29-31 May 2024) which focuses on the Law on Access to Information of Public Interest as well as the comments of the Government of the Republic of Moldova 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 the Republic of Moldova (TC-CP(2024)07) published on 3 October 2024, hereinafter referred to as “the 2024 recommendations”;

Having examined the information provided by the Government of the Republic of Moldova on the 2024 recommendations (TC-CP(2025)09) and the subsequent AIG’s comments on that information (AIG(2026)04REV2) makes the following conclusions:

1. Takes note of the information on the Regulation on Public Access to Environmental Information, approved by Government Decision no. 1467/2016 and welcomes the compliance of its provisions with Article 1, paragraph 2, sub-paragraph b, Article 3, paragraphs 1 and 2, Article 5 paragraphs 2 and 5, of the Convention.

2. takes note of the information provided by the Government of the Republic of Moldova regarding the compliance of Article 24(f) of the Regulation mentioned in point 1 of the present conclusions (refusal of access to information attributed to state secrets) with the Convention, and agrees to transmit it to the AIG for its consideration.

3. Encourages the Government of the Republic of Moldova to provide the Consultation of the Parties within one year of transmission of the present conclusions with information on the measures taken to implement point 3 of the 2024 recommendations on the application of the harm test principle and the overriding public interest test principle, as enshrined in Article 3, paragraph 2, of the Convention, to the limitations permissible under Article 8(2) of the Law on Access to Information of Public Interest (concerning information that constitutes state, banking or medical secrets).