

216/2004 (Coll.)

**REGULATION OF THE GOVERNMENT
Of the Slovak Republic**

Of 15 April 2004,

Laying down the fields of classified information

The Government of the Slovak Republic regulates, pursuant to Article 2 letter a) of Act No. 215/2004 (Coll.) on the protection of classified information and amendments of certain laws (hereinafter referred to as “Act”), the following:

Article 1

Classified information may originate in the field of

- a) Maintenance of security¹ and the defense safety² of the Slovak Republic;
- b) Security of internal order and the safety³ of the Slovak Republic;
- c) Protection of life, health, personal freedom and safety of people against illegal actions;
- d) Protection of assigned persons and protection of protected persons⁴;
- e) Protection of objects and premises⁵, protection of assigned premises⁶;
- f) State commodity reserves;
- g) Import and export of military material⁷;
- h) Protection of nuclear safety, safety of nuclear facilities, transportation and storage of nuclear material and safety of chemical facilities and dangerous agents against illegal actions;
- i) Organization, forms, methods and results of activity of intelligence services, armed forces, armed security corps, armed corps and the National Security Authority and devices used for their classification;
- j) Use of information-technical devices and information-operative devices and operative-investigation devices;
- k) Research, development and production of weapon systems and facilities;

¹ Article 1 paragraph 3 of Constitutional Act No. 227/2002 (Coll.) on the security of the state in time of war, warfare, exceptional or emergency state.

² E.g., Act No. 319/2002 (Coll.) on the defence of the Slovak Republic, Act No. 414/2002 (Coll.) on economic mobilization and on the amendments of Act of the National Council of the Slovak Republic No. 274/1993 (Coll.) on the definition of operation of authorities in matters related to consumer protection, as amended by later regulations, as amended by Act No. 511/2003 (Coll.)

³ E.g., Act of the National Council of the Slovak Republic No. 171/1993 (Coll.) on the Police Force, as amended by later regulations.

⁴ E.g., Act No. 141/1961 (Digest) on legal criminal proceedings (Criminal Code), as amended by later regulations; Article 2 paragraph 1 letter f) of Act of the National Council of the Slovak Republic No. 171/1993 (Coll.).

⁵ E.g., Act No. 49/2002 (Coll.) on the protection of the monuments fund; Act No. 115/1998 (Coll.) on museums and galleries and on the protection of objects with museum or gallery value.

⁶ Article 27 of Act No. 319/2002 (Coll.)

⁷ Act No. 179/1998 (Coll.) on trade in military material and amendment of Act No. 455/1991 (Digest) on small businesses (Small Business Act), as amended by later regulations.

- l) Scientific, technical and technological procedures, production, research and development of materials and technical devices;
- m) Preservation of protection and security of communication and information systems;
- n) Preparation of amnesty granted by the president of the Republic;
- o) Research, development, production and use of devices for the protection of classified information;
- p) International negotiations and their preparation, including international negotiations about contractual documents, if required by their nature, and international treaties and their performance, if agreed by the contracting parties;
- r) Decisions, motions, requests and information related with actions in criminal proceedings, which could endanger the lives or safety of individual physical persons or which could lead to the obstruction of criminal proceedings;
- s) Provision of the foreign policy of the Slovak Republic and relations of the Slovak Republic to other states and international organizations and the protection of representative offices and diplomatic missions in the Slovak Republic;
- t) Mutual cooperation of the armed forces, armed security corps, armed corps, the Slovak Information Service and the National Security Authority and their cooperation with relevant services, corps or authorities of foreign powers;
- u) Monetary policy and cash flow;
- v) Documentation related to inventions with great importance for defense or the safety of the state or other substantial interest pursuant to Article 3 paragraph 3 to 6 of the Act.

Article 2

(1) The managing person⁸ shall, pursuant to Article 1 of this regulation, specify the classified information originated with a legal entity within the scope established pursuant a special regulation⁹. The managing person shall class the specified classified information into a list of classified information kept by a legal person.

(2) The managing person shall issue the list of classified information of a legal entity, in writing. It shall contain a specific determination of the classified information with the relevant level of security classification pursuant to Article 3 of the Act, classed in the fields pursuant to Article 1 of this Regulation and the reasons for the need to assign them the relevant level of security classification.

(3) The list of classified information of a legal entity shall be public.

Article 3

This regulation shall enter into force on 1 May 2004.

Mikuláš Dzurinda, by hand

⁸ Article 8 paragraph 2 letter a) of Act No. 215/2004 (Coll.) on the protection of classified information and on the amendments of certain laws.

⁹ E.g., Act No. 575/2001 (Coll.) on the organization of activity of the government and organizations of the central state administration, as amended by later regulations; Act No. 153/2001 (Coll.) on prosecution; Act of the National Council of the Slovak Republic No. 46/1993 (Coll.) on the Slovak Information Service, as amended by later regulations; Act of the National Council of the Slovak Republic No. 566/1992 (Digest) on the National Bank of Slovakia, as amended by later regulations.