

**THE NATIONAL SUPERVISORY AUTHORITY FOR
PERSONAL DATA PROCESSING**

DECISION

on establishing the situations in which the simplified notification form for personal data processing may be submitted

In accordance with the provisions of Article 3 paragraphs (5) and (6) of Law no. 102/2005 on the setting up, organization and functioning of the National Supervisory Authority for Personal Data Processing and those of Article 6 paragraph (2) letter b) of the Regulation on the organization and functioning of the National Supervisory Authority for Personal Data Processing, approved by Decision 16/2005 of the Standing Bureau of the Senate,

in the enforcement of the provisions of Article 21 paragraph (3) letter a), related to the provisions of Article 22 paragraph (9) of Law no. 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data, modified and amended, according to which the supervisory authority establishes the situations in which the simplified notification form for personal data processing may be submitted,

having regard to Decision no. 60/2006 of the President of the National Supervisory Authority for Personal Data Processing on establishing standard forms for the notifications provided by Law No. 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data,

in view of the fact that certain personal data processing are carried out frequently on based on legal provisions or in the interest of the data subject and are not likely, at least apparently, to infringe their rights,

in view of rendering operational the procedure of notification for personal data processing by establishing the situations in which the simplified notification form for personal data processing may be submitted,

the President of the National Supervisory Authority for Personal Data Processing issues the following

DECISION:

Article 1 – (1) The notification for personal data processing may be submitted through the simplified form in the following situations:

- a) personal data processing carried out by judicial authorities with the purpose of fulfilling their legal attributions, other than those provided by Article 2 paragraph 5) of Law No. 677/2001 on the protection of individuals with regard to the processing of personal data and the free movement of such data, modified and amended,
- b) personal data processing carried out by local public administration authorities, at the level of communes, with the purpose of fulfilling their legal attributions,
- c) personal data processing carried out with the purpose of keeping population records, producing, keeping, maintaining evidence and issuing of passports, driver's licenses, vehicle registration certificates and registration number plates by local public administration bodies, at county level and that of the city of Bucharest,
- d) personal data processing carried out with the purpose of managing the data base held by the National Archives,
- e) personal data processing carried out by public and private educational bodies, with the purpose of managing the students' data base, as well as that of an economic-financial and administrative character,
- f) personal data processing carried out by natural persons with an independent activity, authorized by a special law, with the purpose of fulfilling their legal attributions,
- g) personal data processing carried out by natural persons and family associations authorized to carry out economic activities independently, other than those mentioned at letter f),
- h) personal data processing carried out with the purpose of lending books, cinema, artistic or other audiovisual creations, as well as their reproduction by public and private law entities,
- i) personal data processing carried out with the purpose of supplying natural gas, electricity, heating, as well as water and sewage supply and sanitation services by public or private law entities, based on the contracts with their customers,
- j) personal data processing carried out with the purpose of mediating real-estate transactions.

Article 2 – Data controllers which carry out any of the personal data processing mentioned in Article 1 shall fill in the simplified notification form, respectively points I, II, III, IV, V, VIII, IX, XI, XII, XIII, XV and XVI of the F1 notification form provided by annex no.1 of Decision no.60/2006.

Article 3 –Reconfirmation of personal data processing that fall under the scope of this Decision shall be carried out in accordance with the provisions of Article 3 of Decision no.60/2006.

Article 4 – Data controllers that carry out personal data processing which do not fall under the provisions of Article 1 and are already registered with the supervisory authority (on the date this Decision enters into force) have the obligation to reconfirm their personal data processing, in accordance with the provisions of Article 3 of Decision no.60/2006, by filling in the general F1 notification form.

Article 5 – This Decision is published in the Official Journal of Romania, Part I and enters into force on the date it is published.

PRESIDENT
Of the National Supervisory Authority for Personal Data Processing

Georgeta BASARABESCU

Bucharest, 18th July 2006

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