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PRESIDENTIAL DECREE OF THE REPUBLIC OF BELARUS

of November 8, 2011 No. 515

About some questions of development of information society in the Republic of Belarus

(as amended on 31-05-2022)

For the purpose of ensuring sustainable development of information society in the Republic of Belarus, enhancement of the state information policy and regulation of the market of telecommunication services I decide:

1. No. 460 is excluded according to the Presidential decree of the Republic of Belarus of 16.12.2019

2. Approve Regulations on the independent regulator in the sphere of information and communication technologies it (is applied).

3. Determine that the Operational analytical center in case of the President of the Republic of Belarus performs regulation in the sphere:

functioning of the State management system open keys of verification of the digital signature of the Republic of Belarus (further – the State management system open keys);

the cryptographic information security which is not containing the data carried to the state secrets;

interdepartmental information exchange of state bodies, including courts (further – state bodies), and other state organizations on the basis of the interdepartmental and other state information systems which are not intended for the information processing referred to the state secrets if other is not provided by legal acts;

operation and development of interdepartmental information systems in the list approved by this center (further – interdepartmental information systems).

4. To operational analytical center in case of the President of the Republic of Belarus till June 1, 2012 to create the republican unitary enterprise "National Center of Electronic Services" (further - NTsEU).

5. Determine that NTsEU:

5.1. performs functions:

the operator of interdepartmental information systems, root and republican certification centers of the State management system open keys of verification of the digital signature of the Republic of Belarus, and also the automated information system "Departmental archive";

the national operator of the confidential third party on recognition of authenticity of electronic documents in case of interstate electronic interaction;

operator of certification centers of national infrastructure of open keys of biometric documents;

the operator of national certification center of infrastructure of open keys of the facilitated certificates;

authorized operator of integration lock;

the owner and the operator of the software of the information exchange which is one of the main functional components of national segment of the Republic of Belarus the integrated information system of the Eurasian Economic Union;

operator of national certification center of infrastructure of open keys of check of authenticity of Internet resources;

the supplier of electronic services to state bodies and other organizations, notaries and citizens with use of interdepartmental information systems on paid and non-paid basis;

owner and operator of the Single system of identification of physical persons and legal entities;

5.2. provides exchange of information and electronic documents between the state information systems (resources) with use of interdepartmental information systems;

5.3. renders on a grant basis electronic services with use of interdepartmental information systems to state bodies, other organizations, notaries and citizens who according to legal acts are granted the right to non-paid use of information systems (resources) and (or) receipt of information, and also in other cases determined by the President of the Republic of Belarus.

Rendering NTsEU on a grant basis of electronic services to state bodies, other organizations, notaries and citizens is not recognized:

taxation object value added tax;

realization and taxation object income tax.

The costs and expenses connected with non-paid rendering electronic services are not considered in case of the profit taxation.

Cost gratuitously of the received electronic services at the receiving party is not included non-operating incomes, is exempted from the income tax from physical persons;

5.4. renders on contractual basis services in development and upgrade of the state information systems (resources) intended for rendering electronic services and implementation of ministerial procedures electronically;

5.5. processes information from the state information systems (resources) integrated with the nation-wide automated information system without change of its content for the purpose of rendering electronic services with use of interdepartmental information systems, and also implementation of ministerial procedures electronically;

5.6. determines technical requirements to interdepartmental information systems and procedure for their functioning;

5.7. determines single requirements and formats of data exchange for the created (modernized) state information systems (resources) regarding ensuring their integration and interaction with interdepartmental information systems, performs for this purpose monitoring of the state information systems (resources) from which information is used or supposed to use when implementing ministerial procedures, rendering electronic services;

5.8. approves technique of forming and rendering electronic services with use of interdepartmental information systems, and also transfer of ministerial procedures to electronic form;

5.9. approves drafts of administrative electronic regulations of implementation of ministerial procedures electronically * and administrative electronic regulations of rendering electronic services **;

5.10. makes offers in state bodies and other state organizations on creation and enhancement of the software of the state information systems (resources) for the purpose of rendering electronic services and implementation of the transfer of ministerial procedures to electronic form;

5.11. has the right:

in coordination with Operational analytical center in case of the President of the Republic of Belarus to enter the international non-governmental organizations, associations (unions), to take part otherwise in their activities;

conduct population surveys concerning development of the electronic government.

* For the purposes of this Decree the administrative electronic regulations of implementation of ministerial procedures electronically are understood as the document describing organizational engineering procedure of implementation of ministerial procedure electronically through the single portal of electronic services, including rekvizitny structure of the provided (obtained) information.

** For the purposes of this Decree the administrative electronic regulations of rendering electronic services are understood as the document describing organizational engineering procedure of rendering electronic services with use of the nation-wide automated information system including rekvizitny structure of the provided (obtained) information.

5-1. Determine that: