

PARLIAMENT OF THE REPUBLIC OF MOLDOVA

LAW

On Fundamental Regulations of the Special Legal Status of Settlements on the Left Bank of the River Nistru (Transnistria)

Guided by regulations of the Constitution of the Republic of Moldova, in an effort to strengthen unity of people, restore territorial integrity, create unified legal, economic, defence, social, customs, humanitarian and other spaces, as well as ensure civil peace, trust, understanding in society, stability, security, and democratic development of the state;

Basing upon the compliance with the supremacy of law, respect for human rights and rights of ethnic minorities and being convinced that political settlement of the Transnistria issue can only be achieved on the ground of a peaceful solution that excludes military actions or any other use of force, as well as on the ground of principles of democratisation and demilitarisation of Transnistria;

Relying on collective effort of the international community to achieve territorial integrity and civil unity of the Republic of Moldova, as well as access of its whole population to the operating democratic institutions;

Taking into account the need to render humanitarian, political, social, economic, legal assistance to the population of Transnistria in getting over the consequences of the conflict,

The Parliament passes the law hereby

Art. 1. (1) To implement reintegration policy of Moldova, relying on the Decree of the Parliament of the Republic of Moldova of the 10th June, 2005, the process of negotiations with Transnistria is carried out for the sake of democratisation and demilitarisation of Transnistria.

(2) After the conditions of demilitarisation, stipulated in the Resolution of the Parliament 117-XVI of the 10th June, 2005, especially those concerning fulfilment by Russian Federation of its engagements assumed at the OSCE Summit in Istanbul (1999) to fully, quickly and transparently withdraw troupes and ammunitions from the territory of the Republic of Moldova are met, and the system of democratically elected power is formed in Transnistria, the process of negotiations will go on in order to develop together and pass the organic Law of the Republic of Moldova "On Special Legal Status of Transnistria".

Art.2. The key regulations of the present law shall be the fundamentals of development and passing of the Law of the Republic of Moldova “On Special Legal Status of Transnistria”.

Art.3. (1) A special autonomous territorial unit – Transnistria – will be set up in the Republic of Moldova.

(2) Transnistria is an integral, component part of the Republic of Moldova and in the limits of the authorities, granted by the laws and the Constitution of Moldova, it is responsible for the issues under its jurisdiction.

(3) The settlements on the left bank of the Nistru river, determined on the basis of local referenda, according to the legislation of the Republic of Moldova, can join or leave Transnistria.

Art.4. (1) The Supreme Soviet, which is the superior legislative body of Transnistria, having the right to pass laws and other normative acts within the bounds of its competence, is the representative body of Transnistria.

(2) The Supreme Soviet is elected as a result of free, transparent and democratic elections. The elections of the first Supreme Soviet of Transnistria will be prepared and carried out by an International Election Committee upon agreement of OSCE, under OSCE mandate and monitoring by the Council of Europe; and according to the legislation of the Republic of Moldova. The realisation of conditions of democratisation and demilitarisation of Transnistria, approved by the Resolution of the Parliament 117-XVI of the 10th June, 2005, shall be the ground to carry out free and democratic elections.

(3) The Supreme Soviet of Transnistria approves the Fundamental Law of Transnistria.

(4) The Fundamental Law of Transnistria, as well as its modifications and amendments, cannot contradict the Constitution of Moldova.

(5) The authorities of the Supreme Soviet of Transnistria, as well as the functions of the executive body of Transnistria, shall be determined on the basis of negotiations, according to Art. 1 (2) and Art. 4(2) of the present Law.

Art.5 Courts, Prosecution, Office of Information and Security and Office of Interiors of Transnistria are a component part of the unified system of courts and law enforcement machinery of the Republic of Moldova and carry out their jurisdiction, protect law and order and security of the state on the basis of legislation of the Republic of Moldova.

Art.6 (1) Transnistria has its own symbols, that are used together with the symbols of the Republic of Moldova.

- (2) The official languages of Transnistria are Moldovan language, using Latin script, Ukrainian and Russian. The Republic of Moldova guarantees functioning of other languages as well on the territory of Transnistria.
- (3) Record keeping of Transnistria, as well as the correspondence with the public authorities of the Republic of Moldova, enterprises and organisations that are located outside of Transnistria will be in the Moldovan language, using Latin script, and in Russian.
- Art. 7. Transnistria, in the person of its legislative and executive power and local public administration, observes on its territory the Constitution and other laws and normative acts of Moldova, executes general state programs of social, economic and cultural development.
- Art.8. Transnistria, in the interests of the whole population, will solve on its own the issues of legal, economic and cultural development, ascribed to its authority by the laws, Constitution of the Republic of Moldova, and laws of Transnistria.
- Art.9. Transnistria has the right to establish and maintain external contacts in economy, science, humanities in the way determined by the laws of the Republic of Moldova.
- Art.10. Land, waters, the underground, flora and fauna, other natural resources that are on the territory of Transnistria, are the property of the whole population of the Republic of Moldova and at the same time the economic foundation of Transnistria.
- Art.11. Delimitation of authorities between central authority of the Republic of Moldova and the authority of Transnistria will be determined by the Law of the Republic of Moldova “On Special Legal Status of Transnistria” and in agreement with the legislation of the Republic.
- Art.12. The adoption of the Law of the Republic of Moldova “On Special Legal Status of Transnistria” shall be accompanied by the adoption of a system of internal guarantees that will be formed as a result of negotiations according to Art. 1 (2) and Art. 4(2) of the present Law.
- Art.13. Modifications and amendments to the present law will be adopted by 3/5 of the deputies elected into the Parliament of the Republic of Moldova.

SPEAKER OF THE PARLIAMENT