

Rwanda

Ministerial Order determining Private Organs to which the Law Relating to Access to Information Applies

Ministerial Order 9 of 2013

Legislation as at 13 January 2014

FRBR URI: /akn/rw/act/mo/2013/9/eng@2014-01-13

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Applies
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Ministerial Order 9 of 2013

Published in Official Gazette 2 on 13 January 2014

Assented to on 19 December 2013

Commenced on 13 January 2014

[This is the version of this document from 13 January 2014.]

The Minister of Local Government;

Pursuant to the Constitution of the Republic of Rwanda of 04 June 2003 as amended to date, especially in Articles 33, 34, 120, 121 and 201;

Pursuant to Law n° 04/2013 of 08/02/2013 relating to Access to information, especially in Article 13;

After consideration and approval by the Cabinet, in its session of 09/10/2013;

HEREBY ORDERS:

Article One – Purpose of this Order

This Order determines private organs to which the Law relating to access to information applies.

Article 2 – Definitions of terms

In this Order, a group of words “Private body” shall mean a body that is not a public organ but that carries any business in relation to public interest, or to rights and freedom of people.

Article 3 – Private organs whose activities are in connection with general interest

Private organs whose activities are in connection with general interest shall be:

- 1° those providing telecommunication services;
- 2° those providing transport of person and goods services;
- 3° those providing medical services;
- 4° those providing educational services
- 5° those providing security services;
- 6° those providing social security services;
- 7° production and commercialization of food, drinks or other related activities;
- 8° private sector organizations provided for by the law;
- 9° financial institutions;
- 10° professional organizations

Article 4 – Private organs whose activities are in connection with human right and freedom

Private organs whose activities are in connection with human right and freedom shall be the following:

- 1° local non governmental organizations whose responsibilities are the protection of human right and freedom;
- 2° religious based organizations;
- 3° political organizations;
- 4° international organizations whose responsibilities are the protection of human rights and freedom;
- 5° media organs.

Article 5 – Competent authority for classification or declassification of information

The Head of any private organ to which the access to information Law applies shall be the one to determine whether the information in its possession is classified or declassified information.

Article 6 – Modalities for the addition of other private organs on those provided for by the Law relating to the access to information

Without prejudice to the Constitution of the Republic of Rwanda and other Laws, whenever deemed necessary, the Office of the Ombudsman may request to add other private organs to those who must comply with the access to information Law when they are in relation with the provisions of this Law.

Article 7 – Repealing provision

All prior provisions contrary to this Order are hereby repealed.

Article 8 – Commencement

This Order shall come into force on the date of its publication in the Official *Gazette* of the Republic of Rwanda.