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THE LAW OF THE KYRGYZ REPUBLIC

On guarantees and free access to information

Article 1. Purposes of the Law

This law shall regulate relations, arising during the process of realization of the right of anyone to search, receive, investigate, produce, give and disseminate the information freely and unimpededly.

Article 2. Law on guarantees and free access to information

Law on guarantees and free access to information consists of Constitution of the Kyrgyz Republic, this law and other laws.

Article 3. Guarantees of access to information

Each member is guaranteed an access to information. The state guarantees rights of everyone to search, receive, investigate, produce and disseminate information.

Information access and dissemination shall be restricted by the law only.

Article 4. Main principles of the free access to information

Main principles of the free access to information are accessibility, objectivity, timeliness, openness, and authenticity of the information.

Article 5. Application for information

Everyone has a right to apply for information by themselves or through their legal representatives. Application may be submitted in a written form. The written application must contain a full name and address of the applicant, name or character of the inquired information. Written inquiries are to be registered.

Article 6. Provision with the access to information

State departments, departments of citizens' self-regulation, public societies, enterprises, institutions, organizations and officials are to provide anyone a possibility to study documents and other materials, regarding his rights and legal interests. Access to information is provided by publication and distribution of appropriate materials.

Article 7. Provision with the information and payment for it

Inquired information that touches on the rights and legal interests of the person, applied is provided free of charge. For the information, provided, fees might be taken on the agreement of both sides.

Article 8. Openness of the information

State, public and private mass media provide its full openness for all citizens and organizations, without picking out special categories of information users.

Openness of the information includes free access to the print issues, information TV and radio programs and possibility to study information sources in accordance with the law. Regulations of this article shall not extend to confidential information and the information comprising state, commercial and official secret.

Article 9. Information that is not a subject for representation

State departments, citizens' self-regulation departments, public societies, enterprises, institutions, organizations and officials have no right to submit information, comprising state or other secret, protected by the law, and limited access information.

Article 10. Information inadmissible for public distribution

No provision shall be made for the use by mass media:

1. divulging information making up a state or commercial secret;
2. calling for the violent seizure or change of the existing constitutional system, break of the sovereignty and territorial integrity of Kyrgyz Republic or any other state;
3. propagating war violence and cruelty, fanning national, religious intolerance or strife to other nations or people;
4. insult religious feelings of faith believers and cult serves;
5. spread of pornography;
6. use unprintable expressions;
7. distribution of materials, violating norms of civil and national ethics, insulting attributes of state symbols (flag, hymn, and emblem);
8. encroachment on the dignity and honor of the person;
9. presentation of wittingly false information;
10. placing of the advertisement on the open value papers sell and attraction of money by the legal entities (on the conditions of urgency, return and payment) without documents on state registration of the value papers and appropriate license.

Article 11. Responsibility for authenticity of the information
and violation of the right to information

Mass medium shall be obliged to check the authenticity of the published information and bear responsibility with the source of information for its authenticity in an order, brought by the law.

Persons that infringed the right for information shall bear responsibility in keeping within the law.

Article 12. The right for refutation

Operation or non-operation of the state departments, departments of citizens' self-regulation, public associations, enterprises, institutions, organizations and officials, infringing rights of personal citizens for access to information may be appealed in the court.

Article 13. Interstate agreements in the field of guarantees and
free access to information

If an interstate agreement of the Kyrgyz Republic has established other rules from the ones provided by this Law, then the interstate rules shall be applicable.

Article 14. An implementation of this Law

This Law shall come into force on the day of its official publication.

President of the Kyrgyz Republic A.Akaev