

**Confidentiality and protection
of information in education:
Belarusian experience and legal
framework**

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***Belarusian educational
institutions keep databases
which contain personal
information about students,
staff members, as well as
information of economical
and administrative nature***

***Part 3, Article 34 of
Constitution of the Republic
of Belarus declares that the
access to the information
can be restricted by law
aiming at protection of
honour, dignity private and
family life of a person.***

***Special law act which could
regulate protection
of personal data
doesn't exist yet.***

There is a Legislative Act of the Republic of Belarus № 418-3 (dated 21.07.2008) «About Register of Population» which states that only the legally authorized organizations can present data from the register. A person also has a right to apply for and get transcripts concerning his personal data.

Legislative Act of the Republic of Belarus № 455 (dated 10.11.2000) «About Information, Informatization and Protection of Information» states that a citizen`s personal data are of an access-limited character

According to Article 18 of the Act, nobody can force a person to present his personal data without his consent.

Collecting, processing, storage of personal data can be made only with the consent of a person concerned.

Measures protecting personal data from disclosure must be taken starting from the moment when personal data were presented by a person-concerned to another person or when personal data are presented in accordance with legislation.

In order to guarantee confidentiality and protection of information, training of specialists and teachers in the sphere of information and corporate culture is organized, monitoring of staff members' psychological stability and psychological climate are held. Besides, clear regulation of staff members' duties is the main condition which can guarantee protection of personal data.

Therefore, the legislation of the Republic of Belarus regulates only general issues of personal data protection.

***Responsibility is beared in accordance with the following regulations:
civil responsibility;***

- compensation of harm in accordance with Articles 933-952 of the Civil Code of the Republic of Belarus;

The Code of the Republic of Belarus of Administrative Offences (Article 22.6) determines responsibility for illegal access to information stored in a computer system;

Criminal liability is regulated by the Criminal Code of the Republic of Belarus for:

- illegal collection or dissemination of information concerning personal life (Article 179 of the Criminal Code);***
- information theft by means of computer techniques (Article 212 of the Criminal Code);***
- illegal access to computer information (Article 349 of the Criminal Code);***
- illegal acquisition of computer information (Article 352 of the Criminal Code).***

**Thanks for Your
attention!**