

# THE LEGISLATION COMMITTEE OF THE CROATIAN PARLIAMENT

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On the ground of its jurisdiction referred to in Article 59 of the Rules of Procedures of the Croatian Parliament and the authority referred to in provision of Article 31 of the Official Statistics Act (Official Gazette, No 59/12), the Legislation Committee of the Croatian Parliament at 36 session on 22<sup>nd</sup> January 2013, adopted the consolidated text of the Official Statistics Act. The consolidated text of the Official Statistics Act includes the Official Statistics Act (Official Gazette, No 103/03), the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09) and the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), in which the date of its entry into force was indicated.

Ref.No.: 950-01/12-01/01

Zagreb, 22<sup>nd</sup> January 2013

President of  
the Legislation Committee of the  
Croatian Parliament  
Ingrid Antičević Marinović, m.p.

## THE OFFICIAL STATISTICS ACT (consolidated text)

### I. GENERAL PROVISIONS

#### Article 1

This Act regulates the fundamental principles of official statistics, organisation, status, activities and coordination of the official statistics system, the Development Strategy of Official Statistics of the Republic of Croatia, the Programme of Statistical Activities of the Republic of Croatia, collecting, processing and storage of statistical materials, statistical registers, dissemination and use of statistical data, confidentiality and protection of statistical data, international cooperation in statistics and other issues relevant to official statistics.

#### Article 2

This Act concerns all official statistics activities implemented by bodies which have been designated by this Act as producers of official statistics.

This Act does not concern the preparation, collection, production, usage and storage of data for administrative purposes, nor does it concern the collection of data through the method of observation and monitoring for purposes other than statistical ones, that is for needs other than those of official statistics.

This Act also concerns the data referred to in paragraph 2 of this Article from the moment data are delivered to the producers of official statistics designated by this Act.

### Article 3

The purpose of official statistics is the development of statistics, as well as the production and dissemination of statistical data in conformity with the fundamental principles of official statistics.

*Pursuant to the provision of Article 1, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in paragraph 1, after the words: »The purpose of official statistics« are inserted words: »the development of statistics, as well as«.*

Official statistics provide to the government, to the economy and to the public, on an impartial basis, reliable statistical data on the economic, demographic, social, health, and environmental situation, and on activities or events that can be measured by using statistical methods, and ensure the Meeting of international obligations concerning the production and dissemination of official statistics .

### Article 4

For the purpose of this Act, individual terms mean the following :

1. *»Activity of official statistics «* is any activity based on this Act or on the regulations stipulated in Articles 34 and 35 thereof, with the application of scientific and professional methods and standards aimed at producing, processing, and disseminating outputs of official statistical.

2. *»Producers of official statistics«* are the Croatian Bureau of Statistics, the Administrative Body of the City of Zagreb authorised for official statistics activities, the Croatian National Bank, and other authorised bodies determined in the Programme of Statistical Activities of the Republic of Croatia.

*Pursuant to the provision of Article 1, of the Act on Amendments to the Official Statistics Act (Official Gazette No 75/09), entered into force on 1<sup>st</sup> January 2010, in point 2, the words: »state administration offices in counties and« are deleted, and the word: »authorised« is replaced by the word: »authorised«.*

3. *»Development Strategy of the Official Statistics of the Republic of Croatia«* is a document establishing the development trajectory of official statistics in the Republic of Croatia, which states the key goals of the future multi-year period.

4. *»Programme of Statistical Activities of the Republic of Croatia«* (hereinafter: Programme) is a document establishing statistical activities for a multi-year period in conformity with this Act.

5. *»Annual Implementing Plan of the Statistical Activities of the Republic of Croatia«* (hereinafter: Annual Implementing Plan) is a document which is passed, with the aim of implementing the Programme, for each year to which the Programme refers.

*Pursuant to the provision of Article 2, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, in point 5, after the word: »plan« the words »statistical activities of the Republic of Croatia« (hereinafter: the Annual Implementing Plan) are inserted.*

6. *»Statistical survey«* is a method of systematic data collection by which the producers of official statistics collect data directly from the reporting unit for statistical purposes.

7. *»Statistical form«* is any record made on paper, or the electronic entry of a document used to collect data from the reporting units.

8. *»Collection of data«* is an activity that concerns the implementation of statistical surveys, the use of administrative data sources, and the method of observing and monitoring undertaken by the producers of official statistics to collect and process information on statistical units in conformity with the provisions of this Act.

*Pursuant to the provision of Article 2, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in point 8, the words: »monitoring and observational methods« are replaced by the words: »observational and monitoring methods«.*

9. *»Reporting units«* are legal persons and their constituent parts, natural persons, craftsmen, freelance professionals, households, state bodies and bodies of local and regional self-government, and all other persons on the territory of the Republic of Croatia that provide information exclusively for statistical purposes, in the content and within the timelines established in the Annual Implementing Plan.

10. *»Statistical unit«* is a basic observational unit to which data refer (natural person, legal entities and parts thereof, craftsman, freelance professional, household, state body, local and regional self-government unit, and other fundamental observational units referred to by the data).

*Pursuant to the provision of Article 2 of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, point 10 is amended.*

11. *»Identifier«* is any unequivocally determined feature from which directly or indirectly an individual reporting unit may be recognised.

12. *»Official statistical output «* is any statistical datum, which in content fulfils the purpose of official statistics in the manner stipulated in Article 3 of this Act, and which is produced, processed and disseminated in conformity with the provisions of this Act.

13. *»Official statistical datum«* (hereinafter: statistical datum) is any datum that is produced and disseminated in full conformity with the provisions of the Act or in conformity with the regulations stipulated in Articles 34 and 35 of this Act and which has been declared as such by the authorised producer of official statistics.

14. *»Dissemination«* is all the activities of official statistics including the presentation of official statistical outputs and the ways and forms of ensuring access to the outputs and methodological bases.

15. *»User of data «* is any legal and natural person, state body, or body of a local or regional self-government unit, and in particular, of a scientific institution and international organisation, which uses statistical data.

16. *»Statistical registers«* are nominal lists of reporting units, which are continuously updated and used exclusively for statistical purposes.

17. *»Statistical material«* is a group of documents containing: methodological bases, statistical forms, statistical reports, presentations, studies and analyses, summary reviews and results, publications and other documents which are drawn up in performing the official statistics activities.

18. *»Administrative data sources«* are collections of data drawn up according to special acts, and which used to determine the rights and obligations of legal and natural persons.

19. »Official statistics« implies quantitative and qualitative, aggregated and representative information that describes a mass phenomenon in an observed population in conformity with current rules that regulate official statistics in the Republic of Croatia.
20. »Development« implies activities that determine, strengthen and improve statistical methods, standards and procedures which are used for the production and dissemination of statistical data and formation of new statistics and indicators.
21. »Production of statistical data« implies all the activities that relate to the collection, storage, processing and analysis which in turn are necessary for compiling statistics.
22. »Utilisation of data for statistical purposes« implies the utilisation of collected data exclusively for the development and production of statistical results and analysis.
23. »Confidential data« are data that enable direct or indirect identification of statistical units, thereby revealing particular information. In order to determine whether a statistical unit can be identified, all relevant means that may be used by a third party for identifying a statistical unit are taken into consideration.
24. »Direct identification« is identification of a statistical unit on the basis of its designation/name and surname, address or publically accessible identification number.
25. »Indirect identification« is identification of a statistical unit on the basis of any other means besides direct identification.
26. »Commission (Eurostat)« is the Statistical Office of the European Union.
27. »Metadata« are data that define and describe other data necessary for the utilisation and interpretation of statistics.
28. »Data collected using the observational and monitoring method« are all data that are collected in a direct or indirect manner from reporting units for scientific research or other purposes.
29. »Holders of data collected using the observational and monitoring method« are legal entities that have conducted research using the observational and monitoring method.
30. »The European statistics Code of Practice« is a Commission (Eurostat) document intended for ensuring public trust in official statistics which determines development, production and dissemination of official statistics in conformity with statistical principles and criteria for quality and best international statistics practice.

*Pursuant to the provision of Article 2, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, after point 18, points 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29 and 30 are added.*

## II. FUNDAMENTAL PRINCIPLES OF OFFICIAL STATISTICS

### Article 5

Official statistics are based on the principles of professional independence, impartiality, objectivity, reliability, statistical confidentiality and cost-effectiveness.

This Act relates only to statistical confidentiality and has no effect on provisions of particular acts that maintain confidentiality other than statistical .

*Pursuant to the provision of Article 3, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 5 is amended.*

## Article 6

The principles stated in Article 5 of this Article have the following meaning:

1. *Professional independence* means that the producers of official statistics must develop, produce and disseminate official statistics in a neutral manner, without any political pressure or pressure by interest groups, particularly as regards the selection of techniques, definitions, methodologies and data sources to be used as well as the schedule and the content of all forms of dissemination,
2. *Impartiality* means the official statistics must be developed, produced and dissemination in a neutral manner, and that all users must be given equal treatment.
3. *Objectivity* means that official statistics must be developed, produced and disseminated in a systematic, reliable and unbiased manner, applying professional and ethical standards, and that the policies and practices followed are transparent to users.
4. *Reliability* means that official statistics must reflect observed phenomenon in as authentic, as accurate and as consistent manner, while the selection of sources, methods and procedures should be based on scientific criteria.
5. *Statistical confidentiality* implies the protection of confidential data related to individual statistical unit, which are collected directly for statistical purposes or indirectly from administrative or other sources, implying the prohibition of use of collected statistical data for non-statistical purposes and their unlawful disclosure.
6. *Cost-effectiveness* means that the costs of producing official statistics must be in proportion to the importance of the target result and benefit, that resources must be optimally utilised and that the burden on the reporting units must be reduced to the least possible measure.

*Pursuant to the provision of Article 4, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 6 is amended.*

## II. A. QUALITY OF OFFICIAL STATISTICS

### Article 6a

In order to guarantee quality of results, official statistics are developed, produced and disseminated on the basis of equivalent standards and harmonised methods. In that sense, the following criteria are applied:

1. *Relevancy* – which refers to the degree to which statistics meet the current and potential needs of users.
2. *Accuracy* - which refers to the closeness of estimates to unknown true values.
3. *Timeliness* –which refers to the period between availability of information and the event or phenomenon it describes.

4. *Punctuality*- which refers to the period between the date of releasing of data and the target date.
5. *Accessibility and clarity* - which refers to the conditions and modalities by which user can obtain, use and interpret data.
6. *Comparability* - which refers to the measure of impact of differences in applied statistical concepts, measurement tools and procedures where statistical data are compared between geographical areas, sectoral domains or over time.
7. *Coherence* – which refers to the adequacy of the data to be reliably combined in different ways and for various uses.

*Pursuant to the provision of Article 5, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, after Article 6, heading and Article 6 a are added.*

#### Article 6b

The producer of official statistics during development, production and dissemination of official statistics, in conformity with the principles of official statistics and criteria for quality of official statistics stem from the European Statistics Code of Practice principles .

*Pursuant to Article 5, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, after Article 6 a , Article 6 b is added.*

### III. ORGANISATION, STATUS, TASKS AND COORDINATION OF THE OFFICIAL STATISTICS SYSTEM

#### Article 7

The tasks of official statistics are performed by the following producers of official statistics:

1. The Croatian Bureau of Statistics as the central body,
2. The administrative body of the City of Zagreb authorised for conducting official statistics tasks,

*Pursuant to the provision of Article 2, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 1<sup>st</sup> January 2010, point 2 is amended.*

3. The Croatian National Bank,
4. Other authorised producers of official statistics as determined by the Programme (hereinafter: authorised bodies).

Pending the acquisition of the status of authorised body referred to in paragraph 1 point 4 of this Article, the Director General of the Croatian Bureau of Statistics shall establish working groups with the participation of all the bodies that may be considered producers of official statistics, with all the rights and obligations of a producer of official statistics, for the drawing up of the proposal of the Development Strategy of the Official Statistics of the Republic of Croatia and the Programme proposal.

Article 8

The Croatian Bureau of Statistics is the chief producer, disseminator and coordinator of the official statistics system of the Republic of Croatia, and the main representative of the national statistical system in the European and international bodies responsible for statistics.

*Pursuant to the provision of Article 6, of the Act on Amendments to the Official Statistics Act (»Official Gazette«, No 59/12,) entered into force on 5<sup>th</sup> June 2012, in paragraph 1, after the word »Croatia«, the fool stop is deleted and the words: »and the main representative of the national statistical system in the European and international bodies responsible for statistics« are inserted.*

The Croatian Bureau of Statistics is a state administration organisation which autonomously performs its tasks, in conformity with the law.

The Croatian Bureau of Statistics has regional units. The number and the headquarters of the regional units and other issues relevant to their operation will be set by the Regulation on Internal Organisation of the Croatian Bureau of Statistics.

*Pursuant to the provision of Article 3, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 1<sup>st</sup> January 2010, after paragraph 2, paragraph 3 is added.*

Article 9

The following tasks concerning the field of statistics are under the jurisdiction of the Croatian Bureau of Statistics:

- Drafting a proposal of the Development Strategy of the Official Statistics of the Republic of Croatia,
- Developing an official statistics system,
- Coordinating, drafting and implementing the Programme and the Annual Implementing Plan, as well as the Report on Implementation of the Programme and the Annual Implementation Report,
- Monitoring the implementation of the principles referred to in Article 6 of this Act,
- Establishing, updating and maintaining methodological bases, and ensuring their international harmonisation in cooperation with the producers of official statistics, monitoring the application of these methodological bases, and providing instructions to other producers of official statistics on the application of the methodology,
- Preparing and implementing statistical activities, meeting international obligations in official statistics from the scope of work determined by the Programme,
- Producing basic indicators and aggregates of official statistics from the scope of work determined by the Programme, using all available data sources, using administrative data sources, and data obtained through the observation and monitoring methods collected by all producers of official statistics,
- Monitoring and implementing quality control of statistical results,
- Producing analyses and official interpretations of statistical outputs from the scope of work of the Croatian Bureau of Statistics,

- Organising and managing statistical registers and a statistical database,
- Organising exchange of results and methodological bases of official statistics with other countries and international organisations, unless such authority CBS granted to another producer of official statistics, or unless otherwise regulated by a particular act,
- Supervising the implementation of the provisions of this Act,
- Performing other tasks placed under its authority.

#### Article 10

The Croatian Bureau of Statistics shall be informed about all legislative and other relevant activities relating to official statistics in due time.

#### Article 11

No one may give instructions to the Director General of the Croatian Bureau of Statistics that concern the professional and methodological issues of official statistics, and particularly:

- The content and methodology of statistical activities,
- The scope and type of data collected, processed and disseminated according to the Annual Implementing Plan.

It is the right of the Director General of the Croatian Bureau of Statistics to prevent the collection, processing, dissemination and analysis of statistical data, which could lead to a non-objective presentation.

The Director General of the Croatian Bureau of Statistics shall have the right to make a public statement in the case of misinterpretation or misuse of statistical data.

#### Article 12

The funds for performing the tasks of official statistics shall be allocated to the Croatian Bureau of Statistics from the State Budget of the Republic of Croatia.

The Croatian Bureau of Statistics may conduct its own separate activity, which generates income, under the condition that these tasks do not harm the performance of tasks for which it has been originally established.

The costs of additional activities for collecting, processing and disseminating data shall be borne by the user.

The funds that the Croatian Bureau of Statistics receives from international donors shall be used to finance the activities of official statistics.

The incomes referred to in paragraphs 2 and 4 of this Article shall be the income of the State Budget of the Republic of Croatia.



## *The administrative body of the City of Zagreb authorised for official statistics tasks*

*Pursuant to the provision of Article 4, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 1<sup>st</sup> January 2010, above Article 13, subheading is amended.*

### Article 13

The administrative body of the City of Zagreb authorised for official statistics tasks, pursuant to, in the content and within the timelines determined by the Programme and the Annual Implementing Plan, is responsible for the collection, production, processing and dissemination of statistical data and the processing of administrative data and data collected using the observation and monitoring method for territories pertaining to the City of Zagreb, in conformity with the provisions of this Act.

*Pursuant to the provision of Article 4, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 1<sup>st</sup> January 2010, Article 13 is amended.*

## *Croatian National Bank*

### Article 14

The Croatian National Bank shall perform all the tasks of official statistics in conformity with this Act and special laws in the content and within the timelines determined by the Programme and the Annual Implementing Plan.

## *Authorised official statistics bodies determined by the Programme*

### Article 15

Authorised bodies, pursuant to, in the content and within the timelines determined by the Programme and Annual Implementing Plan, shall be responsible for the following:

- The collection, production, processing and dissemination of statistical data, and the processing of administrative data and data collected using through the observation and monitoring method in conformity with the provisions of this Act.

## *The Statistics Council*

### Article 16

Pursuant to this Act, the Statistics Council of the Republic of Croatia shall be formed within the Croatian Bureau of Statistics (hereinafter: Council).

The Council shall be an advisory and professional body for strategic issues concerning official statistics, and shall be established with the aim of ensuring the influence of users, science and the general public on the Programme.

## Article 17

The tasks of the Council shall be to provide expert opinion and proposals on:

- The proposal of the Development Strategy of Official Statistics of the Republic of Croatia,
- The Programme proposal and its amendments and additions, the Annual Implementing Plan, the proposals of the Report on Implementation of the Programme and Annual Implementation Report,
- The need to implement censuses, introduce, revise or terminate extensive statistical surveys, infrastructure projects, and the funds necessary for their implementation,
- Standpoints and guidelines for the application of the fundamental principles of official statistics,
- Proposal of acts and other legal documents, which concern the activities or producers of official statistics,
- Cases of nondisclosure of data by bodies that manage administrative data sources, and when the data from these sources are used for official statistics,
- Cases where the producers of official statistics do not proceed in conformity with the provisions of this Act,
- The development and promotion of the official statistics system and international cooperation,
- Other issues of significance for the work of official statistics.

## Article 18

The Council consists of 19 members.

*Pursuant to the provision of Article 5, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 8<sup>th</sup> July 2009, in paragraph 1, the number: »13« is replaced by the number: »15«.*

*Pursuant to the provision of Article 7, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12) entered into force on 5<sup>th</sup> June 2012, in paragraph 1, the number: »15« is replaced by the number: »19«.*

The Director General of the Croatian Bureau of Statistics is a member of the Council as a part of his or her official duty.

The other members of the Council shall be the representatives of:

- The Croatian National Bank – one member,
- The Ministry of Finance – one member,
- The Croatian Parliament – one member,
- State administration bodies – one member,
- The body of local and regional self-government units – one member,

- The Croatian Chamber of the Economy – one member,
- Scientific-professional institutions – two members,
- The Employers' Association – one member,
- Trade unions – one member,
- Non-governmental organizations (associations) – one member,
- Civil society organisations - one member,

*Pursuant to the provision of Article 7, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, in paragraph 3, subparagraph 11 is amended.*

- Croatian Chamber of Trades and Crafts - one member,
- The Ministry of Economy - one member,

*Pursuant to the provision of Article 5, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 8<sup>th</sup> July 2012, in paragraph 3, after subparagraph 11, subparagraphs 12 and 13 are added.*

*Pursuant to the provision of Article 7, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in paragraph 3, the subparagraph 13 is amended .*

- The Ministry of Entrepreneurship and Crafts - one member,
- The Ministry of Labour and the Pension System - one member,
- The Ministry of Regional Development and EU Funds - one member,
- The State Office for Trade Policy - one member.

*Pursuant to the provision of Article 7, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in paragraph 3, after subparagraph 13, subparagraphs 14, 15, 16 17 are added .*

## Article 19

Members of the Council shall be nominated by the institutions and bodies referred to in Article 18 paragraph 3 of this Act, and shall be appointed by the Government of the Republic of Croatia.

The Council shall have a President elected by the members of the Council from among themselves.

## Article 20

Members of the Council shall be appointed for a period of 5 years, with the possibility of being reappointed.

#### Article 21

Expert opinions and proposals passed by the Council in conformity with the provisions of the Act shall be published in the official newsletter of the Croatian Bureau of Statistics.

#### Article 22

Expert and administrative tasks for the Council shall be carried out by the expert service of the Croatian Bureau of Statistics.

#### Article 23

The Council shall pass a Rules of Procedures of its work.

The funds for the Council's work will be provided from the State Budget of the Republic of Croatia.

### IV. THE DEVELOPMENT STRATEGY AND OFFICIAL DOCUMENTS ON PLANNING OFFICIAL STATISTICS IN THE REPUBLIC OF CROATIA

*Pursuant to the provision of Article 8, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, above Article 24, the heading of Title IV is amended.*

#### Article 24

The proposal of the Development Strategy of Official Statistics of the Republic of Croatia shall be drawn up by the Croatian Bureau of Statistics in cooperation with the producers of official statistics and accompanied by the Council's opinion.

*Pursuant to the provision of Article 9, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 24 is amended .*

#### Article 25

The Development Strategy of Official Statistics of the Republic of Croatia shall be passed by the Croatian Parliament (Sabor) and published in the Official Gazette ("Narodne novine").

#### Article 26

The Programme proposal shall be drawn up by the Croatian Bureau of Statistics in cooperation with other producers of official statistics and upon obtaining the Council's opinion.

The Croatian Bureau of Statistics shall draft a Programme proposal for periods that are identical to the periods defined in the European Statistical Programme of the European Union.

The starting point for the drafting of the Programme proposal referred to in paragraph 1 of this Article is the Development Strategy of Official Statistics of the Republic of Croatia.

*Pursuant to the provision of Article 10, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5 June 2012, Article 26 is amended.*

#### Article 27

The Programme shall be passed by the Croatian Parliament for a multi-year period.

The Programme shall be published in the Official Gazette.

#### Article 28

The Croatian Bureau of Statistics shall draw up the Programme proposal by 31 May of the current year preceding the period referred to by the Programme.

*Pursuant to the provision of Article 11, of the Act on Amendments to the Official Statistics Act (Official Gazette, N° 59/12), entered into force on 5<sup>th</sup> June 2012, Article 28 is amended.*

#### Article 29

The Programme shall contain:

1. An overview of development goals of official statistics according to the Development Strategy of Official Statistics of the Republic of Croatia,
2. An overview of the main official statistical outputs which should be produced and disseminated in each field, and harmonised with international requirements and standards,
3. The name of the responsible producers of official statistics,
4. The name of the holder of administrative data source or of data acquired using the observation and monitoring method.

*Pursuant to the provision of Article 12, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5 June 2012, point 4 is amended.*

5. An overview of the most significant infrastructural and developmental activities, such as censuses and large-scale surveys, which will be implemented, or which will be initiated in the period to which the Programme refers.

Deleted paragraph 2.

*Pursuant to the provision of Article 12, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, paragraph 2 is deleted.*

## Article 30

In order to implement the Programme, an Annual Implementing Plan shall be passed for each year referred to by the Programme.

The Annual Implementing Plan proposal shall be drawn by the Croatian Bureau of Statistics in cooperation with the producers of official statistics and upon obtaining the Council's opinion.

*Pursuant to the provision of Article 13, of the Act on Amendments and the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, paragraph 2 is amended.*

## Article 31

The Croatian Bureau of Statistics shall draw up the draft proposal of the Annual Implementing Plan by 31 May of the current year for the following year.

*Pursuant to the provision of Article 14, of the Act on Amendments and the Official Statistics Act (»Official Gazette«, No 59/12) entered into force on 5<sup>th</sup> June 2012, paragraph 1 is amended.*

The Annual Implementing Plan shall be passed by the Croatian Parliament.

The Annual Implementing Plan shall be published in the Official Gazette.

## Article 32

The Annual Implementing Plan shall lay down:

1. For statistical surveys by the direct collection of data:

- a) The producer of official statistics,
- b) The title of the statistical survey,
- c) The periodicity of surveying,
- d) Short content description,
- e) The reporting units,
- f) The method of data collection,
- g) Data collection timelines,
- h) The connection to the outputs or activities in the Programme,
- i) The deadlines for publication of results,
- j) Level of publication of results
- k) Relevant national standards,

l) Relevant international standards.

2. For statistical research where the data are acquired from administrative sources or by the observation and monitoring method:

a) The producer of official statistics,

b) The holder of administrative data source or data obtained using the observation and monitoring method,

c) The title of the group or series of administrative data sources or data collected using the observation and monitoring method,

d) The periodicity,

e) The data transfer deadlines,

f) The format (hardcopy, electronic medium, on-line access),

g) The classifications/definitions that should be adhered to by the holder when the data have been prepared for transfer to the producer of official statistics,

h) The connection to the outputs or activities in the Programme,

i) The deadlines for publication of results,

j) The level of publication of results,

k) Relevant national standards,

l) Relevant international standards.

3. For the development of infrastructural activities, censuses, and other more extensive statistical surveys:

a) The producer of official statistics,

b) The title of the activity,

c) A short description of the activity content,

d) The goals to be achieved in the course of the year,

e) Relevant national standards,

f) Relevant international standards.

*Pursuant to the provision of Article 15, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 32 is amended .*

## Article 33

With the aim of drafting the Annual Implementation Report , the producer of official statistics shall submit its report to the Croatian Bureau of Statistics by 28<sup>th</sup> February of the current year for the previous year.

The proposal of the Annual Implementation Report , following the submission of the Council's opinion, shall be drawn up by the Croatian Bureau of Statistics by 31<sup>st</sup> May of the current year for the previous year.

*Pursuant to the provision of Article 16, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, paragraph 2 is amended.*

The decision on the Annual Implementation Report shall be passed by the Croatian Parliament.

## Article 34

The population census and other extensive statistical surveys are regulated by a special act and shall be part of the Programme and the Annual Implementing Plan.

## Article 35

Pursuant to the decision by the Government of the Republic of Croatia, statistical activities which have not been previously determined by the Annual Implementing Plan shall be conducted in conformity with the provisions of the this Act.

Data obtained by conducting the statistical activities referred to in paragraph 1 of this Article shall be regarded as official statistical data.

The funds for conducting the statistical activities referred to in paragraph 1 of this Article shall be provided from the State Budget of the Republic of Croatia.

## V. COLLECTION OF DATA

### Article 36

The producers of official statistics referred to in Article 7 of this Act shall have the right to collect data from all available sources.

The producers of official statistics referred to in paragraph 1 of this Article shall decide on the selection of the source with regard to the quality, timeliness, cost-effectiveness and the burden on the reporting units from which these data are collected.

### Article 37

The reporting units shall be informed, at the latest by the moment when the data are collected, about:

- The legal grounds for implementing the survey,



- The purpose of the survey,
- The mandatory or non-mandatory basis of providing data,
- The responsible producer of official statistics activity,
- The use of data exclusively for statistical purposes,
- The protection of data.

#### Article 38

In the case where the basis of providing data is mandatory, the reporting units shall be bound to provide accurate, complete and updated data on statistical units for the needs of statistical surveying without remuneration, and in the content and form determined by the producer of official statistics and within the timelines determined by the Annual Implementing Plan or upon decision of the Government of the Republic of Croatia referred to in Article 35 of this Act.

The reporting units are bound to provide, for the requirements of Intrastat statistical survey to the Ministry of Finance, Customs Administration, accurate, complete and updated data on trade in goods within the European Union, without remuneration, in content and in form as determined by the producer of official statistics and within the deadlines determined by the Annual Implementing Plan or Decision by the Government of the Republic of Croatia as referred to in Article 35 of this Act.

*Pursuant to the provision of Article 17, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5 June 2012, after paragraph 1, the new paragraph 2 is added.*

In the case where the reporting units participate in statistical survey implementation on a non-mandatory basis, they are bound to provide accurate, complete and updated data without remuneration for the needs of statistical surveying, in the content and form determined by the producer of official statistics and within the timelines determined by the Annual Implementing Plan or upon the decision of the Government of the Republic of Croatia referred to in Article 35 of this Act.

No one shall be bound to provide data if the statistical survey has not been determined by the Annual Implementing Plan, by the Programme, or by the decision of the Government of the Republic of Croatia referred to in Article 35 of this Act, or if the obligation of providing data does not arise from this or a special act.

*Pursuant to the provision of Article 17, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5 June 2012, present paragraphs 2 and 3 become paragraphs 3 and 4.*

#### Article 39

If the data stated by the reporting units are not accurate, complete and updated, the reporting units shall be bound to correct them, or make additions, in conformity with instructions and within set deadlines.

#### Article 40

The Croatian Bureau of Statistics, in conformity with the provisions of this Act, maintains the right to access confidential data collected from statistical surveys conducted by other producers of official statistics, under the condition that it is necessary for effective development, production, dissemination or

for enhancing the quality of official statistics and that the delivery of such data is justified, in conformity with the ordinance and appropriate official documents stated in paragraph 7 of this Article.

In conducting the official statistics tasks in conformity with the provisions of this Act, and in order to reduce the burden on the reporting units and to ensure compliance necessary for the production of official statistics or for estimating the quality of outputs, other producers of official statistics shall have the right to access confidential data collected from statistical survey that have been conducted by other producers of official statistics, under the condition that this is deemed necessary for effective development, production, dissemination or for improving the quality of official statistics from their scope of work and that the submission of such data is justified, in conformity with the ordinance and the respective official documents stated in paragraph 7 of this Article.

Any access or transfer of confidential data stated in paragraphs 1 and 2 of this Article, must be recorded along with noting the producer of the official statistics to whom the data is submitted and the purpose for which it is given.

All confidential data stated in paragraphs 1 and 2 of this Article are subject to all provisions on confidentiality and protection of statistical data as stipulated by this Act.

Confidential data stated in paragraphs 1 and 2 of this Article may be utilised exclusively for statistical purposes and may be accessible only to persons authorised for the collection and processing of statistical data within the particular scope of work.

The producers of official statistics are obliged within the framework of their responsibilities to undertake all necessary regulatory, administrative, technical and organisational measures with the aim of ensuring the physical and logical protection of confidential information stated in paragraphs 1 and 2 of this Article.

The manner of providing data stated in paragraphs 1 and 2 of this Article and the manner of implementing protective measures in terms of paragraph 6 of this Article is determined in the ordinance given by the Director General of the Croatian Bureau of Statistics or a corresponding official documents given by the authorised persons from other producers of official statistics.

Confidential data as stated in paragraphs 1 and 2 of this Article cannot be submitted further without specific permission from the producer of official statistics that had previously provided the respective data.

Persons that have access to confidential data stated in Articles 1 and 2 of this Act must act in conformity with the provisions of this Act relating to the confidentiality and protection of statistical data following termination of employment or after conducting official statistics tasks based upon which they might have had access to confidential data.

*Pursuant to the provision of Article 18, of the Act on Amendments to the Official Statistics Act (»Official Gazette«, No 59/12), entered into force on 5<sup>th</sup> June 2012, with the exception of the part which is related to the provision of Article 40 paragraph 2, which shall enter into force on the day of the accession of the Republic of Croatia to the European Union, Article 40 is amended.*

#### Article 41

For the purpose of performing the tasks of official statistics, the Croatian Bureau of Statistics shall have the right to use all administrative data sources and data collected using the observation and monitoring method without remuneration.

*Pursuant to the provision of Article 6 of the Act on Amendments to the Official Statistics Act (Official Gazette No 75/09), entered into force on 8<sup>th</sup> July 2009, after the words: »using the observational and monitoring method« the fool stop is deleted and the words: »without remuneration« are inserted.*

Other producers of official statistics shall have the right referred to in paragraph 1 of this Article if this has been provided for in the Annual Implementing Plan.

The holders of administrative data sources and data obtained through the observation and monitoring method shall be bound to make available for use such data in conformity with the request of the producers of official statistics.

*Pursuant to the provision of Article 6 of the Act on Amendments to the Official Statistics Act (Official Gazette No 75/09), entered into force on 8<sup>th</sup> July 2009, after the words: »the request of producer of official statistics« is deleted the fool stop and the words: »without remuneration« are inserted.*

#### Article 41a

The holders of administrative data sources and data collected using the observation and monitoring method, on account of effective access to data, are bound upon a special request by the Croatian Bureau of Statistics to allow an assessment of the content and potential possibilities of stated data sources.

The Croatian Bureau of Statistics may recommend the holders of administrative data sources an appropriate development of methods and systems for managing administration data source for the requirements of official statistics according to available resources.

The conditions and manner of conducting activities for achieving effective access to data as required is regulated by a particular written agreement between the Croatian Bureau of Statistics and the holders of administrative data sources.

*Pursuant to the provision of Article 19, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, after Article 41, Article 41 a is added.*

#### Article 41b

Holders of administrative data sources and data collected using an observation and monitoring method are bound to familiarise the Croatian Bureau of Statistics in a timely manner with the intention of collecting administrative data and to inform the Croatian Bureau of Statistics of all undertaken changes of the data content in existing administrative data sources and subsequently submit the metadata for administrative data which are used for statistical purposes.

Holders of administrative data sources and data collected using an observation and monitoring method are bound, prior to the introduction, amending or expansion of administrative data sources, to inform the Croatian Bureau of Statistics about it in written form.

*Pursuant to the provision of Article 19, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 41 b is added.*

#### Article 42

The Croatian Bureau of Statistics shall not be bound to establish and keep records on collections of personal data it gathers for official statistical purposes or to ensure the rights of reporting units in conformity with the provisions of the Act on Personal Data Protection.

#### Article 43

The Croatian Bureau of Statistics, in cooperation with the producers of official statistics, shall determine the methodological bases for implementation of all statistical surveys.

The methodological bases referred to in paragraph 1 of this Article comprise the determination of statistical units, the determination of the content and features of statistical surveys, definitions, nomenclatures, classifications and standards used in implementing statistical surveys and determination of the reporting units that include each statistical survey.

#### Article 44

In the cases where it becomes necessary to perform an assessment of the methodology or of the quality of the data source which are to be collected through statistical surveys, the Croatian Bureau of Statistics and other producers of official statistics, with the approval of the Director General of the Croatian Bureau of Statistics, may conduct pilot-surveys even in cases where such surveys have not been provided for in the Annual Implementing Plan or by a special act.

Data collected by implementation of statistical surveys referred to in paragraph 1 of this Article shall not be considered as official statistical data and the provisions of the Act on the Publicity and Data Dissemination shall not apply to them.

#### Article 45

The producers of official statistics may entrust the implementation of individual tasks related to the activities of official statistics to another natural or legal person through contract.

The producers of official statistics shall have the right and obligation to implement control and shall be accountable for the quality of the obtained outputs referred to in paragraph 1 of this Article.

The natural or legal persons referred to in paragraph 1 of this Article, when performing the tasks referred to in paragraph 1 of this Article, shall proceed in conformity with the provisions of this Act, and in particular in conformity with the provisions on statistical confidentiality.

## VI. PROCESSING AND STORING OF STATISTICAL MATERIAL

#### Article 46

Producers of official statistics, after inputting, compiling and codifying the collected data or data obtained from administrative sources, and after the using these data to update statistical registers, shall be bound to separate the identifiers from the content variables.

#### Article 47

Producers of official statistics shall be bound to destroy statistical forms in paper format, which contain data collected from statistical survey once the phase of inputting, compiling, codifying and processing phase of the data has been completed.

#### Article 48

Statistical material shall be documented and stored by the producers of official statistics.

#### Article 49

Statistical material shall be stored in such a way as to prevent its destruction, misuse, falsification, alienation and unauthorised disclosure.

#### Article 50

The storing method, and the time, technique and organisation of storing statistical material shall be regulated by the ordinance passed by the General Director of Official Statistics, or by the authorised person of another producer of official statistics.

### VII. STATISTICAL REGISTERS

#### Article 51

For official statistics requirements, the Croatian Bureau of Statistics shall maintain statistical registers

*Pursuant to the provision of Article 20, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, paragraph 1 is amended.*

The organisation, management and utilisation of data from the statistical registers referred to in paragraph 1 of this Article shall be regulated by the ordinance passed by the General Director of the Croatian Bureau of Statistics.

#### Article 52

The Croatian Bureau of Statistics shall use data from administrative data sources, censuses, statistical surveys and data collected using the observation and monitoring method for the purpose of organising and managing statistical registers.

The Croatian Bureau of Statistics shall have the right to adjust the data obtained from administrative data sources to harmonise them with the definitions and classifications used for the statistical registers that it keeps.

The Croatian Bureau of Statistics shall allocate a numerical code as a unique identifier for each unit in the statistical register, regardless of the code used by other bodies for their administrative data.

#### Article 53

The data from the statistical register shall be used exclusively for statistical purposes and for the compilation of aggregate data.

The data from statistical registries shall not be given to users in a form and in a manner which allows for the recognition of the unit to which the data refer.

## VIII. THE DISSEMINATION AND USE OF STATISTICAL DATA

### Article 54

The data collected in conformity with the Programme and the Annual Implementing Plan shall be used only for statistical purposes.

### Article 55

Statistical data shall be disseminated by the producers of official statistics in an aggregate form and within the deadlines determined in the Annual Implementing Plan.

The official statistical data referred to in paragraph 1 of this Article shall be available in an equal manner and at the same time to all users.

For each statistical datum published, the responsible producer of official statistics must be noted.

*Pursuant to the provision of Article 21 of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, after paragraph 2, the new paragraph 3 is added.*

Provision of official statistical data by a person authorised for conducting official statistics tasks prior to their official dissemination is deemed a serious breach of official duty.

Statistical data must be accompanied by an explanation in order to facilitate interpretation and provide professional assistance to users in their interpretation and assessment.

When using statistical data, users shall state the source of such data.

*Pursuant to the provision of Article 21, of the Act on Amendments and s to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, the present paragraphs 3, 4, 5 become paragraphs 4, 5 and 6.*

### Article 56

The statistical data referred to in Article 55 paragraph 1 of the Act may also be disseminated individually in exceptional circumstances:

- If the reporting unit agrees in writing to this form of dissemination of data,
- If the data have been collected from public (generally available) data compilations,
- If such data are disseminated in a form and in a way that does not allow identification of the reporting unit to which the data refer.

### Article 57

The producer of official statistics shall be bound to draft the Calendar of Publication of Statistical Data, which includes the dates of publication of the statistical data at least three months prior to the period to which the Annual Implementing Plan refers.

Any departure from the deadlines stated in the Calendar referred to in paragraph 1 of this Article shall be announced at least 3 days prior to the publication date defined in the Calendar.

*Pursuant to the provision of Article 22 of the Act on Amendments and to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 57 is amended.*

#### Article 58

Producers of official statistics may, on the request by the user, provide data obtained through special processing.

The costs of the special processing referred to in paragraph 1 of this Article shall be borne by users who have requested such processing.

The terms and ways of providing the data referred to in paragraph 1 of this Article, as well as the costs of special processing, shall be determined by the Director General of the Croatian Bureau of Statistics, or by the authorised person of other producers of official statistics by a special act.

### IX. CONFIDENTIALITY AND PROTECTION OF STATISTICAL DATA

#### Article 59

For the purpose of this Act, statistical data on natural or legal persons, if these data can directly or indirectly be related to the natural or legal person, shall be deemed statistically confidential and shall represent a official secret.

#### Article 60

The provision of Article 59 of this Act shall apply from the moment the reporting unit makes them available to the producers of official statistics.

The data that are collected from other sources and that are used only for the purposes of official statistics are subject to the provisions of Article 59 of this Act from the moment of delivery to the producers of official statistics.

#### Article 61

Confidential statistical data collected for the purpose of official statistics, may be used only for statistical purposes and are presented in an aggregated form.

*Pursuant to the provision of Article 23, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in Article 61 the word.: »individual« is replaced by the word: »confidential«.*

Confidential statistical data referred to in paragraph 1 of this Article may be used only in conformity with the provisions of this Act and may not become the basis for determining any kind of rights and obligations for the reporting units, such as administrative, legal or tax purposes, nor for verification of the reporting units.

*Pursuant to the provision of Article 23, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, after paragraph 1 paragraph 2 is added.*

## Article 62

The person authorised for collecting and processing of statistical data shall be bound to proceed in conformity with the provision of Article 59 of this Act.

The persons referred to in paragraph 1 of this Article shall not use the confidential statistical data obtained while conducting official statistics tasks for their own needs or for the purpose of conducting tasks for other entities.

*Pursuant to the provision of Article 24, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in paragraph 2 the word: »individual« is replaced by the word: »confidential «.*

The obligation referred to in paragraph 1 of this Article remains in force after termination of employment, or after the tasks referred to in paragraph 1 of this Article have been completed.

## Article 63

Persons who are authorised to sporadically perform tasks of official statistics (interviewers, census enumerators, etc.) shall act in conformity with the provisions of this Act, which concern the confidentiality and protection of statistical data.

## Article 64

The protection of statistical data collected in conformity with the Programme and the Annual Implementing Plan includes procedures of a technical and organisational nature, as well as other suitable logistical - technical procedures, which ensure the premises and information technology, dissemination of statistical data and the subsequent determination of the processing method, time and purpose .

The manner of protecting statistical data referred to in paragraph 1 of this Article shall be determined by the Director General of the Croatian Bureau of Statistics, or by the authorised person of other producers of official statistics.

## Article 65

Producers of official statistics may, within their area of responsibility, upon a written request, allow scientists and scientific organisations that conduct statistical analyses for scientific purposes access to confidential data that provide only an indirect identification of the statistical units.

*Pursuant to the provision of Article 25, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, paragraph 1 is amended.*

The request referred to in paragraph 1 of this Article shall state the purpose in using the statistical data.

A special contract shall be signed for the use of the statistical data referred to in paragraph 1 of this Article, according to which the user shall be held materially and criminally liable whereby statistical data only are to be used for the purpose stated in the request, shall not allow such data for viewing by unauthorised persons, and shall destroy such data after its use.



The manner of providing the data referred to in paragraph 1 of this Article for scientific use is determined in the ordinance passed by the Director General of the Croatian Bureau of Statistics and the appropriate documents by authorised persons representing producers of official statistics.

*Pursuant to the provision of Article 25, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12) entered into force on 5<sup>th</sup> June 2012, after paragraph 3, paragraph 4 is added.*

#### Article 66

The producers of official statistics shall keep records on the users referred to in Article 65 of this Act and the purpose for which the statistical data have been given for use.

### X. INTERNATIONAL STATISTICAL COOPERATION

#### Article 67

In meeting international obligations, the producers of official statistics shall achieve comparability with other European countries, abide by and apply international standards and the European Statistics Code of Practice, thus actively participating in the development of official statistics at an international level.

*Pursuant to the provision of Article 26, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, in Article 67 after the words: „international standards“ the words: »and the European statistics Code of Practice« are added.*

#### Article 68

The Croatian Bureau of Statistics shall organise the exchange of the outputs and methodological bases of official statistics with other countries and international organisations, unless in certain cases it may grant the authority to do so to another producer of official statistics, or unless otherwise regulated by a particular act.

The Croatian Bureau of Statistics and other producers of official statistics may transfer confidential statistical data to the Commission (Eurostat), statistical offices and other national bodies of other countries that are responsible for the development, production and dissemination of official statistics, if the stated users ensure statistical confidentiality under the condition that the transfer of such data is necessary for effective development, production, dissemination and improvement of quality of the official statistics at European level and that the delivery of such data is justifiable.

Confidential data that are transferred in conformity with paragraph 2 of this Article can only be used for statistical purposes and are available only to persons who work in the field of statistics within their particular scope work.

The producer of official statistics who has given the data will decide on whether to provide approval to the Commission (Eurostat) to allow scientific institutions and international organisations who conduct statistical analyses for scientific purposes, access to the transferred confidential data which would only allow indirect identification of a statistical unit, in conformity with the European Union regulations that define the conditions for providing access to confidential data for scientific purposes.

Any transfer or allowing access to statistical data referred to in paragraph 2 and 4 of this Article must be recorded along with noting the statistical office or other national body from another country to whom data have been submitted, and scientists from scientific institutions or international organisations who are given access to data.

The statistical office or other national body of another country to whom the data is transferred must sign a statement confirming that the transferred statistical data is subject to the provisions of statistical confidentiality and that their use will be exclusively for statistical purposes.

*Pursuant to the provision of Article 7, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09), entered into force on 8<sup>th</sup> July 2012, in paragraph 2, after the words: »confidentiality and protection of statistical data« the comma is deleted and the words: »the European Union Statistical Office (Eurostat) are added«.*

*Pursuant to the provision of Article 27, of the Act on Amendments and the Official Statistics Act (»Official Gazette«, No 59/12) entered into force on 5<sup>th</sup> June 2012, Article 68 is amended .*

## XI. PENALTY PROVISIONS

### Article 69

A legal person shall be fined an amount ranging from HRK 2 000.00 to HRK 10 000.00 for a misdemeanour if:

1. Fails to provide accurate, complete and updated data in the content and in the form which are stipulated by the producer of official statistics and within the deadlines determined by the Annual Implementing Plan or Decision by the Government of the Republic of Croatia in conformity with Article 35 of this Act,
2. Does not allow access to all the administrative data sources and data collected using the observational and monitoring method, unless otherwise stipulated by a particular act,
3. Use the acquired statistical data contrary to the provisions this Act.

For the misdemeanour referred to in paragraph 1 of this Article, the person in charge of the legal person shall also be fined an amount ranging from HRK 1 000.00 to HRK 5 000.00.

A natural person owning a registered business or person who conducts other autonomous business activities will be fined an amount ranging from HRK 1 000.00 to HRK 7 000.00 for a misdemeanour referred to in paragraph 1, point 1 of this Article who has been committed when undertaking work in their registered business or other autonomous business activities.

The misdemeanour procedures for misdemeanours referred to in Article 69, paragraph 1, point 1 of this Act relating to Intrastat statistical survey shall be handled by the Ministry of Finance, Customs Administration, which has been entrusted with undertaking the tasks of collecting data, verifying and data entry for the stated research.

*Pursuant to the provision of Article 28, of the Act on Amendments to the Official Statistics Act (Official Gazette No 59/12), entered into force on 5<sup>th</sup> June 2012, except in the part referred to the provision of Article 69 paragraph 4 which shall enter into force on the day of the accession of the Republic of Croatia to the European Union, Article 69 is amended.*

## Article 70

For the misdemeanour referred to by Article 69, paragraph 1 of this Act, a natural person shall be fined an amount ranging from HRK 1 000.00 to HRK 2 000.00.

For the misdemeanour referred to in Article 69, paragraph 1 of this Act, the person in charge of the state body or body of the local and regional self-government unit shall be fined an amount ranging from HRK 1 000.00 to HRK 3 000.00.

## Article 71

An official person and any other natural person belonging to the producer of official statistics referred to in Article 7 of the present Act shall be fined an amount ranging from HRK 1 000.00 to HRK 7 000.00 for a misdemeanour if acting contrary to the provisions of this Act concerning the confidentiality and protection of statistical data.

*Pursuant to the provision of Article 29, of the Act on Amendments to the Official Statistics Act (Official Gazette, No 59/12), entered into force on 5<sup>th</sup> June 2012, Article 71 is amended.*

## XII. TRANSITIONAL AND FINAL PROVISIONS

### Article 72

The Croatian Bureau of Statistics shall be bound to draft the first Programme referred to in Article 26 of this Act by 31 December of the current year preceding the period to which the Programme refers.

The Croatian Bureau of Statistics shall be bound to draft the first Annual Implementing Plan for the Programme referred to in paragraph 1 of this Article by 31 December of the current year for the coming year.

### Article 73

The Croatian Bureau of Statistics shall ensure the implementation of Article 46 of this Act until the end of the period to which the first Programme referred to in Article 26 of this Act refers.

Until the end of the period to which the first Programme referred to in Article 26 of the present Act refers, the Croatian Bureau of Statistics shall organise the statistical registers referred to in Article 51 of this Act refers.

### Article 74

The General Director of the Croatian Bureau of Statistics, or the authorised person of another producer of official statistics, shall pass the implementing acts referred to in Articles 50 and 64 of this Act within 12 months from the day this Act enters into force.

The General Director of the Croatian Bureau of Statistics shall pass the implementing act referred to in Article 51 paragraph 2 of this Act by the end of the period to which the first Programme referred to in Article 26 of this Act refers.

## Article 75

On the day this Act enters into force, the Official Statistics Act (Official Gazette, No 52/94) shall cease to have effect.

## Article 76

This Act shall enter into force on the eighth day following the day of publication in the Official Gazette.

## TRANSITIONAL AND FINAL PROVISIONS

The Act on Amendments to the Official Statistics Act (Official Gazette, No 75/09) entered into force on 8<sup>th</sup> July 2009.

## Article 8

The Croatian Bureau of Statistics on 1 January 2010 assumes official statistics tasks from the office of the state administration in counties.

The Croatian Bureau of Statistics on 1 January 2010 assumes from the state administration offices in counties equipment, archives and other documentation that relates to official statistics tasks which, prior to this Act entry into force, were conducted by state administration offices in the counties, including work resources, financial resources in conformity with rights and obligations proportionally assumed for such tasks, and the civil servants and employees positioned at the assumed jobs.

Civil servants and employees from state administration offices in counties who, upon this Act entry into force, were found to be undertaking the assumed official statistics tasks are to continue with the work at the job positions they had been and retain their salaries according to previous resolutions and employment contracts prior to the issuing of a resolution on appointment to the post and an employment contract in conformity with the Ordinance on the Internal Organisation of the Croatian Bureau of Statistics.

Civil servants and employees who are not reallocated in conformity with the provision in paragraph 3 of this Article retain rights as stipulated by the Civil Servants Act and the Labour Act.

The Croatian Bureau of Statistics assumes the use of office premises, which up until 1 January 2010 were used by civil servants and employees and who were located on the premises for the purpose of conducting official statistics tasks in the state administration offices in the counties.

The Government of the Republic of Croatia will harmonise the Regulation on the International Organisation of the Croatian Bureau of Statistics within a period of 90 days of this Act entry into force.

## Article 9

The Government of the Republic of Croatia will within a period of 30 days of this Act entry into force appoint members of the Statistics Council of the Republic of Croatia as referred to Article 5 paragraph 2 of this Act.

## Article 10

This Act shall enter into force on the eight day subsequent to its publishing in the Official Gazette, with the exemption of provisions relating to Articles 1, 2, 3, 4 and 8, which shall enter into force on 1 January 2010.

## TRANSITIONAL AND FINAL PROVISIONS

The Act on Amendments to the Official Statistics («Official Gazette», No 59/12) entered into force on 5 June 2012.

## Article 30

The Director General of the Croatian Bureau of Statistics and the authorised person who belongs to another producer of statistics will pass:

-Ordinance or appropriate internal official document referred to in Article 18 of this Act no later than the date upon which the Republic of Croatia joins the European Union,

-Ordinance or appropriate internal official document referred to in Article 25 of this Act no later than the date upon which the Republic of Croatia joins the European Union.

## Article 31

The Legislation Committee of the Croatian Parliament is authorised to adopt and publish the consolidated text of the Official Statistics Act.

## Article 32

This Act shall enter into force on the eighth day following its publishing in the Official Gazette, with the exemption of provisions related to Articles 18 of this Act in the section relating to amendments to the provisions in Article 40, paragraph 2 and provisions in Article 28 of this Act in the section relating to amendments to the provision in Article 69 paragraph 4, and shall enter into force on the date upon which the Republic of Croatia joins the European Union.