

Consolidated version as of 1 January 2017

New wording as of 1 January 2015:

6 November 2014, No XII-1297

**LAW
ON THE POPULATION REGISTER
OF THE REPUBLIC OF LITHUANIA**

Article 1. Purpose of the Law

The Law shall set out the procedures for establishing and processing the Population Register of the Republic of Lithuania, its objects, data managed in the Register and procedure for using these data as well as fundamental rights and obligations of the Controller and the Processor(s) of the Population Register of the Republic of Lithuania, data providers and the persons whose data are recorded in the Population Register of the Republic of Lithuania.

Article 2. Main concepts of the Law

1. Invalidated as of 1 January 2017.

2. **Personal document** shall mean the document provided for in the Regulations of the Population Register of the Republic of Lithuania, which is issued to a person by the state or municipal institution of the Republic of Lithuania containing data about that person.

3. **Personal code** shall mean a unique sequence of eleven decimal digits for identification of a person and interoperability of the registers and state information systems.

4. **Database of the Population Register of the Republic of Lithuania** shall mean a computer database where the data on all persons listed out in Article 5 of the current Law are managed and stored.

5. **Recipient of the data from the Population Register of the Republic of Lithuania** shall mean any legal entity, its branches, representation offices, a natural person or a person authorised by the State, executing statutory functions, who are provided with data or a summary of data from the Population Register of the Republic of Lithuania about an individual in the manner prescribed for in the current Law and the Regulations of the Population Register of the Republic of Lithuania.

6. **Summary of the data from the Population Register of the Republic of Lithuania** shall mean summarised data of the group of persons when it is impossible to identify concrete data of an individual person.

7. Provider of the data of the Population Register of the Republic of Lithuania shall mean legal entity identified in the Regulations of the Population Register of the Republic of Lithuania or another person authorised by the current Law, providing data to the Processor(s) of the Population Register of the Republic of Lithuania in the manner established in the Regulations of the Population Register of the Republic of Lithuania.

Article 3. Founder of the Population Register of the Republic of Lithuania

The Government of the Republic of Lithuania (hereinafter referred to as the Government) shall establish the Population Register of the Republic of Lithuania (hereinafter referred to as the Population Register) and approve its Regulations.

Article 4. Status and Purpose of the Population Register

1. The Population Register shall be the base state register.
2. The purpose of the Population Register is to collect, process and store the data given in Article 9 of the Law about the persons identified in Article 5 of the Law; to provide the data to the governmental authorities of the Republic of Lithuania, public administrations, other state registers and state information systems, other legal entities, their branches, representation offices, persons authorised by the State, executing statutory functions, as well as natural persons in the manner established by laws and other legal acts.

Article 5. Objects of the Population Register

Objects of the Population Register shall be the persons whose data are kept and managed in the Population Register:

- 1) Citizens of the Republic of Lithuania;
- 2) Persons without citizenship and citizens of other states, who receive personal documents issued in the Republic of Lithuania, declare their residential place in the territory of the Republic of Lithuania, or whose civil status registration is performed at the institutions of the Republic of Lithuania.

Article 6. Controller and Processor(s) of the Population Register

1. The Controller of the Population Register shall be the Ministry of Justice of the Republic of Lithuania, which is also the controller of the personal data of the Population Register.
2. The Processor(s) of the Population Register shall be appointed by the legal act adopted by the Government, which approves the Regulations of the Population Register of the Republic of

Lithuania (hereinafter referred to as the Regulations of the Population Register). The Regulations of the Population Register shall set out particular functions of the Processor(s) of the Population Register.

Article 7. Rights and obligations of the Controller and the Processor(s) of the Population Register

1. The Controller of the Population Register shall have the rights established in Paragraph 1 and 2 of Article 24 of the Law on Management of State Information Resources of the Republic of Lithuania (hereinafter referred to as the Law on Management of State Information Resources) and the obligations established in Paragraph 3 and 4 of Article 24 of the said Law.

2. The Processor(s) of the Population Register shall have the rights established in Paragraph 5 of Article 24 of the Law on Management of State Information Resources and the obligations established in Paragraph 6 of Article 24 of the said Law.

3. In addition to the rights and obligations prescribed for in the current Article, the Controller and the Processor(s) of the Population Register shall also have the rights and obligations established in the Regulations of the Population Register.

Article 8. Personal code

1. A personal code shall be issued to the persons referred to in Article 5 of the Law.

2. The structure of the personal code, when issuing it, shall be as follows: the first digit shall mean gender and birth century; the second and the third digits shall mean two last digits of the birth year; the fourth and the fifth digits shall mean the birth month; the sixth and the seventh digits shall mean the birth day; the eighth, the ninth and the tenth digits shall mean a serial number of recording the persons with the same birthday in the Population Register and the eleventh digit shall mean a control number of the first ten digits.

3. The personal code issued to the person shall be unique and never changed. A personal document shall be issued only after recording the personal code in the Population Register.

Article 9. Personal Data Managed in the Population Register

1. The Population Register shall manage the following main personal data:

- 1) Personal code;
- 2) Name(s);
- 3) Surname(s);
- 4) Gender;

- 5) Date of birth;
- 6) Citizenship(s), date(s) of gaining citizenship(s) and date(s) of losing citizenship(s);
- 7) Place of birth;
- 8) Place of residence, date of arrival in the place of residence; if a person leaves for living abroad – place (country) and date of leaving; if a person resides abroad continuously – country; if a person does not have a place of residence and is included in the list of persons having no place of residence – municipality where that person lives;
- 9) Family status and date of its change;
- 10) Date of death;
- 11) Personal codes of parents, children and spouses; if personal codes were not issued, other personal data proved by documents and given in the Regulations of the Population Register;
- 12) Nationality;
- 13) Facial image;
- 14) Finger prints;
- 15) Signature;
- 16) Data of the documents;
- 17) Data from the civil status records;
- 18) Data on legal incapacity and limitation of legal capacity;
- 19) Personal contact data (virtual address, i.e. equivalent of the address in virtual environment, which is recorded in the Address Register of the Republic of Lithuania; national e-mail address in the information system for delivery of electronic messages and electronic documents to natural persons and legal entities using e-mail network; fixed landline or mobile phone number if a person agrees that his/her phone number was used for the purpose of processing the Population Register and/or provided to the third parties).

2. Data about the persons without citizenship and citizens of other countries set out in Points 13, 14 and 15 of Paragraph 1 of the current Article shall be recorded in the Population Register if they are evidenced by the documents issued in the Republic of Lithuania.

3. Data recorded in the Population Register shall be presumed correct as long as they are contested in the manner established by laws of the Republic of Lithuania and legal acts of the European Union.

Article 10. Processing Data of the Population Register

1. Data of the Population Register shall be controlled and processed pursuant to the current Law, the Law on Management of State Information Resources, the Law on Legal Protection of

Personal Data of the Republic of Lithuania (hereinafter referred to the Law on Legal Protection of Personal Data) and the Regulations of the Population Register.

2. Data submitted to the Population Register must be evidenced by the documents. Data about the person shall be collected, recorded in the Population Register and updated in the manner provided for in the Regulations of the Population Register.

3. All data of the Population Register objects recorded in the Population Register and their changes shall be stored and maintained in a single Population Register database.

4. Data of the Population Register shall be protected in the manner established by the Law on Legal Protection of Personal Data, the Law on Management of State Information Resources, the current Law and the Regulations of the Population Register.

Article 11. Provision and Use of the Population Register Data

1. Data of the Population Register shall be provided and used pursuant to the current Law, the Law on Management of State Information Resources, Law on Legal Protection of Personal Data and the Regulations of the Population Register.

2. Controllers and processors of the registers and state information systems, other governance institutions of the Republic of Lithuania, public administrations using personal data listed in Article 9 of the Law for execution of their functions must ensure that these data are consistent with the data maintained in the Population Register.

3. Public or municipal institutions of the Republic of Lithuania shall issue personal documents, containing personal data, according to the data in the Population Register. Data in the personal documents issued by the said institutions must be consistent with the data in the Population Register. The institution issuing concrete personal documents shall be responsible for data consistency.

4. Data of the Population Register shall be provided for a fee except the cases provided for in the Law on Management of State Information Resources. Fees and payment procedure shall be established by the Government.

5. Facial image, finger prints and signature may be provided to law enforcement, intelligence authorities and institutions issuing personal ID documents. Facial image and signature may be provided to public institutions for production of the documents that have legal effect only when the person concerned gave his consent. Facial image may be provided to financial institutions in case they intend to provide to the person concerned financial services related to risk-taking. Facial image shall be provided to health care institutions for verification and/or determination of identity of the patients when it is not possible to establish their personal identity; also to notaries and bailiffs for

execution of the functions prescribed for in legal acts when this is needed as an additional means of personal identification to identify a person.

6. Information on family ties and marriage relationship may be provided to law enforcement, intelligence authorities and tax administration institutions for execution of the functions provided for in legal acts; to Commissions of the Seimas of the Republic of Lithuania for implementation of the tasks assigned in the manner prescribed for by laws, resolutions of the Seimas of the Republic of Lithuania. Information on family ties may be provided to the Chief Official Ethics Commission for execution of the functions provided for in legal acts; to notaries for handling succession cases and clarification whether there are any restrictions established by laws to conclude transactions with immediate family members; to persons who have a statutory right to make decisions on citizenship of the Republic of Lithuania for making decisions on these issues; to consular officers when this is needed for consular activities as well as to clarify whether there are any restrictions established by laws to get married or conclude transactions with immediate family members; to the Processor of the Real Property Register when registering real property objects acquired into ownership by prescription; to Company Bankruptcy Management Department under the Ministry of Economy of the Republic of Lithuania for establishing restrictions for the bankruptcy administrator with regard to family ties and marriage relationship.

7. Information on nationality, legal incapacity and limitation of legal capacity of a person may be provided to other persons and institutions only for execution of direct functions prescribed by laws and other legal acts.

Article 12. Rights of the Person Whose Data are kept in the Population Register

1. Rights of the person whose data are kept in the Population Register shall be regulated by this Law, Law on Legal Protection of Personal Data and the Regulations of the Population Register.

2. Pursuant to the procedure established by the Regulations of the Population Register, the person whose data are recorded in the Population Register shall have the following rights:

1) To access and receive a document with personal data, with data of his/her under-age children and step-children, and also with data of persons under custody or care;

2) To request revision of inaccurate, incorrect, incomplete his/her personal data, data of his/her under-age children and step-children, and also data of persons under custody or care that are recorded in the Population Register;

3) To appeal to the Controller of the Population Register against the refusal of the Processor(s) of the Population Register to deliver or revise the requested data of the Population Register; to appeal to the State Data Protection Inspectorate against the decision of the Controller of the Population

Register; to appeal to the court against the decision of the State Data Protection Inspectorate in the manner established by laws of the Republic of Lithuania.

Article 13. Providers of the Population Register Data, Their Fundamental Rights and Obligations

1. Data to the Population Register shall be provided by the institutions, which are entitled pursuant to laws of the Republic of Lithuania to make decisions on recording data provided for in Article 9 of the current Law and their changes into the Population Register.

2. Rights and obligations of the providers of the Population Register data shall be established in the current Law and the Regulations of the Population Register.

3. The providers of the Population Register data shall have the right to request correction of inaccurate, incorrect or incomplete data, which were provided by them and recorded in the Population Register.

4. The providers of the Population Register data must:

1) Provide data to the Processor(s) of the Population Register in the manner prescribed for in the current Law, the Law on Management of State Information Resources, Law on Legal Protection of Personal Data and the Regulations of the Population Register;

2) Ensure that the data provided are correct, accurate, full and are in line with the documents as well as are regularly updated in the manner established by the Regulations of the Population Register;

3) Agree with the Processor(s) of the Population Register on the manner and procedure for provision of data to the Population Register;

4) Respond to the queries of the Processor(s) of the Population Register in case there is a necessity to prove accuracy of the data provided to the Population Register.

Article 14. Protection of the Population Register Data

1. According to their competence, the Controller and the Processor(s) of the Population Register shall ensure protection and security of the Population Register data as prescribed by the laws of the Republic of Lithuania and other legal acts.

2. The staff of the Processor(s) of the Population Register must sign declarations that they ensure the confidentiality of personal data and do not violate the provisions of this law and the Law on Legal Protection of Personal.

Article 15. Financing of the Population Register

The Population Register shall be financed from the State budget and revenues collected for the provision of the Population Register data in the manner established in Point 4 of Article 11 of the current Law.

Article 16. Reorganisation and Liquidation of the Population Register

The Population Register shall be reorganised or liquidated in the manner prescribed by laws of the Republic of Lithuania.

Article 17. Responsibility and Compensation

1. Persons who violate this Law shall be liable in accordance with the procedure established by the laws of the Republic of Lithuania.

2. Damage caused by the fault of the providers of the Population Register data, the Processor(s) of the Population Register or the recipients of the Population Register data shall be compensated in the manner established by the laws of the Republic of Lithuania. Damage shall not be compensated in case the affected persons submitted wrong, inaccurate and incomplete data to the Processor(s) of the Population Register themselves.”