

**Republic of Moldova**  
**GOVERNMENT DECISION No. HG631/2011**  
**of 2011-08-22**  
**on the Economic Council to the Prime Minister**

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AMENDED

GD 416 of 21.08.19, OM261-268/23.08.19 art.536; in force 23.08.19

1. The Economic Council to the Prime Minister shall be established as an advisory body.
2. The Regulation on the organisation and functioning of the Economic Council to the Prime Minister, as set out in Annex 1.
3. Some decisions of the Government are repealed, as set out in Annex No. 2.

PRIME MINISTER Vladimir FILAT

No.631. Chisinau, 22 August 2011.

**REGULATION**

**on the organisation and functioning**

**Economic Council to the Prime Minister**

**I. GENERAL PROVISIONS**

1. The Economic Council (hereinafter - Council) is established to the Prime Minister in as an advisory body and:

1) has the task of facilitating dialogue between representatives of the business community and policy-makers with a view to developing a favourable socio-economic climate and environment business environment that is non-discriminatory, transparent and investment-friendly;

2) in order to support and coordinate the implementation process of the Trade Facilitation Agreement Facility, performs the duties of the National Trade Facilitation Committee;

3) performs the tasks of the Advisory Council for Small and Medium-sized Enterprises.

2. The Council shall carry out its activities in accordance with the law, in particular with Article 23, paragraph 2. of the Annex to the Protocol amending the Marrakesh Agreement on the Establishment of the Organisation approved by Law No.129/2016, Article 10 of Law No.179/2016 on the small and medium-sized enterprises and this Regulation.

**II. BASIC FUNCTIONS AND POWERS OF THE COUNCIL**

3. In order to carry out its mission, the Council shall exercise the following basic functions:

(a) to provide the business community with advice on public policy-making in the economic, budgetary, fiscal, trade, etc. areas;

- b) monitoring and evaluating the impact of the implementation of the public policies concerned;
- (c) contributing to the private sector's contribution to the public decision-making process in the areas of economic, budgetary-fiscal, trade, etc. ;
- (d) providing a mechanism for coordination and consultation of activities aimed at facilitation of external trade and implementation of the Trade Facilitation Agreement;
- e) promote the necessary measures to implement the Trade Facilitation Agreement;
- (f) examining and promoting investment projects necessary for the implementation of the Agreement Trade Facilitation Agreement (development objective);
- g) increasing awareness of the mechanism and the benefits offered with the implementation of external trade facilitation measures (promotion objective);
- h) support to the negotiations on external trade facilitation in bilateral, regional or global level (negotiating objective).
- i) identifying key issues, concerns and needs of small and medium-sized enterprises medium-sized enterprises in the Republic of Moldova;
- j) submission to the Ministry of Economy and Infrastructure of the opinion of the business community on the problems and interests of small and medium-sized enterprises;
- k) debate and submit proposals to improve the regulatory framework with impact on the establishment and development of small and medium-sized enterprises;
- l) to make recommendations on the development, modification and implementation of programmes and policies to support the development of the small and medium-sized enterprise sector in accordance with the requirements of the single market and the need to increase product quality in accordance with European standards;
- m) assistance in promoting policies to support the development of the sector small and medium-sized enterprises;
- n) raising public and stakeholder awareness of small and medium-sized enterprises issues medium-sized enterprises;
- o) to undertake measures for cooperation with civil society, the private sector and the media in matters of development of small and medium-sized enterprises;
- p) monitoring the access of small and medium-sized enterprises to finance and the use by the competent institutions of the recommendations drawn up by the Council.

4. The Council has the following tasks:

- a) examine all requests from the Prime Minister, submitting comments and recommendations;
- b) contributes to the development of the Government's vision of reform processes;
- c) initiates proposals on economic development policies, makes recommendations on public investment programmes prepared by ministries and other government authorities public administration;

d) initiates proposals on the improvement of monetary-credit, budgetary-fiscal, fiscal, foreign and domestic trade policies, support for the real sector of the economy and infrastructure development, improving the situation on the labour market, human development and social protection, etc.;

e) examine and propose solutions to the pressing economic and social problems of the state.

### III. COMPOSITION, ORGANISATION AND FUNCTIONING OF THE COUNCIL

5. The members of the Council shall be appointed by the Prime Minister from among the representatives of the environment business, business associations, the scientific community, international organisations active in the field of business environment reforms and their state institutions. The composition of the Council is approved by decision of the Prime Minister, after confirmation of the availability of the persons invited by the Prime Minister.

The composition of the Council as an advisory body, in its capacity as the for Trade Facilitation National Committee and the Advisory Council for Small and Medium-Sized Enterprises, may be designated by the Prime Minister by separate decisions.

6. Membership of the Council is voluntary and implies a high responsibility civic responsibility.

1) Membership shall cease in the following cases:

a) voluntary withdrawal;

(b) dissolution of the organisation in which he/she is active;

c) at the proposal of the Prime Minister.

2) In the above cases, the Secretariat will inform the Prime Minister, who will decide to start the selection procedure for new members within 30 days.

7. In order to perform its tasks and to carry out its activities more efficiently, in Council may set up permanent or temporary (ad hoc) thematic working groups.

Each permanent group will have a coordinator - member of the working group concerned, elected by the members of the working group by a simple majority of votes. The coordinator shall lead and organises the work of the group.

For the exercise of the functions of the Advisory Board for Small and Medium-sized Enterprises, the permanent working group will be set up, chaired by the Minister of Economy and Infrastructure.

8. The Prime Minister - Head of the Council and the Minister of Economy and Infrastructure - Deputy Chairman of the Council. The President shall, if necessary, delegate to the Vice-President of the Council.

8.1. The Secretariat of the Council shall consist of independent experts and shall be subordinate to the management of the Council.

9. The Secretariat of the Council reports to the Council management and has the following duties:

a) it supports the Council in the analysis of particular situations related to the business environment in the country, with the aim of making informed and well-reasoned decisions;

b) formulate and submit proposals and recommendations on measures aimed at improving business environment and attracting foreign direct investment;

- c) submits conclusions and recommendations to the Prime Minister and members of the Council;
- d) assists state institutions in drafting normative acts related to reform processes discussed in the Council;
- e) monitors the process of implementation of decisions and evaluation of results;
- f) organises the meetings of the Council, sets the agenda of the meetings, communicates with Council members for this purpose;
- g) communicates on a permanent basis with the media, but also directly with the business community, business associations and
- g) communicate directly with the Economic Council, directly with the business community, specialist associations and civil society on the work of the Economic Council.

(h) provide secretariat services for the specialised working group – Council advisory group on small and medium-sized enterprises

10. The Council shall meet at least quarterly at the initiative of the Council's management.

11. The draft agenda of the Council meeting is brought to the attention of the Council members by the Secretariat at least one day before the meeting.

12. Depending on the agenda of Council meetings, the Council management, on the proposal of the Secretariat, may invite other members in addition to the confirmed permanent members.

13. The proceedings of the Council shall be recorded in minutes, which shall include: date, time and place of the meeting, the presence of the members of the Council and other participants in the meeting, the agenda, the content of the debates and decisions adopted.

14. The minutes shall be signed by the Council's management and sent to the members Council.

15. Information about the work of the Council, decisions, minutes and agenda of the meetings shall be published on the Government's website.

#### **List of the Government decisions to be repealed**

1. Government Decision No.628 of 12 July 2001 "On the establishment of the Economic Council TO the Prime Minister of the Republic of Moldova" (Official Monitor of the Republic of Moldova, 2001, no.78-80, art.653).

2. Point 5 of Annex No.1 to Government Decision No.890 of 28 August 2001 "On the modification, completion and abrogation of some decisions of the Government of the Republic of Moldova" (Official Gazette of the Republic of Moldova, 2001, No.108-109, Art.944).

3. Government Decision No.270 of 17 March 2004 "On the approval of the Composition of the of the Economic Council under the Prime Minister" (Official Monitor of the Republic of Moldova, 2004, no.50-52, art.402).

4. Point 15 of the Annex to Government Decision No.1360 of 8 December 2004 "On the approval of amendments and additions to some Government decisions".

5. Government Decision No.1148 of 5 October 2006 "On the approval of amendments to the Government Decision No.270 of 17 March 2004" (Official Monitor of the Republic of Moldova, 2006, no.164-167, art.1242).