

## Questionnaire on the organisation and operation of official gazettes in the EU

### (1) Answers by the ‘Moniteur Belge’

#### I. Organisational data

<b>BE</b>		<b><u>1. Identification and contact person(s)</u></b>
1.1	<b>Organisation :</b>	Belgisch Staatsblad - Moniteur belge - Belgisches Staatsblatt Belgian official gazette
1.3	<b>Address :</b>	Leuvenseweg / rue de Louvain 40-42 1000 Brussels
1.5	<b>Internet :</b>	www.just.fgov.be - www.staatsblad.be - www.moniteur.be
<b>BE</b>		<b><u>2. Data on the organisation and its overall tasks</u></b>
2.1	<b>Form and nature:</b>	- part of a ministry part of the federal public service Justice
2.2	<b>Legal basis for publishing:</b>	- a specific law - a specific internal provision of the public administration.
		due to the fact that we publish for several institutions in the same publication and that we edit different publications there are several texts with legal provisions. The most important are the Belgian constitution, the law of 31 May 1961 on the use of languages in legislation and the procedure of publication, and the programme law of 24th December 2002.
2.3	<b>Year of the found.:</b>	1831
		in this year the embryo of the institution was created within the Ministry of Justice. The printing was done by private printers. In 1845 administration, official publication and printing was brought together in one organisation.

2.4	<b>Legal basis for co-operation:</b>	- specific internal provision of the public administration	
2.5	<b>Main tasks of the organisation</b>		
2.5.1	<b>Publ. of laws/regulations:</b>	<ul style="list-style-type: none"> <li>- laws and regulations</li> <li>- treaties and internal agreements</li> <li>- consolidated law - databases</li> <li>- court decisions</li> <li>- individual measures</li> <li>- legal notices - call for tender</li> <li>- legal notices - company data</li> <li>- legal notices - other</li> <li>- public recruitment competitions</li> <li>- collective agreements</li> <li>- inform. about EU legislation</li> </ul>	mandatory mandatory not mandatory mandatory mandatory mandatory mandatory mandatory not mandatory
2.5.2	<b>Operation of databases</b>	due to the fact that our publications are only distributed via the internet as PDF files we have several databases (online gazette, public tenders, company data, associations, consolidated law). For the online publications (gazette, tenders, company data and associations) this is mandatory although the 3 paper copies that we produce are the only copies with an authentic value.	
2.5.3	<b>Others (e.g. forms ...)</b>	Non	
		Not all the courts decisions are published in the official gazette. This is only the case if the decision has to be made public on a larger scale.	
2.6	<b>What language(s) is/are used</b>	mainly French and Dutch, partly German	
		No	
		Belgium is a federal state, so federal law must be published in French and Dutch and some in German too. Texts of the Flemish community are published in Dutch with a translation in French. Texts of the Walloon region are published in French with a translation in German and in Dutch, texts of the French community are published in French with a translation in Dutch, texts of the Brussels Region are published in Dutch and French, texts of the German community are published in German with translations in French and Dutch, etc...	
2.7	<b>Activities of public or private companies</b>		
2.7.1	<b>Subcontracts in isolated cases for</b>		
2.7.2	<b>Contracts for institutional or regular work</b>		
2.8	<b>Other off. gazettes</b>	there are separate publications for the provinces and the cities and villages	
2.9	<b>Annual budget (global) of the organisation</b>		
2.10	<b>Do you have in-house</b>	<ul style="list-style-type: none"> <li>- printing facilities</li> <li>- online publishing facilities</li> <li>- facilities for CD-ROM/DVD duplication</li> </ul>	
		we have limited CD-ROM facilities, but we don't produce CD-ROM products for distribution.	

2.11	<b>How much of the following work is subcontracted</b>	
	pre-press	0
	printing	0
	dissemination	0
2.12	<b>How is the head of the organ. appointed</b>	head of the institution is a civil servant appointed by the president of Federal Public Service Justice
2.13	<b>Number of staff of the organ.</b>	190
2.14	<b>Which services are offered by the organ.</b>	- reading room - information on documents

## II. Details concerning the publication of legislation and of calls for tender

### A. Publication of legislation

<b>BE</b>		<b><u>3. Publications procedures</u></b>
3.1	<b>Official Gazette:</b>	
3.1.1	<b>Full title of the official gazette:</b>	Belgisch Staatsblad - Moniteur belge
		Belgian Official Gazette
3.1.2	<b>Contents:</b>	The Gazette contains different chapters, e.g. federal legislation, legislation of communities and regions, official announcements, public recruitment competitions, court decisions, announcements concerning companies, etc...
3.1.3	<b>Address (URL):</b>	www.just.fgov.be - www.staatsblad.be - www.moniteur.be
3.2	<b>Organisation of the exchange:</b>	- executive authority / electronic - executive authority / on paper
3.3	<b>Is electronic transmission part an integrated and seamless workflow:</b>	No
3.4	<b>Techniques based on XML or SGML:</b>	No
3.5	<b>Binding deadlines for publishing legislation:</b>	No
		determined in consultation with the responsible authority for the text to be published
<b>BE</b>		<b><u>4. Details of the publication procedures for legislation</u></b>
4.1	<b>The legal basis for publication of legislation:</b>	grondwet – constitution wet/loi 31/05/1961 wet/loi 18/07/1966 programmawet - loi programme 24/12/2002 diversen- divers
		mainly the constitution and several laws and decrees (for instance : law 31/05/1961, law 18/07/1966). The actual publication and distribution procedure (3 copies and distribution via the internet): programme law 24/12/2002
4.2	<b>Year of establishment of the official gazette:</b>	1831
4.3	<b>How is publication of legislation financed:</b>	- from the State budget
		revenues and costs are separated. Revenues go directly into the state treasury. the operational costs are financed by the state budget
4.4	<b>On what medium(a) is</b>	- paper

	<b>legislation legally binding:</b>		
		production of only 3 paper copies - distribution towards the public online via PDF files	
4.5	<b>Problems, if legislation is (in future) legally binding in electr. form:</b>	- no problems	
4.6	<b>On what media and from when onwards is legislation offered to end-users:</b>	- on paper from 1830 - via online (database/web) from 1997	
4.7	<b>Availability of the online edition of legislation:</b>		
4.7.1	<b>In which format and from when onwards is legislation offered to end-users:</b>	- on paper from 1997 - PDF from 1997	
4.7.2	<b>Can the online edition be downloaded?:</b>	Yes	
4.8	<b>On what financial terms is legislation offered to end-users:</b>	- free of charge	- online (database/web)
		- at cost	- paper
4.9	<b>Electr. formats, legislation is offered to the private sector for further processing and commercial use:</b>	- in a word processing format - PDF	
4.10	<b>Is legislation available to all private sector companies under the same conditions:</b>	Yes	
4.11	<b>What price is charged to the private sector for the electr. version of leg. for further processing and comm. use:</b>	- free of charge	- in a word processing format - PDF
4.12	<b>Copyright status of legislation in your country:</b>	- no copyright protection claimed for the information itself (content)	
4.13	<b>Copyright status of the official gazette layout/format in your country:</b>	- no copyright protection for the lay-out/format	
4.14	<b>The owner of the content of legislation, if published by a private company:</b>		



## B. Calls for tender (public procurement)

BE		<b><u>5. Details of the publication procedures for calls for tender</u></b>	
5.0	<b>Competent organisation(s):</b>		
5.1	<b>Organisation of the exchange of information</b>	<ul style="list-style-type: none"> <li>- electronic</li> <li>- on paper</li> </ul>	
5.2	<b>Binding deadlines for publishing this information:</b>	yes	
		publication within the week if ordered so by the initiating authority. in special procedures publication within 3 days.	
5.3	<b>The legal basis for publication of public tenders:</b>		
		several legislations and texts - complete list is available on <a href="http://www.belgium.be">www.belgium.be</a> - public tenders - legislation	
5.4	<b>How is publication of calls for tender financed:</b>	- from the State budget	
		- other	
		public authorities pay for the publication of their calls for tender. Organisational costs are financed by the state budget.	
5.5	<b>On what medium(a) is the information on public tenders deemed authentic:</b>	- paper	
		limited number of paper copies : distribution online via PDF files	
5.6	<b>On what media is the information on publ. tenders offered to end-users:</b>	- via online (database/web)	
5.7	<b>On what financial terms is the information on public tenders offered to end-users:</b>	- free of charge	- online (database/web)
		- at cost	- paper
5.8	<b>Electr. formats of the public tenders, which are offered to the private sector for further processing and commercial use:</b>	- HTML	
5.9	<b>What price is charged to the private sector for the electr. version of the public tenders</b>	- at a profit	- HTML

	<b>for further processing and comm. use:</b>	
5.10	<b>Copyright status of this information in your country:</b>	- copyright protection not claimed for the information itself (content)
5.11	<b>Copyright status of the official gazette layout/format for this information in your country:</b>	- no copyright protection for the lay-out/format
5.12	<b>The owner of the content of calls for tender, if published by a private company:</b>	

### III. Future developments and strategies

<b>BE</b>		<b>6. Anticipated changes and other plans or discussed issues</b>
6.1	<b>Changes in your country in short (1-2 years) or medium term (3-5 years):</b>	
6.2	<b>Other plans or discussed issues:</b>	Unified portal of legislation with case law in preparation (belgielex, belgiquelex, belgienlex, belgiumlex) a kind of EUR-Lex for Belgium.

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