

Questionnaire on the organisation and operation of Official Gazettes in the EU

(24) Answers by the Swedish Ministry of Justice

I. Organisational data

SV		<u>1. Identification and contact person(s)</u>
1.1	Organisation:	Granskningsenheten, Justitiedepartementet Division for Legal and Linguistic Draft Revision, Ministry of Justice
		Sweden has not a certain organisation for the Official Gazette as such. The printing and distribution of the gazette is handled by a private company, Thompson Fakta Corporation. But the work with the material in the gazette before the printing is handled by the described organisation above.
1.3	Address :	Rosenbad 4 103 33 Stockholm SWEDEN
1.5	Internet :	http://www.regeringen.se

		As said before there is no certain organisation. The internet site is for the Ministry of Justice.	
SV		<u>2. Data on the organisation and its overall tasks</u>	
2.1	Form and nature:	- part of a ministry	
		The Division for Legal and Linguistic Draft Revision is part of the Ministry of Justice.	
2.2	Legal basis for publishing:	- a specific law - a specific internal provision of the public adm.	
		Regeringsformen och arbetsordningen för justitiedepartementet	
		The Instrument of Government and The instruction for Ministry of Justice	
2.3	Year of the found.:	0	
		It is difficult to answer the question, because the organisation is a part of the Government.	
2.4	Legal basis for co-operation:	- private-law contract following call for tender	
		Lagen (1992:1528) om offentlig upphandling	
		Public Procurement Act	
2.5	Main tasks of the organisation		
2.5.1	Publ. of laws/regulations:	- laws and regulations - treaties and internal agreements - consolidated law - databases - consolidated law - paper publ.	mandatory not mandatory mandatory not mandatory
2.5.2	Operation of databases	1. Database for consolidated versions of laws and ordinances 2. Database for laws and regulations in the printed form 3. Directory of all laws and ordinances 4. Directory of the Governmental commissions 5. Database of the terms of reference for the commissions	
2.5.3	Others (e.g. forms ...)		
		The answer is based on the responsibility of the Division for Legal and Linguistic Draft Revision and the content of Swedish Code of Statutes. There are other publications for other subjects. The Ministry for Foreign Affairs is responsible for the publication of treaties and international agreements. The Swedish Parliament is handling the parliamentary documents. The National Courts Administration is publishing the Court decisions.	

2.6	What language(s) is/are used	Swedish
2.7	Activities of public or private companies	
2.7.1	Subcontracts in isolated cases for	
2.7.2	Contracts for instit. or regular work	- printing
2.8	Other off. gazettes	Different authorities publish their regulation in a certain Gazette for the specific authority. There are 60 different Official Gazettes in Sweden. The programme doesn't accept to give references to all these.
2.9	Annual budget (global) of the organisation	
2.10	Do you have in-house	- online publishing facilities
2.11	How much of the following work is subcontracted	
	pre-press	0
	printing	100
	dissemination	100
2.12	How is the head of the organ. appointed	
2.13	Number of staff of the organ.	
		The division has a lot of other tasks, so the answer wouldn't be correct.
2.14	Which services are offered by the organ.	- reading room - information on documents

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

(public procurement)

SV		<u>3. Publication procedures</u>
3.1	Official Gazette:	
3.1.1	Full title of the official gazette:	Svensk författningssamling (SFS)
		Swedish Code of Statutes
3.1.2	Contents:	It is only one part with new laws and ordinances
3.1.3	Address (URL):	The Official Gazette itself is not available on-line, but the content (laws and ordinances) are available at http://www.lagrummet.se
3.2	Organisation of the exchange:	- executive authority / on paper - legislative authority / on paper
3.3	Is electronic transmission part an integrated and seamless workflow:	no
3.4	Techniques based on XML or SGML:	no
3.5	Binding deadlines for publishing legislation:	yes
SV		<u>4. Details of the publication procedures for legislation</u>
4.1	The legal basis for publication	lagen (1976:633) om kungörande av lagar och andra författningar

	of legislation:		
		Act (1976:633) of publication	
4.2	Year of establishment of the official gazette:	1825	
4.3	How is publication of legislation financed:	- from the State budget	- paper
4.4	On what medium(a) is legislation legally binding:	- paper	
4.5	Problems, if legislation is (in future) legally binding in electr. Form:	- questionable in terms of democracy - threat to legal certainty - technical difficulties (images, tables, etc.)	
4.6	On what media and from when onwards is legislation offered to end-users:	- on paper from - via online (database/web) from	
		The legislation is offered to end-users from the day of publication on paper and from the day after publication via online.	
4.7	Availability of the online edition of legislation:		
4.7.1	In which format and from when onwards is legislation offered to end-users:	- on paper from - PDF from - HTML from	
4.7.2	Can the online edition be downloaded?:	yes	
4.8	On what financial terms is legislation	- free of charge	- online (database/web)

	offered to end-users:		
		All the municipal libraries have the Code of Statutes on paper where the citizens could find the laws and ordinances free of charges. Private companies sell the legislation on all media.	
4.9	Electr. Formats, legislation is offered to the private sector for further processing and commercial use:	<ul style="list-style-type: none"> - PDF - HTML 	
		The private sector could use all Swedish databases for processing and commercial purpose	
4.10	Is legislation available to all private sector companies under the same conditions:	yes	
4.11	What price is charged to the private sector for the electr. Version of leg. For further processing and comm.. Use:	- free of charge	<ul style="list-style-type: none"> - PDF - HTML
4.12	Copyright status of legislation in your country:	- no copyright protection claimed for the information itself (content)	
		The only copyright of legislation is a sort of copyright for the name of the Official Journal (Svensk författningssamling) and the short form SFS.	
4.13	Copyright status of the official gazette lay-out/format in your country:	- other	
		It is not clear. The layout on a legal statute book could be legally protected, but the Swedish Government hasn't claimed that protection.	
4.14	The owner of	- the competent State body	

	the content of legislation, if published by a private company:	
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B. Calls for tender (public procurement)

SV		<u>5. Details of the publication procedures for calls for tender</u>
5.0	Competent organisation(s):	
5.1	Organisation of the exchange of informationOn what medium(a) is legislation legally binding:	- electronic
		Publication not covered by the EC directives on public procurement must be published in a generally accepted database. Since these databases are carried out by private enterprises and no publication is mandatory in an official gazette, most questions under this number are not relevant.
5.2	Binding deadlines for publishing this information:	no
5.3	The legal basis for publication of public tenders:	6 kap. 2 a § lagen (1992:1528) om offentlig upphandling
		the act on public procurement, chapter 6 paragraph 2a
5.4	How is publication of calls for tender financed:	
5.5	On what medium(a) is the information on public tenders deemed authentic:	
5.6	On what media is the	

	information on publ. tenders offered to end-users:	
5.7	On what financial terms is the information on public tenders offered to end-users:	
5.8	Electr. Formats of the public tenders, which are offered to the private sector for further processing and commercial use:	
5.9	What price is charged to the private sector for the electr. Version of the public tenders for further processing and omm.. Use:	
5.10	Copyright status of this information in your country:	
5.11	Copyright status of the official gazette lay-out/format for this information in your country:	
5.12	The owner of the content of calls for tender, if published by a private company:	

III. Future developments and strategies

SV		<u>6. Anticipated changes and other plans or discussed issues</u>
6.1	Changes in your country in short (1-2 years) or medium term (3-5 years):	<p>Sweden has no intention to change the financing system of the Code of Statutes.</p> <p>In Sweden we have discussions about making the online-version of the Code of Statutes legally binding. There are suggestions to appoint a commission to analyze that matter, but a decision is not taken.</p> <p>Sweden has no intention to offer the end-users the legal texts on other type of media. But the private companies are using our texts for that purpose.</p> <p>Sweden has no intention to change the principle of free of charge for the on-line version.</p>
6.2	Other plans or discussed issues:	
