

## COMPLIANCE MATRIX

(Moldova)

Treaty	Treaty Requirement	Self assessment			Relevant legislation and institutional framework in place <sup>1</sup>	Difficulties in implementing specific requirements <sup>2</sup>
		Not implemented Yes/No	Partially implemented Yes/No	Fully in compliance Yes/No		
CoE Criminal Law Convention on Corruption	<b>Criminalization of Offences/and Provision of:</b>	Yes/No	Yes/No	Yes/No		
	Active and passive bribery <sup>3</sup>				<ul style="list-style-type: none"> <li>The Criminal Code: Law 985-XV of 4 April 2002, Art 234.</li> <li>Active - Art 325 of the Criminal Code.</li> <li>Passive - Art 324 of the Criminal Code.</li> <li>Art 243 of the Criminal Code</li> </ul>	
	Money-laundering proceeds from corruption					
	Accounting corruption related offences				<ul style="list-style-type: none"> <li>The Criminal Code, Chapter XVI, Art 333 – 336, regulates corruption in the banking sphere.</li> </ul>	
	Effective and dissuasive sanctions and measures				<ul style="list-style-type: none"> <li>The Criminal Code</li> <li>National Strategy for Prevention and Combating Corruption, by decision 421-XV.</li> </ul>	
	Legal entities criminal and non-criminal liability				No info	
	Liability of legal persons				<ul style="list-style-type: none"> <li>The Criminal Code, Art. 21</li> </ul>	
	Setting up of specialised anti-corruption bodies				<ul style="list-style-type: none"> <li>Law 1104-XV of 6 June 2002, Centre for Combating Economic Crimes and Corruption.</li> <li>Anticorruption Prosecutor's office, a specialised body for combating corruption. Law 118-XV of 14 March 2003.</li> </ul>	
	Protection of collaborators of justice				<ul style="list-style-type: none"> <li>The Criminal Code, Chapter XIV, Art 303 - 305.</li> <li>Law 544-XIII, Art 27. Law of 20 July 1995.</li> <li>Art 40 of the Law "On Prosecutor's office" of 14 March 2003.</li> </ul>	Concerning right to wear weapons and means for self defence etc for collaborators of the prosecutor's office. Art 42 concerning disposal of a police subdivision.

<sup>1</sup> When applicable please only provide the Law/Act title, Nr. and date of entry into force

<sup>2</sup> Please list the specific areas/notions

<sup>3</sup> Please note that which subjects are covered by active and passive bribery (i.e., public officials, international officials, private sector etc)

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CoE Civil Law Convention on Corruption	Investigating or prosecuting authorities, gathering of evidence and confiscation of proceeds				<ul style="list-style-type: none"> <li>• Law 1104-XV "On Centre for Combating Economic Crimes and Corruption" of 6 June 2002.</li> <li>• Law 45-XIII "On operative and investigative activity" of 12 April 1994.</li> <li>• The Criminal Code, art. 106 of concerning confiscation.</li> <li>• The Criminal Code, Chapter IX.</li> </ul>	
	International co-operation: mutual assistance, extradition & provision of information during proceedings re: corruption offences					
	<b>Provision of:</b> compensation for damage	Yes/No	Yes/No	Yes/No		
	liability (including State liability for acts of corruption committed by public officials);				<ul style="list-style-type: none"> <li>• The Criminal Code Title II, Chapter I.</li> <li>• Law 1545 – XIII of 25 February 1998.</li> <li>• The Criminal Code.</li> <li>• Law 1545, chapter 5 of 25 February 1998.</li> </ul>	
	contributory negligence: reduction or disallowance of compensation, depending on the circumstances				No info	
	validity of contracts;				<ul style="list-style-type: none"> <li>• Art 220 of the Civil Code stipulates nullification of contracts</li> <li>• Law 1458 of 28 January 1998.</li> </ul>	
	protection of employees who report corruption				<ul style="list-style-type: none"> <li>• Law 426-XII on book-keeping of 4 April 1995, Art 5.</li> </ul>	
	clarity and accuracy of accounts and audits				<ul style="list-style-type: none"> <li>• Law 225-XV "Code of Civil Procedure" of 30 May 2003, Art 119.</li> <li>• Code of Civil Procedure, Art 175.</li> </ul>	
	acquisition of evidence					
	court orders to preserve					

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	the assets necessary for the execution of the final judgment and maintenance of status quo pending resolution international co-operation					
<b>CoE Additional Protocol to the Criminal Law Convention on Corruption</b>	<b>Provision of:</b> measures to establish, as criminal offences, the active and passive bribery of domestic and foreign arbitrators and jurors	Yes/No	Yes/No	Yes/No	No info	
<b>UN Convention against Corruption</b>	<b>Provision of:</b> Preventive measures Criminalization and law enforcement International cooperation Asset recovery Technical assistance and information exchange	Yes/No	Yes/No	Yes/No		