

Act No.137/2001 Coil.

on the special protection of a witness and other persons in connection with criminal proceedings and on the amendment of Act No. 99/1963 Coll. , Civil Legal Code, as amended.

The Parliament has adopted the following Act of the Czech Republic:

PART I

INTRODUCTORY PROVISIONS

(...)

Section 3 Special Protection and Assistance

(1) Special protection and assistance is a set of measures including

1. a) personal protection
2. b) moving of the protected person including members of his/her household² to another address and assistance to the protected person with the aim to achieve the person's social assimilation in a new environment,
3. c) concealing the real identity of the protected person.

(2) The special protection and assistance is provided by the Police of the Czech Republic (hereinafter the "Police") and the Penitentiary Service of the Czech Republic (hereinafter the "Penitentiary Service") by carrying out the measures referred to in (1). The Penitentiary Service can carry out only the measures referred to in (1), letters a) and c). The Police and the Penitentiary Service are obliged to assist each other while fulfilling the tasks pursuant to this Act.

(3) Public Administration authorities are obliged within the scope necessary for meeting the purpose of this Act to co- operate with the Police and the Penitentiary Service when implementing the measures referred to in (1). To conceal the real identity of the protected person it is possible to create a legend on another personal existence and insert personal data ensuing from the legend into the information systems operated according to special laws.

(...)

PART THREE

RIGHTS AND OBLIGATIONS OF THE POLICE AND THE PENITENTIARY SERVICE

Section 8 Authorisation to Process Personal Data

(1) The Police and the Penitentiary Service are authorised for the purpose of this Act to process and use the personal data of the endangered or protected person.

(2) Act No.10112000 Coil. On the Protection of Personal Data and on the Amendment to some Laws, with the exception of Sections 16 to 19 and Section 27, .applies to the activities of the Police and the Penitentiary Service referred to in (1) .

(...)

Section 13 Cover Documents

(1) For the purposes of this Act a cover document shall be an instrument, or some other document used, when providing special protection and assistance, to conceal the real identity of the protected person or a policeman, who provides special protection and assistance, and/or for other similar purposes.

(2) A cover document must not be an identity card of a deputy or senator, member of the Government, Governor of the Czech National Bank, member of the Supreme Audit Office and a judge of the Constitutional Court of the Czech Republic, official identity card of a judge and public prosecutor and a document of a living or dead person.

(3) Administration authorities and other state bodies shall execute, on the request of the Police, changes in information systems and shall issue cover documents.

(...)