

Respect of Confidentiality and Protection of Personal Data and Information

Realizations:

- Adoption of the law n° 09-08 related to the protection of personal data and its implementing decree n° 2-09-165;
- Adoption of the law n° 53-05 related to electronic exchange of legal databases and its implementing legislation, namely:
 - the decree n° 2-08-518 taken to implement the articles 13,14,15, 21 and 23 of the law n° 53-05;
 - the order of the minister of industry, commerce, investment and digital economy n° 151-10 which fixes the form of the prior declaration of import, export, provision, exploitation or use of cryptography means or services and the companion file content;
 - the order of the minister of industry, trade, investment and digital economy n° 152-10 which fixes the form of the request of prior authorization of importing, exporting, provision, exploitation or use of cryptography means or services and the companion file content;
 - the order of the minister of industry, commerce, investment and digital economy n° 153-10 related to the approval of persons who do not have the approval of electronic certification service providers and who intend to provide cryptography services subject to authorization;
 - the order of the minister of industry, commerce, investment and digital economy n°154-10 which fixes the form of the request for electronic certification service providers approval and approves the companion model of technical specification.
- Adoption of the law n° 31-08 which enact measures for consumer protection (including the provisions related to online selling) and its implementing legislation:
 - the decree n°2-12-462 which fixes the standard statute of consumer protection associations of public benefit;
 - the decree n°2-12-503 taken for the implementation of law n° 31-08.
- Elaboration of a global study of the legal instruments related to the information technology, protection personal data, cybersecurity and cybercrime to strengthen the Moroccan legal act and fill existing gaps that may be an obstacle to ensure the digital trust and combat cybercrime;
- Accession to the Convention 108 of the European Union related to the protection of personal data and its additional Protocol;
- Establishment of the National Commission of Personal Data Protection (CNPD).

Objectives of Law 09-08:

- Provide the Moroccan judicial arsenal with specific legal means to ensure effective protection of personal data;
- Protect citizens and anyone living on the Moroccan territory against the misuse of personal data;

- Develop the judicial arsenal (EU Directive 95/46/CE and Convention 108 of the Council of Europe as references) to promote the development of the Offshoring.

National Commission of Personal Data Protection (CNDP):

The National Commission of Personal Data Protection is a supervisory authority (or a regulator) placed under the authority of the Head of Government and established on the basis of the article 34 of the law 09-08.

The primary aim of this authority is to ensure the effective implementation and the respect of the provisions of law n° 09-08 which governs personal data protection.

CNDP's missions:

- Inform people of their rights and obligations;
- Advising the government, parliament and other administrations on aspects relating to the protection of personal data
- Legal and technological intelligence
- Control and investigation;
- Regulation .
- Technological and legal watch