EXECUTIVE BRANCH

"150TH ANNIVERSARY OF THE NATIONAL EPIC: 1864–1870"

PRESIDENCY OF THE REPUBLIC OF PARAGUAY
MINISTRY OF JUSTICE

DECREE No. 9199

WHICH PROVIDES FOR THE IMPLEMENTATION, OPERATION, AND USE OF THE "CIVIL REGISTRY SYSTEM" OF THE GENERAL DIRECTORATE OF THE CIVIL REGISTRY, HEREINAFTER "SIREC" AND ITS MODULES FOR THE PREPARATION OF REGISTRY RECORDS AND THE ISSUANCE OF CERTIFICATES, CREATES THE SINGLE REGISTRY OF NATURAL PERSONS "RUP," AND REGULATES LAW No. 1266/1987, "ON THE CIVIL REGISTRY."

Asunción, July 10, julio , 2018

WHEREAS: *The proposal submitted by the Ministry of Justice, requesting the regulation of Law No. 1266/1987, "On the Civil Registry," for the purposes of the implementation, operation, and use of the "Civil Registry System," hereinafter "SIREC," and its modules for the preparation of registry records and the issuance of certificates; and*

CONSIDERING: *That Article 238, Paragraph 1) of the Constitution empowers the President of the Republic to represent the State and direct the general administration of the country.*

No. 369.—

That Law No. 1266/1987, on the Civil Registry, in its Article 2, establishes that legal facts and acts relating to civil status must be registered with the Civil Registry Directorate by a Registrar, who is also responsible for the archives and other documents related to the registration.

Furthermore, the aforementioned civil registry law provides in Article 4 that the Civil Registry Directorate shall study and propose improvements to services related to registration, the preservation of records and documents, and the provision of copies of registrations through the use of equipment, modern administrative methods, and other advanced technological means, the use of which shall have legal force upon proper authentication.

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N°

Whereas the General Directorate of the Civil Registry is a specialized body, and in carrying out its functions, it must strive to serve as the coordinating hub for the efforts of the Public Administration aimed at meeting the demand for a timely and efficient public service through a policy that ensures the full application of the principle of legality and, in particular, the principle of legal certainty regarding vital events and legal acts related to the civil status of individuals.

In this regard, Article 9, Subsection (a) of Law No. 1266/1987 grants the Director the authority to direct, plan, organize, coordinate, and supervise the functions of the service.

Given this situation, and taking into account the government's policy of transparency, the creation of a Single Registry of Natural Persons ("RUP") is presented as a substantive and procedural solution to the issue of personal identity, which will integrate the processes related to the registration and certification of births, marriages, and deaths in the Civil Registry, as well as those mandated by law, thereby reducing barriers and safeguarding the confidentiality and reliability of the information, with the aim of empowering individuals to exercise their rights in a more streamlined, efficient, and secure manner, from birth through death.

death.

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The implementation, operation, and use of SIREC will provide the Civil Registry with the legal and technological tools necessary to maintain a single, accurate, detailed, and up-to-date registry of citizens—that is, a database that provides precise references for the development and implementation of public policies.

Furthermore, considering the need to improve service and ensure the security of the registry, the General Directorate of the Civil Registry, as the governing body in matters of identity and in accordance with Article 4 of Law No. 1266/1987, "On the Civil Registry," must serve as the organizing hub for the efforts of the state administration, aimed at meeting the needs for a timely, accessible, and secure public service.

Nº

It is essential to keep the Civil Registry's information up to date, given that the institution manages the nation's largest database, which must provide the data necessary for the development of social and economic plans.

The General Directorate of the Civil Registry must provide accurate information to the State so that it can plan its courses of action in areas such as health, education, formal employment, social security, access to social services, and access to justice services, among others—in other words, so that the State can reach all citizens of the Republic.

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Whereas the General Directorate of the Civil Registry, in order to promote the incorporation of technology and procedures that contribute to the strengthening and modernization of the country, as well as to the advancement, progress, and consolidation of the State's administrative management, deems it necessary to implement, operate, and use the "Civil Registry System" "SIREC" for the digital preparation of civil registry records and the issuance of their digitized certificates.

No. _____

THEREFORE, *in the exercise of his constitutional powers.*

THE PRESIDENT OF THE REPUBLIC OF PARAGUAY

DECREES:

Art. *1.— Implementation, operation, and use of the "Civil Registry System" ("SIREC").*

The implementation, operation, and use of the "Civil Registry System" of the General Directorate of the Civil Registry, hereinafter "SIREC," and its modules for the digital preparation of registry records and the issuance of certificates are hereby established.

Art. *2.—Single Registry of Natural Persons "RUP."*

a) *Creation. The Single Registry of Natural Persons, identified by the acronym RUP, is hereby created, to which all data on natural persons required to be registered by legal or judicial mandate shall be linked.*

legal or judicial mandate.

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b) ***Definition.*** *The Single Registry of Natural Persons is a digital archive containing all identity data of natural persons, as well as supporting documents for vital events and legal acts affecting their civil status.*

c) ***Composition.*** *The RUP consists of consolidated digital information from the records of vital events and legal acts relating to the civil status of natural persons, as well as their identification documents, and is defined by the set of organized elements that provide valid, reliable, comprehensive, secure, and timely information.*

Nº _____

Art. *3.— Scope of Application.*

The provisions of this Decree shall apply to entries in the birth, marriage, death, and unborn child records at the General Directorate and the Registry Offices, as well as to the issuance of certificates thereof, which shall be authorized by the Director General of the Civil Registry through a well-founded resolution.

Art. *4.—Digital Archive. Definition. Authorization for Reproduction.*

"Digital Archive" shall be understood to mean the organized series of public documents recorded electronically, intended to form a consolidated registry of legal acts and facts relating to the civil status of individuals. A

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The reproduction and storage or archiving by electronic means of vital records and legal acts relating to the civil status of natural persons, as well as the supporting documents registered in paper form required by the Civil Status Registry Act and its regulations and which form part of the digital archive, is hereby authorized, as is the issuance of certified copies and the respective certificates.

Art. *5.—Regarding the Disclosure of the Civil Status Registrar's Access Code, Password, or PIN.*

Nº

The disclosure of the access code, password, or personal identification number (PIN) of any Civil Registry Officer who is required to document their actions through digital signatures shall constitute a serious offense, even if the access code, password, or PIN is not actually used; in such cases, the applicable legislation shall apply. In cases involving the authorization and/or suspension of the access code, password, or personal identification number (PIN), the matter shall be determined by a resolution of the Director General.

Art. 6.—Integrity of the Digital Document.

The information contained in a data message shall be considered intact if it has remained complete and unaltered, in accordance with the process established ~~in~~ the Civil Registry Act.

process established in the Law

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Art. 7.— Digital Signature. Effects.

In registration records and certifications of registration records, the application of a digital signature in SIREC to a data message implies, for the parties, the presumption that:

a) *that the data message originates from an authentic copy of the first-generation entry or record made by the Civil Registry Officer:*

b) *that the content of the data message has not been altered since the time of signing and that the signer approves the content of the data message.*

For this presumption to be effective, the digital signature applied to the data message must be verifiable using the corresponding digital certificate issued by the digital signature service provider.

No. _____

Art. ***8.— The General Directorate of the Civil Registry is hereby authorized, by means of a well-founded resolution, to establish the legal validity of all documents created and issued through the SIREC system.***

Art. *9.—The General Directorate of the Civil Registry is empowered to establish, by means of a well-founded resolution, the administrative procedures for its implementation, as well as the Registry Offices and Civil Registry Officers assigned to the Single Registry of Persons, and the proper use of digital signatures, in accordance with current legal and administrative regulations.*

current administrative regulations.

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Art. ***10.***— *It is hereby provided that the General Directorate of the Civil Registry is authorized to regulate the forms and other documents issued on secure, tamper-proof paper to be used in the implementation and operation of "SIREC," in accordance with the format and designs approved by Resolution; to establish costs in guaraníes; and to publish such forms and documents for the information of service users.*

Art. *11.—This Decree shall be countersigned by the Minister of Justice.*

Art. 12.— *This Decree shall be communicated, published, and entered into the Official Register.*

N°

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PRESIDENCY OF THE REPUBLIC OF PARAGUAY
DIRECTORATE OF DECREES AND LAWS

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