

Decree n ° 2005-1309 of October 20, 2005 taken for the application of Law No. 78-17 of 6 January 1978 relating to computing, files and freedoms.

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The Prime Minister,

On the report of the Keeper of the Seals, Minister of Justice,

Having regard to Directive 95/46 CE of the European Parliament and of the Council of 24 October 1995 relating to the protection of individuals with regard to the processing of personal data and the free movement of such data;

Having regard to the penal code;

Having regard to the commercial code;

Having regard to the code of judicial organization;

Having regard to the new code of civil procedure;

Considering the code of administrative justice;

Considering the law n ° 78-17 of January 6, 1978 relating to data processing, files and freedoms, modified lastly by law n ° 2004-801 of August 6, 2004 relating to the protection of persons physical with regard to the processing of personal data;

Considering the law n ° 95-73 of January 21, 1995 of orientation and programming relating to security, amended by Law No. 2003-239 of March 18, 2003 for internal security, in particular its article 17-I;

Having regard to decree no.62-1587 of December 29, 1962, as amended, laying down general regulations on public accounting;

Considering the decree n ° 89-271 of April 12, 1989 fixing the conditions and the methods of payment of travel costs for civilian personnel within overseas departments, between metropolis and these departments, and to go from one overseas department to another;

Considering the decree n ° 90-437 of May 28, 1990 modified fixing the conditions and the modalities of payment of costs incurred by the travel of civilian personnel on the territory metropolitan area of France when they are the responsibility of the budgets of the State, institutions national administrative authorities and certain subsidized organizations;

Having regard to decree n ° 98-608 of July 17, 1998 relating to the protection of defense secrets national;

Considering the decree n ° 98-844 of September 22, 1998 setting the terms and conditions of payment costs incurred by the travel of civilian State personnel within a overseas territory, between the metropolis and an overseas territory, between two territories overseas and between an overseas territory and an overseas department, Mayotte or the territorial collectivity of Saint-Pierre-et-Miquelon;

Considering the decree n ° 99-487 of June 11, 1999 relating to the allowances likely to be allocated to members of the National Commission for Informatics and Freedoms and to the persons who lend their assistance;

Having regard to the opinion of the Government of New Caledonia dated May 4, 2005;

Having regard to the opinion of the government of French Polynesia dated May 18, 2005;

Considering the opinion of the General Council of Mayotte dated May 19, 2005;

Considering the deliberation n ° 2005-049 of March 24, 2005 bearing the opinion of the National Commission of information technology and freedoms;

After hearing the Council of State (interior section),

By the Prime Minister:

Dominique de Villepin

The Keeper of the Seals, Minister of Justice,

Pascal Clement

The Minister of State,

Minister of the Interior

and regional planning,

Nicolas sarkozy

The Minister of Defense,

Michele Alliot-Marie

The Minister of Employment,

social cohesion and housing,

Jean-Louis Borloo

The Minister of the Economy,

finance and industry,

Thierry breton

The Minister of National Education,

of higher education

and research,

Gilles de Robien

The Minister of Health and Solidarity,

Xavier Bertrand

The Minister of the Civil Service,

Christian jacob

The overseas minister,

Francois Baroin