

**GUVERNUL
REPUBLICII MOLDOVA**



**ПРАВИТЕЛЬСТВО
РЕСПУБЛИКИ МОЛДОВА**

GOVERNMENT

**DECISION No. 196
of 28.02.2018**

**on organization and management of the
National Agency for Research and Development**

Official Gazette of the Republic of Moldova no.68-76/227 of 02.03.2018

Under Article 68 (2) of the [Code of Science and Innovation of the Republic of Moldova no. 259-XV of 15 July 2004](#) (Official Gazette of the Republic of Moldova, 2004, no. 125-129, art.663) with the subsequent amendments and completions, art.18 paragraph (1) of the [Law no.98 of May 4, 2012](#) on the specialized central public administration (*Official Gazette of the Republic of Moldova, 2012, no.160-164, art.537*), with further amendments and completions, and art.7 letter b) of the [Law no.136 of 7 July 2017](#) on the Government (*Official Gazette of the Republic of Moldova, 2017, no.252, art.412*), the Government

DECIDES:

- 1.** The National Agency for Research and Development is established, as central administrative authority under the authority of the Government.
- 2.** The Agency for Research and Development, Agency for Innovation and Technology Transfer of the Academy of Sciences of Moldova and Center for International Projects under Academy of Sciences of Moldova are reorganized by fusion (absorption) with the National Agency for Research and Development.
- 3.** The National Agency for Research and Development is a successor of rights and obligations of the Public Institution "Agency for Research and Development", of the Agency for Innovation and Technology Transfer of the Academy of Sciences of Moldova and of the Center for International Projects under Academy of Sciences of Moldova.
- 4.** The patrimony of the Public Institution "Agency for Research and Development", Agency for Innovation and Technology Transfer of the Academy of Sciences of Moldova and of Center for International Projects under Academy of Sciences of Moldova shall be submitted to the National Agency for Research and Development, according to the provisions of Regulation on the mode of transmission of public property, approved by [Government Decision No. 901 of 31 December 2015](#).
- 5.** Disposing of staff in connection with the reorganization of the Public Institution Agency for Research and Development, Agency for Innovation and Technology Transfer of the Academy of Sciences of Moldova and Center for International Projects under Academy of Sciences of Moldova will be carried out in accordance with the legislation, if it is not possible the transfer it.
- 6.** The limit of the labor staff is 34 units for the National Agency for Research and Development with an annual remuneration fund according to the legislation.

7. To approve:

- 1) The Regulation on the Organization and Management of the National Agency for Research and Development, according to Annex 1;
- 2) Structure of the National Agency for Research and Development, according to Annex 2;
- 3) The organization chart of the National Agency for Research and Development, according to Annex no.3.

8. Within one month of the entry into force of this Decision, the State Chancellery shall:

- 1) submit to the Government the Selection Regulation, the requirements for the candidate and the nominee composition of the Selection Board of the Director General of the National Agency for Research and Development. The committee will include representatives of Ministry of Education, Culture and Research, the Ministry of Economy and Infrastructure, Academy of Sciences of Moldova, delegate representative of the Council of Rectors of the Republic of Moldova, delegate representative of the Board of Directors of public research institutions, representative the civil society proposed by the National Council for Participation and representatives of the State Chancellery;
- 2) select on competition base the general Director of National Agency for Research and Development.

9. Prior to the appointment by the Government of the General-Director of the National Agency for Research and Development, the Prime Minister shall designate a person to exercise his / her duties.

PRIME-MINISTER

Pavel FILIP

Undersigned by:

Minister for Education, Culture and Research

Monica Babuc

Minister of Finance

Octavian Armașu

No.196. Chișinău, 28 february 2018.

National Agency for Research and Development (NARD) is a central public authority under Government of Moldova responsible for the implementation of research and innovation policy. It is established by Government Decision on 28 February, 2018 as result of reorganization through fusion (absorption) of three public institutions, Agency for Research and Development, Agency for Innovation and Technology Transfer and Center for International Projects of Academy of Sciences of Moldova.

Annex no. 1
to the Decision of the Government no.196
of 28 February 2018

REGULATIONS
on organization and management of the National Agency
for Research and Development

I. GENERAL PROVISIONS

1. The Regulation on the Organization and Management of National Agency for Research and Development (*hereinafter referred to as the Regulation*) regulates the mission, fields of activity, basic tasks and the rights of National Agency for Research and Development (hereinafter referred to as the *Agency*) it.
2. The Agency is a central administrative authority under Government, which implements state policy in the areas of activity entrusted to it.
3. The Agency is a legal person governed by public law, headquartered in Chisinau, has a stamp with state treasury of the Republic of Moldova, treasury accounts, as well as other attributes specific to the public authorities, established in the legislation.
4. In its activity, the Agency is governed by the [Constitution of the Republic of Moldova](#), [Law on Government](#), [Code of Science and Innovation of the Republic of Moldova](#), the decrees of the President of the Republic of Moldova, the ordinances, decisions and provisions of the Government, by this Regulation, by other normative acts.
5. In its fields of activity, the Agency shall cooperate with central and local public authorities as well as with international bodies.

**II. MISSION, FIELDS OF ACTIVITY,
DUTIES AND RIGHTS OF THE AGENCY**

6. The Agency has the mission to ensure excellence and performance in achieving national priorities in the area of research, innovation and development.
7. The Agency shall exercise the powers laid down in present Regulation in the field of promotion and funding of research, innovation and development.
8. The basic duties of the Agency are:
 - 1) implements state policy according to the action plans approved by the Government in order to implement the National Program in the fields of research, innovation and development, as well as the sector strategies;
 - 2) manages the approved budget for project financing, according to the legal framework;
 - 3) manages national funds and funds from bilateral and multilateral programs launched under cooperation agreements with international organizations and foundations, according to the Government's normative acts;

- 4) organizes and conducts project contests, including ensuring independent evaluation and evaluation of projects submitted to competitions, in order to distribute the public funds allocated to project financing;
- 5) selects for financing, within the limits of the approved budget and according to the action plan approved by the Government, the projects submitted to the competition, following the evaluation carried out by local and / or foreign researchers according to the project financing methodology approved by the Government;
- 6) organizes and ensures the contracting process of the winning projects;
- 7) monitors the implementation of projects and reports annually to the Government the projects implementation;
- 8) receives the scientific reports on the implementation of the financed research projects, accompanied by the consultative opinion on them, publicly discussed and issued by the respective science department of the Academy of Sciences of Moldova;
- 9) create, maintain and give broad public access to research, innovation and development databases, including national databases of national and international researchers participating in project evaluation, national databases with all the material components of public infrastructure in research, innovation and development, and related specialized equipment;
- 10) promotes the interests of the state over objects of intellectual property resulting from projects selected for funding;
- 11) organizes the selection by competition of the administrators of the scientific-technology parks and of the incubators for innovation;
- 12) monitors the activity of science-technology parks and innovation incubators in which residents implement innovation and technology transfer projects, as well as the activity of their managers;
- 13) facilitates the partnership between organizations in the sphere of science, innovation and development and public or private companies;
- 14) attract private means for the realization of research and innovation projects, experimental development projects, innovation and technological transfer, development of the activity of science-technology parks and innovation incubators, creation and development of their infrastructure;
- 15) organizes exhibitions, seminars, workshops and roundtables to promote research, innovation and development achievements;
- 16) provide assistance to the scientific community, promote cooperation in the field of research, innovation and development at national and international level and carry out related activities;
- 17) drafts, approves and manages the budget in accordance with the principles, rules and procedures established by the Law on public finances and the budget-fiscal responsibility no.181 of July 25, 2014;
- 18) ensures the independent evaluation of the international project proposals, the financing and monitoring of their implementation, systematizes the results obtained;
- 19) carries out the activities related to the participation of the Republic of Moldova in the EU programs and projects for research, innovation and development, including information, training and promotion activities, as provided by the normative acts;
- 20) delegates representatives to carry out activities related to the Republic of Moldova's participation in research, innovation and development through the tools of the international programs;
- 21) participate in intergovernmental negotiations on research, innovation and development;
- 22) approves instructions and methodologies on issues related to the organization of the activity;
- 23) other attributions deriving from the provisions of the normative framework.

9. The Agency is entrusted with the following rights:

- 1) to request and receive, in the manner established by the legal framework, from the state bodies and the economic agents, information referring to its fields of competence, necessary for the exercise of its duties;
- 2) to attract, if necessary, specialists from the country or from abroad, in order to fulfill the duties related to the legal framework and this Regulation within the limits of the allocated funds;
- 3) set up committees, expert groups and other consultative bodies to carry out tasks in its fields of competence;
- 4) be a member of various international organizations in its fields of competence;
- 5) to submit to the central administrative bodies of the state proposals for improvement of policy documents and draft normative acts;
- 6) to exercise other rights under the legal acts regulating the relations in the fields of activity entrusted.

III. MANAGEMENT OF AGENCY

10. Agency is headed by General Director, selected on competitive basis and approved by Government for 4 years.

11. General Director is assisted by Deputy General Director. The appointment in public service, changes, modification and his service termination are made by Government according to legislation.

12. General Director fulfills following duties:

- 1) represents, within legal limits, the Agency interest in relationships with individual and legal entities of Moldova and abroad;
- 2) within the legal framework, concludes and terminates the contracts and signs documents in accordance with its duties;
- 3) organizes and heads the Agency management and is responsible for duties execution;
- 4) bears personal responsibility for execution of mission and fulfilling of the Agency functions;
- 5) organizes the financial management system and control, including the organization of intern audit of Agency;
- 6) establishes the duties of Deputy General Director and the heads of Agency units;
- 7) signs the documents in regard of Agency duties;
- 8) nominates in positions, modifies, suspends and terminates the service relationship with public servants, according to [Law on public servant and the statute of public servant no 158-XVI of July 4, 2008](#);
- 9) concludes, modifies and terminates the contracts with subordinated administrators of technological - scientific parks and incubators of innovation;
- 10) confers qualification level to public servants, grants stimulations and applies disciplinary sanctions to Agency employees, according to law;
- 11) approves regulations and annual plans of Agency activity;
- 12) issues the administrative documents with legal and individual character for execution by Agency employees and control its execution;
- 13) approves and modifies the staff statute and work scheme of Agency, in limit of work remuneration fund and effective limit established by Government;
- 14) organizes and implements the control and financial management system, bears the management responsibility for Agency budget administration and public patrimony in administration;
- 15) presents proposals for drafting of budget framework on middle term, proposals of budget;
- 16) exercises other duties provides by legal framework.

13. In absence of General Director, its duties are exercised by Deputy General Director.

14. Duties of Agency employees are established by rules of units, including position description form.
15. General Director, Deputy General Director and heads of Agency units are responsible for decisions approved in their activity areas;
16. In the Agency is established a Council of 9 members; its composed by General Director (President of Council) and by one representative of Ministry of Education, Culture and Research, Ministry of Finance, Ministry of Economy and Infrastructure, Academy of Sciences of Moldova, Council of rectors of Republic of Moldova and Council of directors of public research institutions and a representative of civil society with experience in research, innovation and development area at the proposal of National Council of Participation. The members are not paid for the Council activity.
17. Nominal composition of Council is approved by General Director. The unjustified absence of member at the Council meeting for least of 3 consecutive meetings, gives the right of Council president to ask the disbarment of member from nominal composition of council with replacement by other individual. Members of council are obliged to keep data confidence known in relationship in with the council activity.
18. Council validates the hierarchy of projects as result of evaluation process, with vote of 2/3 members.
19. Council is not able to change the project score obtained as result of evaluation and states the position on the organization way of selected process of projects proposed to validation, being in right to ask reevaluation of project proposals in case of procedure/ methodology violation.
20. In performing the activity, the Council is based on its regulation, approved by General Director Order.
21. In fulfilling the duties, the General Director is assisted by a cabinet; its activity is provided by legal framework.
22. Agency correspondence is signed by the General Director, Deputy General Director and individuals with liability positions authorized with such right under the Order of General Director.
23. The individuals authorized with signature right has personal responsibility for legality, truthfully and rightness of signed document.

Annex no. 2
to the Decision of the Government no.196
of 28 February 2018

STRUCTURE of the National Agency for Research and Development

General Director
Deputy General Director
Cabinet of the General Director (with Service Status)
Intern audit service
Department of research projects
Department of innovative projects
Department of international cooperation and sustainable development
Department of institutional management
Legal and human resources unit
Financial and administrative service
Information and media communication service
Management of documents service
Information and communication technology service

Annex no. 3
to the Decision of the Government no.196
of 28 February 2018

**Organization chart
of the National Agency for Research and Development**

