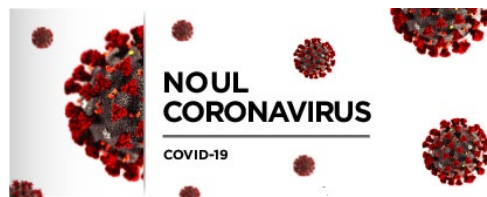


## ALLOWED OR PROHIBITED? MEASURES APPLICABLE DURING THE STATE OF EMERGENCY IN PUBLIC HEALTH



On 15 May 2020 the state of emergency [declared](#) for the first time by the Parliament of the Republic of Moldova was lifted and [replaced](#) by the state of emergency in public health applicable throughout the territory of the Republic of Moldova until 30 June 2020, with the possibility of extension depending on the evolution of the epidemiological situation.

This measure ordered by the National Extraordinary Public Health Commission ("CNESP") was preceded by several decisions of the Commission for Exceptional Situations ("CSE") which established some rules that are in force even after 15 May 2020.

Below we will summarize the most important measures that (i) have been adopted by the CNESP following the imposition of the state of emergency in public health and (ii) have been adopted by the CSE, but remain valid even after the state of emergency has been lifted.

### I. Movement restrictions.

- Free movement of persons is allowed, provided that the measures established by the CNESP Decision [No.11](#) as of 15 May 2020 („**Decision 11/20**”) are observed, in particular: (i) observance of the social distance of at least 1 meter, (ii) conformity with the rules of respiratory and hand hygiene rules, (iii) personal monitoring by each person of their health status.

- As of 16 May 2020, until 30 June 2020 it is prohibited:

- (i) being in the public transport, commercial and public spaces without wearing of masks covering the mouth and nose, if the social/physical distance of 1 meter cannot be observed;

- (ii) being in public places (forests, parks, alleys, beaches, etc.) in groups of more than 3 persons (persons in groups of up to 3 persons shall observe the social/physical distance of 1 meter);

- (iii) being on playgrounds, sports grounds, recreational areas, regardless of the number of persons, and

- (iv) for people over the age of 63 to be outside the house and in public spaces without urgent need.

- During the same period, the following are allowed:

- (i) mass gatherings of unique nature (e.g. protest, wedding, christening, etc.) with the participation of less than 50 persons, in compliance with the measures and restrictions established by Decision 11/20;

- (ii) religious gatherings only in open air, with the observance of social distance of at least 2 meters and with the mandatory use of masks by all participants.

### II. Travel restrictions and measures applicable to foreign nationals and stateless persons.

- As of 16 May 2020, until 30 June 2020 it is prohibited to:

- (i) leave the territory of the Republic of Moldova by persons under self-isolation regime;

- (ii) entry on the territory of the Republic of Moldova by foreign nationals and stateless persons, except: 1) family members of Moldovan citizens, 2) persons with long-stay visa, residence permit or other equivalent document (including persons traveling for health and humanitarian reasons, cross-border workers), 3) member of diplomatic missions and similar and 4) passengers in transit.

- Persons entering on the territory of the Republic of Moldova shall observe the self-isolation regime for a period of 14 days, except for:

- (i) drivers and the service personnel performing the carriage of goods services;

- (ii) persons traveling in professional interest, as confirmed by the visa, residence permit or other confirmatory document and for the cross-border workers;

- (iii) persons traveling for health and humanitarian reasons;

- (iv) pupils/students enrolled in foreign educational institutions who shall pass tests of exams;

- (v) members of diplomatic missions and similar;

- (vi) passengers in transit,

if these persons do not show clinical signs of respiratory infection or fever.

- As of 26 May 2020 movement of persons in international traffic through rail and road transportation is allowed, in compliance with the measures established by the CNESP Decision [No.12](#) of 26 May 2020 (“**Decision 12/20**”). The restrictions on the entry and leaving by the persons of the territory of the Republic of Moldova described above remain applicable.

- Until 30 June 2020, regular passenger flights, regular passenger air charters are suspended, with the gradual relaunch depending on the epidemiological situation.

- The residence permits whose validity expired during the state of emergency are considered extended by a period of 60 days from the date of their expiry (for more details, see point 21 of the CSE Order [No. 10](#) as of 31 March 2020).

- Foreign citizens and stateless persons for whom the terms of stay on the territory of the Republic of Moldova have expired during the state of emergency and who will leave the territory of the Republic of Moldova until 15 June 2020 cannot be sanctioned for the violation of the rules of stay (for more details, see point 9 of the CSE Order [No.3](#) as of 23 March 2020).

### **III. Restrictions and measures applicable to entrepreneurs and service providers in different sectors.**

- The suspension of the activity of the shopping centers on the entire territory of the country is maintained until 31 May 2020, with the assurance of the normal functioning of the food and pharmaceutical units placed within them.

- Starting with 1 June 2020, the following activities shall be resumed:

- (i) the activity of the markets in the city of Chisinau and Balti and

- (ii) the activity of libraries and museums, but without organizing mass cultural events, and in compliance with the sanitary measures (physical distance, limiting the number of visitors, distance of 2 meters between the reading places, etc.).

- Starting with 15 June 2020, the following activities shall be resumed:

- (i) the activity of gyms and fitness centers, but without dressing rooms, bathrooms, swimming pools, and in compliance with the sanitary measures (physical distance, limiting the number of persons for a training session, distance of 2 meters between the sports equipment, etc.) and

- (ii) the activity of catering units, in compliance with the Instruction annexed to the Decision 12/20 (distance of 1,5-2 meters between persons, maximum 4 persons at the table (except for family member of first and second degree), separate toilets for staff and visitors, Plexiglas / glass protective screens for cash registers and the places of taking the orders, etc.).

- Until 30 June 2020 the following activities are forbidden:

- (i) performance of classroom activities by public or private educational service providers (only online studies or individual lessons are allowed),

- (ii) the organization and conduct of all cultural or sporting activities, as well as other indoor events,

- (iii) performance of activities by leisure and recreational units, sports centers, swimming pools, theatres, cinemas, concert halls and other training and recreational units (except libraries, museums, gyms and fitness centers which may provide services under the conditions described above).

- It is allowed, under the measures established under the Decision 11/20:

- (i) the carrying out of the economic activity by the commercial retail units,

- (ii) the provision of services by public health institutions and private health service providers,

- (iii) the carrying out of itinerant trading, with the placement of the trade locations at a distance of 3 meters from each other,

- (iv) the carrying out of rail and road transportation of persons activities in urban, district and inter-district traffic,

- (v) the carrying out of agricultural work by natural and legal persons,

(vi) the provision of hairdressing services (arranging and trimming).

#### **IV. Subsidies and other compensation measures**

- Resident enterprises and non-commercial organizations of the Republic of Moldova that have established the technical unemployment or stationary regime during the state of emergency are entitled to subsidies, in accordance with the rules set out in point 6 of the CSE Order [No.16](#) as of 10 April 2020. The subsidies will be granted for salaries / wages related to the technical unemployment and / or stationary regime applied during the state of emergency.

- Holders of entrepreneurial patents and natural persons carrying out activities in accordance with Chapter 10<sup>2</sup> and 10<sup>3</sup> of Title II of the Fiscal Code (natural persons carrying out independent activities and those engaged in activities in the field of acquisition phyto technical, horticulture and/or vegetal related products) can receive a single unemployment benefit of MDL 2,775, provided that in March 2020 they did not achieve insured income. The single unemployment benefit can be paid to the beneficiaries until 30 June 2020, in accordance with the rules set out in the CSE Order [No.25](#) as of 5 May 2020.

- A moratorium on state control is in place until 1 June 2020, with certain exceptions (for more details, see point 25 of the CSE Order [No.3](#) as of 23 March 2020).

This legal analysis is based on the legislation of the Republic of Moldova in force on 26 May 2020.