

<u>Institute for Development of Freedom of Information (IDFI)</u>

Assessment of the Openness of State Archives

Country: Armenia

Archival Institution: Archive of the National Security Service (NSS) of the Republic of Armenia

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The project was funded by the <u>Open Society Institute Budapest Foundation (OSI)</u> and has been implemented by a Georgia-based civil society organization <u>Institute for Development of Freedom of Information (IDFI)</u>

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Methodology for Evaluation of Openness of State Archives (OSA)

Introduction

The public has the right of access to archives of public bodies. Openness of archives is not only an issue related to interests of historians or specialists, but an issue of access to information, which in itself is a human right. The OSA Methodology is envisioned to be universal with the goal of assessing the standards of access to archives, identifying the strengths and weaknesses of the legal frameworks and their enforcement firstly in post-soviet space and then around the globe.

Structure and Logic

The Methodology is composed of 86 indicators, each of which granted different weight and index of social importance.

The Methodology covers all the major components of openness of state archives: from the legislative framework, to access to archival files in the reading room and via online sources, and freedom of access to archival files/records and relevant databases (online sources, catalogues, inventories, etc.).

The selection of indicators for the Methodology was largely based on the principles of access to archives adopted by the International Council on Archives (ICA) that elaborated the following general principles:

- Archives and archivists should promote the widest possible access to archival materials and provide an impartial service to all users.
- Archives and archivists should respect both access to information and privacy, and act within the boundaries of relevant legislation.
- Institutions holding the archival fonds ensure that restrictions on access are clear and of stated duration, are based on pertinent legislation, acknowledge the right of privacy, and respect the rights of owners of private materials.
- The access rules apply equally to all individuals without discrimination. When a closed file is reviewed and access to it is granted to a member of the general public, the file is available to all other members of the public under the same terms and conditions.

Various best practices were also reviewed: the analytical report "Open Access to KGB Archives: Ukraine's Experience for Eastern Partnership Countries" ("Открытый доступ к архивам КГБ: Украинский опыт для стран восточного партнерства"), a guide-book "Right for the Truth" ("Право на правду"), as well as other best practices and adopted documents. We also analyzed all the archival and other relevant laws in each country to be evaluated.

The documents and standards mentioned above do not contain methodologies or indicators for evaluating archives; this we elaborated through cooperation with our partners. **The resulting methodology is unique by its essence.** All the indicators have been properly referenced.

During the indicator selection and elaboration process, an effort was made to ensure that our Methodology could be used for all state archives in the target states. The Methodology and its indicators were elaborated with the active participation of the organizations and independent experts, who have the most expertise and experience in given area.

The indicators are divided into five groups (benchmark indicators) that represent the key characteristics of a well-functioning system of open access to the state archives in post-soviet countries. These groups are:

- 1. Homogeneity of the legislative framework:
 - 1.1 General archival legislation;
 - 1.2 Other legislation referring to FOI and archives;
 - 1.3 Archive services;
- 2. Website: Archive websites and distant and online services;
- 3. Reading room: Services and procedures for the researchers physically working in the archives.

Limitations

Access to archives varies significantly by country. The OSA Methodology is intended to be applicable on a global scale, meaning that the indicators cannot be too specific and cannot cover all the possible variations and exceptions.

About the Project

The Methodology has been developed within the framework of the project - <u>Enhancing Openness</u> of State Archives in Former Soviet Republics.

The project was funded by the Open Society Institute Budapest Foundation (OSI) and has been implemented by a Georgia-based civil society organization <u>Institute for Development of Freedom of Information (IDFI)</u> on its initial stage together with the nine partner organizations or/and individual experts from each country in the Eurasian region covered by the project:

- Armenia, Hranush Kharatyan Historian, archivist. Has worked as a head of archives direction of NGO Hazarashen - Armenian Center for Ethnological Studies. At the moment is working on the publication of the book of memory of deportation of Armenians in 1949 in cooperation with the National Archives of Armenia.
- Azerbaijan, Eldar Zeynalov Human rights activist and journalist. Has experience of working in the Archive of Political Documents of Azerbaijan (former united Azerbaijan

- Communist party archive). Founding director of NGO Human Rights Center of Azerbaijan.
- Belarus, Dmitriy Drozd Historian, archivist, publicist, photographer (the member of the Union of Photographers of Belarus). Researcher of the Belarusian Documentation Center. Author of six books and hundreds of articles. In 2016 won human rights award in the Journalist of the Year nomination.
- Bulgaria, Momchil Metodiev Editor in Chief of the Christianity and Culture Journal and Research Fellow at the Institute for Studies of the Recent Past, Sofia, Bulgaria. He took part in the compilation of several documentary collections published by the Bulgarian Dossier Commission and has worked for several Bulgarian and international projects researching the communist past.
- Czech Republic, Pavel Zacek MP of the Czech Republic and the Lecturer at CEVRO
 Institute. He served as the first Director of the Czech government agency and research
 Institute for the Study of Totalitarian Regimes, investigating the crimes of the
 Communist regime of Czechoslovakia.
- Georgia, Anton Vatcharadze Archives and Soviet Studies Direction Head of the
 Institute for Development of Freedom of Information (IDFI) Organization based in
 Tbilisi, Georgia, which promotes human rights and good governance by raising civic
 awareness through sound informational reports, research and policy recommendations.
- Hungary, Sandor Horvath Head of Department for Contemporary History and Senior Research Fellow at the Institute of History, Research Centre for the Humanities, Hungarian Academy of Sciences; The primary coordinator of the international research project COURAGE - "Cultural Opposition – Understanding the Cultural Heritage of Dissent in the Former Socialist Countries"; The founding editor of the Hungarian Historical Review.
- Kazakhstan, Alexandra Tsay Independent research fellow in cultural studies and an art curator based in Almaty, Kazakhstan. Is Memory Studies Specialist and has worked in the archives of Kazakhstan
- Kyrgyzstan, Nurbek Toktakunov Human rights activist, lawyer, Director of the Partner Group Precedent. The main directions of the organization are: administrative legal proceedings, access to information, transparency of the state budget, public administration in the field of judicial system.
- Lithuania, Vytautas Staricovicius Lecturer at Vilnius University, Department of History. He also works at the Lithuanian Museums' Centre of Information, Digitisation, and LIMIS. Vytautas Staricovicius is a historian researching the Soviet history, politics of history and memory culture in Central and Eastern Europe.
- Latvia, Edgars Engizers Faculty member at the Baltic International Academy. He is an author of various research papers on the recent history of Baltic States.

- Moldova, Igor Casu Historian. Director of the Center for the Study of Totalitarian Regimes. Professor of the State University of Moldova. Has years of working experience in archives.
- Poland, Małgorzata Łukianow Assistant professor at the Institute of Philosophy and Sociology, Polish Academy of Sciences and Managing editor at "ASK: Research and Methods". She has worked on the project "Formation of social memory in post-migration communities".
- Romania, Alexandru Murad Mironov Faculty Member at the History
 Department, University of Bucharest. He is an author of a number of articles on the
 history of Communist Romania.
- Russian Federation, Lawyer. Has worked on related issues of freedom of information and human rights. Member of human rights organization which is advocating on access to the information from the state institutions and data protection.
- Tadjikistan, Parviz Mullojonov Historian at Whitman College and the Former
 Chairman of the Board of the Tajik branch of the OSI. He has been one of the country's
 active civil society activists since the middle of the 90's. Has worked for various
 international agencies and organizations such as Human Rights Watch/Helsinki,
 UNCHR, UNDP and ADB.
- Ukraine, Anna Oliinik Director of the Center for the Study of the Liberation Movement. Anna participated in our conference in 2018 and presented about the public initiatives and cooperation with state archives in Ukraine
- Uzbekistan, Historian Has worked in state archives. Graduate Student at the Institute of Asian and African Studies in one of the European Universities. In its initial stage, the project Enhancing Openness of State Archive in Former Soviet Republics covers only the Eastern Partnership (EaP) Region, Russia, and some of the Central Asian states; however, we are planning to scale the methodology up to larger regions in the future. Due to a large number of archives in some countries (e.g. Russia, with 15 state archives on the federal level) not all the archives are evaluated in the above countries. We will continue to evaluate the archives that have not been evaluated at the first stage of the project in the future.

Scoring System

Indicators included in the OSA Methodology are granted different weight and provided by index of social importance, which is measured by one of the four qualitative indicators (4, 3, 2 or 1). Such indexes will show the importance of the indicator and its influence on the openness of archives.

Each indicator can be evaluated by the interim score from 0 to 1 points, depending on the completeness of the answer, or the indicator cannot be applied to the given archive:

- 1. Gives a complete answer to the question maximum 1 point.
- 2. Gives a high quality answer to the question 0.75
- 3. Gives a medium quality answer to the question 0.5
- 4. Gives a low quality answer to the question 0.25
- 5. Does not answer the question -0
- 6. The indicator cannot be applied to the given archive (-)

The final score of each indicator is calculated by multiplying its interim score by its social importance index.

For instance, if the indicator's social importance index is 4 and its interim score is 0.75 points, the final score of the indicator will be 3.

With a total of 86 indicators, openness of a state archive is rated on the scale of 0 to 252. The points will be converted to percentages for easier understanding and visualization.

At the same time, we are keeping in mind that not all the indicators can be applied to each state archive we are assessing. For example, if we are assessing archives which do not contain any fonds or files on repressive state institutions, we will not deduct points for non-relevant indicators. In such cases, the final result and the percentage will be calculated based only on relevant indicators.

Each scoring component is evaluated separately.

This scoring system and the structure of the methodology allows us to represent the results in two ways:

- 1. **Results by Separate State Archives** Each archive will be assessed with the relevant indicators. The results will be converted in percentages and the average result will be calculated.
- 2. **Country Overall Results and Rating** The country overall results are represented using percentages (0-100%). Countries are then ranked by their overall results.

Visualization

Visualizing the results of the assessment is crucial to the goal of the methodology. For this purpose, the overall points received by each country shall be shown graphically using the scale of 0-100%, divided into 4 quarters of a specific color:

- Low compliance with the OSA Standards 0% to 25% (red)
- Average compliance with the OSA Standards 26% to 50% (orange)

- Good compliance with the OSA Standards 51% to 75% (yellow)
- Excellent compliance with the OSA Standards 76% to 100% (green)

Visualizations will also include spider graphs depicting the countries' results by benchmark indicators and multi-colored bar graphs for comparing the countries' results in defined categories.

Terminology

This methodology uses universally accepted archival terminology as well as a few terms of its own design, in order to make the key distinctions easier. This terminology was adopted and put online by the ICA (see this link). Because of the specifics of the post-soviet archives and in order to avoid misunderstanding in some of the terms, we made our glossary bilingual, in English and Russian.

- Archive(s) Refers to the archival institution, rather than the archival holding.
 An organization or place that collects, keeps and makes available for usage the records (archival documents). Also referred as archival repository. 2) Agency or program responsible for selecting, acquiring and preserving archives, making them available, and approving destruction of other records.
 - **Архив(ы)** Имеется в виду скорее архивное учреждение, чем массив архивных документов.1) Архив может представлять собой организацию или место, где хранятся и доступны для пользования архивные документы. Так же называют архивохранилищем.
 - 2) Архив может представлять собой организацию или компьютерную программу, которые обеспечивают отбор архивных документов на хранение, комплектование и обеспечение сохранности архивного фонда, предоставление доступа к архивным документам.
- 2. National Archival Fonds Historically developed and constantly filled up set of the archival documents which are reflecting material and spiritual life of society, having historical, scientific, social, economic, political and cultural value and is subject to continuous storage. Национальный Архивный Фонд Исторически сложившаяся и постоянно пополняемая совокупность архивных документов, отражающих материальную и духовную жизнь общества, имеющих историческое, научное, социальное, экономическое, политическое и культурное значение, подлежащих постоянному хранению.
- 3. **Archival fonds (record group)** The entire body of records of an organization, family, or individual that have been created and accumulated as the result of an organic process reflecting the functions of the creator.
 - **Архивный фонд** Общая совокупность архивных документов, находящихся на хранении в архиве или другом документохранилище.
- 4. **File** A record or group of records related by use or topic, typically housed in a folder. **Дело** Архивный Документ или совокупность архивных документов, относящихся к одному вопросу или участку деятельности, помещенных в отдельную папку.

- 5. Record Single document created or received by a person, family, or organization, public or private, in the conduct of their affairs that are preserved because of the enduring value contained in the information they contain or as evidence of the functions and responsibilities of their creator. In this methodology, it refers to the records that are exclusively paper-based (text on paper) and not electronic formats, photographs, motion pictures, videos, sound recordings and other that generally refers to an archival record.
 - **Архивный документ** Единый документ, созданный или полученный лицом, семьей или организацией, публичной или частной, в ведении своих дел, которые сохраняются из-за непреходящей ценности, содержащейся в содержащейся в них информации или в качестве доказательства функций и обязанностей их создателя. В этой методологии это относится к записям, которые являются исключительно бумажными (текст на бумаге), а не электронными форматами, фотографиями, кинофильмами, видеороликами, звукозаписью и другими, что обычно относится к архивной записи.
- **6. Copy** A document that arises as a result of the reproduction of the information of the record with the change or replacement of the medium, accurately reproducing the content, all or part of the external features of the record.
 - **Копия документа** Документ, возникший в результате воспроизведения информации архивного документа с изменением или заменой носителя, точно воспроизводящий содержание, все или часть внешних признаков архивного документа.
- 7. **Finding Aid** A set of archival reference books and accounting documents (the list of the fonds, inventories, fonds reviews, catalogs, indexes, etc.) that provide a search for the information included in this fonds and accounting of its records.
 - **Научно-справочный аппарат к архивному фонду** Совокупность архивных справочников и учетных документов (лист фонда, описи, обзоры фонда, каталоги, указатели и т.д.), обеспечивающих поиск включенной в данный фонд информации и учет входящих в негоархивных документов.
- **8. Guide book** A finding aid giving a general account of all or part of the holdings of one or several archives, and/or manuscript repositories. A guide is usually arranged byfonds, record/archive group, or collection and classes or series therein.
 - Путеводитель по фондам Архива Архивный справочник, содержащий в систематизированном порядке характеристики или краткие сведения об архивных фондах и предназначенный для ознакомления с его составом и содержанием. Справочник, содержащий общие сведения обо всех или части документов одного или нескольких архивов и/или хранилищ рукописей. Путеводитель обычно составлен в соответствии архивными фондами, архивными документами/группой документов, или коллекциями, подразделяющимися на классы или серии.
- 9. **Inventory** Reference and accounting document containing a systematic list of files of the archive fonds, intended for disclosure of their content and accounting. **Опись** Справочный и учетный документ, содержащий систематизированный перечень дел архивного фонда, предназначенный для раскрытия их содержания и учета.

- 10. **Access to the archive**—The right, opportunity or means of finding, using or approaching documents and/or information(or a system of archives). Access may also be affected by the physical state of the materials, or the need to conserve them.
 - **Доступ к архивным документам** Предусмотренные нормативными актами право, возможность и средства поиска, использования документов архива или/и информации (или системы архивов). На доступ может также влиять физическое состояние материалов или необходимость их сохранности.
- 11. **Researcher** –Any physical person, domestic or a foreign citizen, who applied for the access to the Archive's reading room or is using the data published by the Archive online for the scientific, personal or other purpose not prohibited by law.
 - **Исследователь** Любое физическое лицо, гражданин страны или иностранец, обратившийся за доступом в читальный зал Архива или использующий данные, опубликованные архивом онлайн в научных, личных и других, не запрещенных законом целях.
- 12. **Usage of archival data** Application of information of records in cultural, scientific, political, economic targets and for ensuring legitimate rights and the interests of citizens. **Использование архивных данных** Применение информации архивных документов в культурных, научных, политических, экономических целях и для обеспечения законных прав и интересов граждан.
- 13. Social and legal notices from the Archive Documents issued by the archive of birth, death, marriage, divorce, repression, rehabilitation, reward, professional-technical, secondary and the higher education, academic degree, registration and the cancellation of registration of a citizen to a concrete address, change of name, surname and nationality e.t.c..

 Социально-правовые уведомления из архива Документы выданные архивом о рождении, смерти, браке, разводе, репрессии, реабилитации, вознаграждении, образовании / ученой степени, регистрации / отмены регистрации гражданина по
- 14. **Propertynotices** Documents issued by the archive confirming the property right. **Уведомления о собственности** –Документы, выданные архивом, подтверждающие право собственности.
- 15. **Declassify** To make records that have been restricted for reasons of national security accessible to individuals without security clearance.

конкретному адресу, изменении имени, фамилии или гражданства и. т. д.

- **Рассекречивать** Снимать гриф секретности и связанные с ним ограничения в доступе к архивным документам.
- 16. **Personally identifiable information** Information that a) can be used on its own or with other information to identify, contact, or locate a single person, or b) to identify an individual in context.
 - **Персональные данные**—Любая информация, которая а) может быть использована для идентификации того субъекта персональных данных, к которому она относится, либо б) которую возможно прямо или косвенно связать с субъектом персональных данных.

- 17. **Day** In the context of this methodology a day implies a working day. **День** В контексте данной методологии, один рабочий день.
- 18. **Repressive state institutions** State institutions which implemented the repressive actions. **Система репрессивных органов** Государственные учреждения которые проводили репрессивные действия.
- 19. **FOI** Freedom of Information/ Свобода Информации.

Methodology Indicators

1.1 General archive legislation

#	Social Importance Index	Indicator	Final Score	Relevant Article from the Law (if applicable)
1.1.1	4	Access to archival fonds (files and records) is granted equally to any researcher – both	Answer:	The law 'The RA Law on Archives' does not stipulate a
		foreign and domestic citizens a) Yes - 1 b) The Archive has unequal conditions of access with the advantage for the domestic citizens – 0.25	Score: 4	difference in access on the basis of citizenship; in practice, everyone has the same, but very limited access to the SNB Archive.
1.1.2	4	 Access to the reading room is: a) Unrestricted, any researcher can use the reading room – 1 b) The Archive limits access of researchers to the reading room based on the principle of equal treatment guaranteed by law – 0.5 c) The Archive limits access of researchers to the reading room at its discretion and provides a written substantiation of this decision – 0.25 d) The Archive limits access of researchers to the reading room at 	Answer: c) Score: 1	'The RA Law on Archives' provides for equal access to all researchers. However, the SNB Archive does not have a reading room, referring to the fact that the SNB Archive does not contain open classified documents, because immediately after declassification, a package of declassified documents is transferred to the National Archives of Armenia.

		its discretion without providing		
		substantiation – 0		
1.1.3	4	Access to the Archive reading room procedures: a) Domestic and foreign citizens enjoy equal rights to access the Archive reading room – 1 b) In order to access the reading room, foreign citizens have to submit certain paperwork in addition to what is demanded from domestic citizens - 0.75 c) According to the subordinate legal act, the waiting time to get access to the reading room for foreign citizens is longer, than for domestic ones - 0.5 d) The Archive provides foreign citizens with unequal conditions of access to the reading room, by the principles mentioned in both b and c points of this section - 0	-	Clause 2 of Article 23 of the RA Law "On Archival Affairs" states that all state and public archives are obliged to all (citizenship is not specified) to provide for free the search for archival documents and the necessary research conditions. There is no law that would restrict such access to the SNB archive. However, the SNB Archive does not provide any type of document search, referring to the fact that the SNB archive does not contain classified open documents. Immediately after declassification, they are deposited in the National Archives.
1.1.4	4	Upon turning down a request to access archival fonds and finding aid: a) The Archive provides a written substantiation – 1 b) The Archive provides only with oral substantiation – 0.25 c) The Archives does not provide any substantiation – 0	Answer: a) Score: 4	The archive justifies the restriction of access to archival materials and documents of the scientific and inquiry apparatus in writing, usually referring to the lack of open documents.
1.1.5	3	Do individuals with unserved or unacquitted conviction have access to the Archive: a) Yes – 1 b) Only individuals with unserved or unacquitted conviction for serious crime or felony have restricted access to the Archive- 0.75 c) No - 0	Answer: a) Score: 3	The RA Law "On Archival Affairs" does not stipulate the right of access to archival affairs for any reason, including because of the criminal record of any form of citizen, the exception is funds or archival affairs containing state and / or official secrets under the RA Law "On

1.1.6	3	Differences in terms of access depends on whether the organization (e. g. university) is asking for access or an individual: a) No differences – 1 b) The difference in terms of access depends on whether it is a state body or an NGO – 0,5 c) Different – 0	Answer: a) Score: 3	State and official secret '. In practice, when an individual applies with a criminal record of any form or without a criminal record, the archive reacts the same way. Neither the law, nor decrees include the difference / features in terms of access to archival funds between legal entities and individuals. As the heads of the SNB archive assure, the admission, or most likely, the restriction of work with archival documents, is the same for both legal entities and individuals.
1.1.7	4	Access to archival fonds' records (originals or copies) only for getting insight in the reading room or website: a) is free of charge – 1 b) is free of charge for digital copies, but paper copies require payment – 0,5 c) is not free of charge – 0	Answer: a) Score: 4	The laws or decrees do not stipulate any fee when reading the document. However, the SNB Archive has neither a reading room, nor a site, nor open documents, nor does it allow the search for documents in its archive. In practice, when individuals and legal entities contact the SNB for any questions, in particular regarding the search for information about repressed persons before 1987, the SNB archive tries to find information about the person and provide it to the applicant in writing for free.
1.1.8	4	The Archive has the discretionary authority to refuse access to any file/fonds or finding aid (except for classified files or those containing legally protected personal information): a) The Archive grants access to any file or finding aid – 1	Answer: b) Score: 3	Under article 21 of the Law 'On Archival Affairs', a researcher, individual and / or legal entity has an unlimited right to search in all state and public archives, except for cases with restrictions under the law, and all archives are required to issue copies of archival documents needed by the searcher. However, the SNB

		 b) The grounds for restricting access to files or finding aid are granted to the Archive by the law – 0.75 c) The grounds for restricting access to files or finding aid are granted to the Archive by a subordinate legal act (order of the head of the archive) – 0 		archive states that it has exclusively documents in storage containing state or other secrets protected by law, and access is practically closed by law.
1.1.9	2	The law or subordinate legal act list the restrictions to accessing the reading room or archival fonds/files and define the relevant terms (except for classified files or those containing legally protected personal information): a) Yes – 1 b) No – 0	Answer: a) Score: 2	All access restrictions are explained in Articles 5 and 23 of the RA Law on Archives, 21 articles of the Law of the Republic of Armenia "On State and Official Secrets", Order of the Minister of Culture and Sports and Youth Affairs of the Republic of Armenia dated December 21, 2004 N476-N "On approval of the Procedure for the use of documents of the Archival Fund of the Republic of Armenia, which are state property. "Since the SNB Archive periodically declassifies classified documents and transfers them to the National. Archive, and in the SNB Archive documents are stored only with a security stamp, then it ultimately completely restricts researchers' access by law.
1.1.10	2	The Archive allows other public institutions, private organizations and citizens to use its files/records for exhibition or other purposes that do not endanger the physical condition of the files/records: 1) The Archive allows other public institutions to use the originals and copies of its files/records. 2) The Archive allows other public institutions to use only copies of its files/records.	Answer: d) Score: 0	According to Art. 23 of the Law "On Archive Case", the user of archival documents has the right to distribute a copy of the archive file and information about its contents for any purposes not prohibited by law and by any means. The restrictions apply exclusively to especially valuable documents, according to clause 45 of the Decree of the Government of the Republic of

		 3) The Archive allows private organizations to use the originals and copies of its files/records. 4) The Archive allows private organizations to use only copies of its files/records. 5) The Archive allows natural persons to use the originals or copies of its files/records. 6) The Archive allows natural persons to use only copies of its files/records. a) The law or subordinate legal acts allow actions of all 6 categories – 1 b) The law or subordinate legal acts allow only actions of the categories 1 - 4 - 0.75 c) The law or subordinate legal acts only allow actions of the categories 1 - 2 - 0.5 d) The law or subordinate legal acts do not allow any of the above actions – 0 		Armenia dated July 14, 2005 N1111-N 1037—"On Approving the Procedure for Recognizing Archival Documents as Especially Valuable and Unique, Recording, Creating Insurance Copies and Storage." SNB Archive, due to the secrecy of all its documents, in practice does not apply any of the above 6 points. Archive employees often provide information about the information they have requested to both individuals and legal entities.
1.1.11	3	Responsibility for the illegal usage of the personal data lies: a) Only upon the Researcher, who is using the personal data illegally - 1 b) The Archivist and the Researcher, who is using the personal data illegally, share the responsibility - 0.5 c) Only upon the Archivist - 0	Answer: b) Score: 1.5	According to Article 25 of the RA Law "On Archival Affairs", legal entities, as well as administrative persons and citizens, in case of violation of the legislation of Armenia on archiving, are liable in the manner prescribed by law.
1.1.12	2	Declassified fonds, files or records that have been already published (with accordance to the Law or subordinate legal act) may not be re-classified: a) No - 1 b) Yes - 0	Answer: b) Score: 0	The law does not stipulate the prohibition of re-classification, in practice there have not yet been cases of re-classification. In addition, all declassified documents from the SNB archive are transferred to the RA National Archives within three

1.1.13	4	Declassified fonds, files, or records that have not been published may be re-classified: a) May not be reclassified – 1 b) Can be re-classified, according to the law, if it is necessary to defend the fundamental human rights, freedoms and legal interests, for violated rights rehabilitation and to avoid causing harm to the human health and security – 0,5 c) May be reclassified – 0	Answer: c) Score: 0	months and the SNB archive loses administrative rights to these documents. The law does not stipulate a ban; in practice, there have been no cases of re-classification. In addition, all declassified documents from the SNB archive are transferred to the RA National Archives and the SNB archive loses administrative rights to these documents.
1.1.14	4	Formerly classified fonds, files, or records cannot be destroyed: a) Cannot be destroyed – 1 b) Can be destroyed – 0	Answer: b) Score: 0	Laws, regulations do not provide for the destruction or prohibition of the destruction of archival documents of former secret funds. However, Paragraph 5 of Art. 9 of the RA Law "On Archival Affairs" prohibits the destruction of documents if they have not passed the expert assessment. This means that when passing an expert assessment, documents of former secret funds may also be destroyed. In practice, the SNB archival documents, considered secret, periodically pass through an expert assessment, many of them are declassified and transferred to the National. archive, but some documents are destroyed. The most global declassification of the former secret funds occurred after the adoption of the Law "On the National Archival Fund of Armenia" of November 17, 1997, 21 articles of which as

1.1.15	4	Upon the termination of the statutory period, the archival fonds becomes declassified by the Archive itself, established committee or other authorized body: a) Right away after the termination of the statutory period - 1 b) Based on the request of a citizen or a legal entity - 0.5	Answer: a) Score: 4	"Transitional provision" stipulated: "All documents on the repressed in 1917-1987 were transferred to the State Archives of Armenia the period of Soviet power, persons "(http://www.arlis.am/Document View.aspx?docid=68989). It is not known whether all documents were actually transferred, or transferred selectively?Недоступность фондов архива не позволяет нам объективно оценить объем переданных дел и документов. Art. 16 of the RA Law "On State and Official Secrets" stipulates that documents containing state and official secrets are destroyed or declassified by the leadership of government departments or organizations before being handed over to the archive, and the destroyed part, including the declassified part, is submitted to the state archive within three months for storage; Article 10 of the RA Law "On Archival Affairs" prohibits the destruction of documents until they have passed through an expert assessment. In practice, the SNB Archive operates under the mentioned law.
1.1.16	4	Classification of the fonds, files, or records after the termination of the statutory period: a) Cannot be prolonged - 1 b) Can be prolonged on the special occasions defined by law - 0.5	Answer: b) Score: 2	According to Art. 15 of the Law of the Republic of Armenia "On State and Official Secrets" Documents containing state or official secrets remain secret from the moment of secrecy from 10 (secret), 30 (of special

		c) Can be prolonged according to the subordinate legal act (the order of the Director of the Archive or similar) – 0		importance) to 35 (strictly secret) years. If necessary, by decision of the Government, the terms of secrecy may be extended, but no more than for 5 years.
1.1.17	1	National legislation does not recognize the concept of 'Secret Archives' or 'Secret fonds', without making available for researchers information about them and the finding aid: a) $No-1$ b) $Yes-0$	Answer: a) Score: 1	By the order of the Minister of Territorial Administration of the Republic of Armenia dated February 16, 2006 N2-N 133 "On Approving the Regulation on State Registration of Documents of the Archival Fund of the Republic of Armenia, Maintaining Accounting Documents and Presenting Reporting Information for central government accounting."
1.1.18	3	It is inadmissible by law to hide the existence of classified records: a) Yes - 1 b) The law does not contain a relevant provision - 0.75 c) Admissible, according to the level of access - 0.5 d) No - 0	Answer: c) Score: 1.5	
1.1.19	2	The Archive provides social and legal notices from the records included in the fonds of the repressive state institutions: a) Provides for everyone - 1 b) Provides only to the relevant individual, his / her lawful representative or a relative - 0.75 c) Provides for everyone, but using restrictions (e. g. only from the cases of those, who have been rehabilitated) - 0.5 d) Doesn't provide - 0	Answer: a) Score: 2	The SNB Archive provides such certificates even in the absence of relevant cases in its funds. Requests in the archives of Armenia and / or other former republics of the USSR.

1.1.20	4	Files and records of the repressive state	Answer:	There is no reading room in the
		institution's fonds are accessible in the	b)	SNB archive; documents and files
		reading room for any researcher:	Score: 0	from the funds of repressive
				bodies are not issued. They
		a) Yes – 1		usually refer to the transfer of the
		b) No – 0		aforementioned cases to the RA
				National Archive.
1.1.21	4	The law prohibits classifying of fonds	Answer:	Not specified in the law. The SNB
		(neither full, nor partial), files, or records	c)	Archive Guide does not issue
		held by the repressive state institutions:	Score: 1	certificates of practice and / or
				departmental regulation.
		a) Prohibited by law – 1		
		b) Prohibited by a subordinate legal act		
		- 0.75		
		c) There is no information on this in		
		the law or subordinate legal acts -		
		0.25		
		d) Allowed by law or subordinate legal		
		act – 0		
1 1 20	1	A.C 1: C1 11 1:	<u> </u>	A 1:
1.1.22	1	After attaching a file or record to the archive	Answer:	According to Art. 16 of the Law
		fonds, a natural or legal person is obligated to	a)	of the Republic of Armenia "On
		transfer this file or record to the archive or	Score: 1	Archival Affairs" the archives of
		other entity authorized to store the national archive fonds:		legal entities and individuals can be attached to the archival fund,
		archive folius.		and can remain in storage with
		a) Is not obligated if it meets the terms		the owners, as well as under an
		of storage – 1		agreement can be transferred to
		b) Is obligated – 0.25		the state archive for storage.
		b) 13 obligated 0.25		the state aremive for storage.
				Articles 17-20 of the Law of the
				Republic of Armenia "On
				Archival Affairs", after the
				expiration of the temporary
				storage period, the archives of
				state and public organizations are
				handed over for permanent
				storage. Archives of legal entities
				and individuals are handed over
				to the state archive on a
				contractual basis.
1.1.23	2	The legislation recognizes the existence of	Answer:	Art. 9 of the RA Law "On
		private archives and provides the protection	a)	Archival Affairs".
			Score: 2	

and autonomous management of their
records:
 a) Recognizes, but does not have control over their activity - 1 b) Recognizes, but has control over their activity - 0,5 c) No - 0

Maximum amount of points to receive in benchmark indicator group N1.1: 72

Amount of points relevant to the current archive: 68

Received points: **40**Percentage (%): **58.82**%

1.2 Other legislation in the country related to the freedom of information and archives [Law on Personal Data Protection and other similar legislative acts]

#	Social Importance Index	Indicator	Final Score	Relevant Article from the Law (if applicable)
1.2.1	4	It is forbidden to classify as a state secret a file or a record that has information about the violation or restriction of human fundamental rights, freedoms and legitimate interests, or about obstruction of rehabilitation of these rights, as well as harm to human health and security: $a) Yes-1 \\ b) No-0$	Answer: b) Score: 0	The law does not stipulate.
1.2.2	3	Access to records containing personal data, personal or/and family secrets, data about private life or containing threats to the person's security since the moment of their creation is granted after a period of: a) 50 years or less – 1 b) 51-74 years – 0.75 c) 75-99 years – 0.5	Answer: d) Score: 0.75	Clause 3 of Article 23 of the Law of the Republic of Armenia "On Archival Affairs".

		d) 100 years or more – 0.25		
1.2.3	3	A period of time since the individual's death, after which access to the records containing his/her personal data, including personal or/and family secret data about private life or containing threats to the person's security, is granted after: a) 30 years or less - 1 b) 31-50 years - 0.5 c) 50 more than 50 years - 0	_	The law does not stipulate.
1.2.4	3	Information containing personal data, including personal or/and family secret, will be made publicly available before the legally defined period in case of death of this person, if this information is going to be used for historical, statistical, or other scientific research purposes: a) The information is declassified and made available – 1 b) The information is declassified and made available only upon approval of a legal heir – 0.5 c) The information remains classified until the expiration of the legal period – 0	Answer: b) Score: 1.5	
1.2.5	2	Usage of records containing personal data, including personal or/and family secret that is subject to wide public interest is allowed for historical, statistical, or scientific purposes if the person cannot be identified: a) Yes - 1 b) No - 0	Answer: b) Score: 0	The law does not stipulate, in practice, the SNB archive does not issue.
1.2.6	2	Files containing personal data, including personal or/and family secret, of an individual applying for an elective office (in the representative institutions) or has been appointed on a political or state-political	Answer: c) Score: 0.5	The SNB Archive does not issue personal certificates of living persons in practice.

		position does not constitute information with limited access, with the exception of certain information that is defined otherwise by law: a) Such information does not constitute information with limited access – 1 b) Such information does not constitute information with limited access, but only upon consent of the individual – 0.5 c) Such information constitutes information with limited access or relevant law does not foresee this principle – 0.25		
1.2.7	3	The Archive is obligated to provide a written reasoning and legal substantiation for its decision to refuse to provide a record, including personal or/and family secret, containing personal data: a) Is obligated – 1 b) Can provide an oral explanation – 0.25 c) Is not obligated – 0	Answer: a) Score: 3	The law does not provide a written justification for the refusal, but the SNB archive in practice usually in writing reports a justified refusal indicating the article of the relevant legislation.
1.2.8	4	The Law on Personal Data Protection does not apply to the archives or fonds of repressive state institutions: a) Does not apply – 1 b) The law does not contain a relevant provision – 0.25 c) Applies – 0	Answer: b) Score: 1	The law does not provide any specific relation to the funds of repressive bodies.

Maximum amount of points to receive in benchmark indicator group N1.2: 24

Amount of points relevant to the current archive: 21

Received points: 3.75
Percentage (%):17.86%

1.3 Archive services

#	Social Importance Index	Indicator	Final Score	Relevant Article from the Law (if applicable)
1.3.1	3	The following is defined by the law or subordinate legal acts: 1) Types of service provided by the Archive 2) Fees assigned to the archival services and their standard timeframes; 3) Fees set for archival services provided in accelerated timeframes; 4) Rules for paying the above fees; 5) Terms for paying the above fees. a) Law or subordinate legal acts include all 5 categories – 1 b) Law or subordinate legal acts include only categories 3-4 – 0.75 c) Law or subordinate legal acts include only categories 1-2 – 0.5 d) Law or subordinate legal acts include only categories 1-2 – 0.5 d) Law or subordinate legal acts do not include any of the	Answer: a) Score: 3	Article 24 of the RA Law "On Archival Affairs" provides for free services, the same is confirmed by the Order of the Minister of Culture of Armenia dated February 21, 2014 "On Approving the Procedure for Using Documents of the State Archival Fund of the Republic of Armenia".По заверениям руководства архива СНБ, не существует внутреннего ведомственного нормативного акта. Те небольшие социальные услуги, которые на практике предоставляет архив СНБ «по доброй воле», бесплатные.
		above – 0		

1.3.2	3	The main services provided by the Archive are: 1) Collection of files under a specific thematic query. 2) Answering nonstandard thematic queries on specific facts, events or records. 3) Preparation and delivery of sociallegal notices. 4) Providing services to the researchers in the reading room. 5) Temporary storage of files belonging to organizations / institutions. 6) Arranging finding aids for the records belonging to	Answer: d) Score: 0.75	Order of the Minister of Culture 17 "On Approving the Procedure for Using Documents of the Archival Fund of the Republic of Armenia that are State Property"; Article 5 of the Law of the Republic of Armenia "On Archival Affairs". In practice, the SNB Archive of the listed services "of good will" provides only the third - "Preparation and issuance of social and legal certificates".
		organizations / institutions. 6) Arranging finding aids for the records belonging to organizations / institutions. 7) Restoration of		
		a) The Archive provides all 7 and other types of services – 1 b) The Archive provides 5-6 of the above service types – 0.75 c) The Archive provides 3-4 of the above service types – 0.5		

		 d) The Archive provides 1-2 of the above service types – 0.25 e) The Archive does not provide any of the above services – 0 		
1.3.3	2	The standard time for issuing notices is: a) 3-5 working days - 1 b) 6-10 working days - 0.5 c) 11 or more working days - 0.25	Answer: b) Score: 1	The law does not provide a deadline for issuing certificates, the usual practice of 6-10 days. However, if the search for the document containing the requested certificate is carried out in other states - the former republics of the USSR, the issuance of the certificate may be delayed, sometimes even for months.
1.3.4	2	The cost of preparing and providing social-legal notices (apart from property notices) ordered by citizens (in a standard time limit) is: a) 0%-0.49% of the average wage¹ in the country - 1 b) 0.5% - 1.49% - 0.75 c) 1.5% and more - 0.25	Answer: a) Score: 2	Order of the Minister of Culture of December 21, 2014 17 "On Approving the Procedure for Using Documents of the Archival Fund of the Republic of Armenia that are State Property"; In accordance with Clause 9, Art. 5 of the Law of the Republic of Armenia "On Archival Affairs" In practice, the SNB Archive issues social and legal certificates for free.
1.3.5	2	The cost of preparing and delivering property notices ordered by citizens (in a standard time limit) is:	-	This issue does not apply to the competence of the SNB Archive.

 1 See official data from last year from the statistics buereau in the country or this <u>website</u>.

		a) 0%-1.99% of the average wage in the country – 1 b) 2%-4.99% – 0.75 c) 5% and more – 0.25		
1.3.6	3	Discounts defined by the law or subordinate legal acts on the provision of social-legal notices apply to: 1) Persons with disabilities 2) War veterans and persons with equal status; 3) Internally displaced persons / refugees; 4) Socially vulnerable; 5) Rehabilitated victims of repressions 6) University students; 7) Pensioners. a) Discounts apply to all 7 groups – 1 b) Discounts apply to only 4-6 groups – 0.75 c) Discounts apply to only 2-3 groups – 0.5 d) Discounts apply to only 1 group – 0.25 e) The Archive does not offer any discounts – 0	Answer: a) Score: 3	According to the established unwritten rules of the SNB Archive itself, all social classes of citizens and legal entities have the same rights and opportunities, for all the issuance of certificates is free.
1.3.7	3	Discounts defined by the law or subordinate legal act on the provision of	Answer: a) Score: 3	According to the established unwritten rules of the SNB Archive itself, all social groups, legal entities, citizens and non-citizens of Armenia have the same

		social-legal notices apply equally to the domestic and foreign citizens: a) Discounts apply equally – 1 b) Discounts apply to only those foreign citizens who have a status of a student or a person with disabilities – 0.75 c) Discounts apply to only those foreign citizens with temporary residence or work permits – 0.5 d) Discounts do not apply to foreign citizens – 0		rights and opportunities, for all the issuance of certificates is free.
1.3.8	3	The prices of the archival services (both notices and the ones of the reading room) are equal for the domestic and foreign citizens: a) Yes - 1 b) The prices are higher for the foreign citizens - 0	Answer: a) Score: 3	

Maximum amount of points to receive in benchmark indicator group N1.3: 21

Amount of points relevant to the current archive: 19

Received points: **15.75**Percentage (%): **82.89%**

#	Social Importance Index	Indicator	Final Score	Link (if applicable)
2.1	3	The Archive has a multilingual website: a) The Archive has a website in the official state language as well as in English or Russian – 1 b) The Archive website is available only in the official state language – 0.25 c) The Archive does not have a website – 0	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.2	3	The Archive website contains archive related legislation: a) In the official state language and in English of Russian – 1 b) Only in the official state language – 0.75 c) The Archive website does not contain archive related legislation – 0	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.3	3	The Archive website explains the types of services it offers (or it is possible to find answers in the FAQ section of the website): a) Information about services of the Archive is available in the official state language and in English or Russian – 1 b) Information about services of the Archive is available only in the official state language – 0.75 c) The Archive website does not provide such information – 0	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.4	3	The Archive website provides information about the access procedure for the researchers, working hours and working rules: a) In the official state language and in English or Russian – 1	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.

		 b) Only in the state language – 0.75 c) The Archive website does not provide such information – 0 		
2.5	2	 The Archive website contains a list of archival fonds (or a guide book) with the following key information: The name of the fonds; Chronological span of the fonds; Amount of information stored in the fonds (the number of records/ files or metric measure); Language(s) of the information stored in the fonds; Location of fonds; Description of the archival groups, which the archival fonds are divided into: a detailed description of the thematic or structural groups into which the archival fonds is organized; Status: classified/declassified. All 7 categories of information are present – 0.75 Only 2 or 3 of the required categories of information are present – 0.5 Only 1 required category of information is present – 0.25 There is no list of the archival fonds - 0 	Answer: e) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.6	3	The Archive website provides the possibility to request and receive the documents of the finding aid online: a) The Finding aid documents are proactively available on the Archive website – 1	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.

2.7	3	 b) It is possible to make a request for the finding aid documents and receive them online – 0.75 c) The Archive website does not have an online request option – 0 The Archive website contains copies of inventories of archive fonds: a) 76-100% of fonds – 1 	Answer: e) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
		 b) 51-75% of fonds – 0.75 c) 26-50% of fonds – 0.5 d) 1-25% of fonds – 0.25 e) Inventories of fonds are not available – 0 		
2.8	3	The Archive website provides the ability to request and receive official legal documents (archive notices) online using the system of electronic document turnover in accordance with the legal norms and fees: a) It is possible to request as well as receive these documents – 1 b) It is possible to either request or receive these documents – 0.75 c) The Archive website does not provide this ability – 0	Answer: c) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.9	3	The Archive website provides the ability to request and receive scanned records online according to the legal norms and fees: a) It is possible – 1 b) It is not possible – 0	Answer: b Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
2.10	3	The Archive is obliged by the law or the subordinate legal act to publish periodically the results of its ongoing work (reports) and other public information: a) Once every 6 months (apart from annual reports) – 1 b) Annually – 0.75	Answer: d) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.

		 c) Once in a period of more than 1 year – 0.5 d) The Archive does not publish such information – 0 		
2.11	3	The Archive is obligated by the law or the subordinate legal act to publish the following information on its website:	Answer: d) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a website.
		 A description of the structure and functions of the Archive. Annual reports. Information about the head of the Archive and other responsible persons. Information about the person (persons) responsible for ensuring access to the public information and their contact information. Information about the personnel of the Archive – list of employees and identities of the vacancy competitions winners. All 5 (or more) categories of information are available – 1 Only 3-4 categories of information are available – 0.75 Only 1-2 categories of information are available – 0.25 None of the above information is available – 0 		
2.12	3	The Archive is obligated by the law or the subordinate legal act to publish the following public information on its website:	Answer: d) Score: 0	Archive of the National Security Council of the Republic of Armenia does not have a
		 Forms and samples of administrative complaints. Information on the rules of appeal. Information on the annual budget of the Archive. Information about the income received by the Archive though its archival services. Information about public procurement. 		website.

6) Information about the Archive assets, including the transfer and use of property.	
inicidding the transfer and use of property.	
a) All 6 (or more) categories of	
information are available – 1	
b) Only categories 1 through 3 are available – 0.5	
c) Only categories 1 through 2 are available – 0.25	
d) None of the above information is available – 0	
avallable 6	

Maximum amount of points to receive in benchmark indicator group N2: 35

Amount of points relevant to the current archive: 35

Received points: **0**Percentage (%): **0.00%**

3. Reading room

#	Social Importance Index	Indicator	Final Score	Relevant Article from the Law or Link (if applicable)
3.1	2	In order to get access to the archive, the researchers need to provide only their ID card	-	Since, according to the statement of the leadership of the SNB Archive, documents are
		and filled out application or recommendation letter:		stored in the archive exclusively with a watermark, and
		a) It is prohibited to demand any other documents from researchers to grant		declassified documents are immediately transferred to the
		them access to the reading room – 1 b) The Archive requests additional		National Archive, there is practically no access to
		documents from researchers to grant them access to the reading room – 0		documents of the SNB Archive. For help, both individuals and legal entities can apply for a
				statement with a return address. The applicant will receive a
				response either at his specified address, or by mail, or at the
				National Security Service at the request of the applicant with the

				provision of an identification document.
3.2	4	Individuals can get remote access to the archive via e-mail (or special form on website): a) Yes - 1 b) No - 0	Answer: b) Score: 0	Individuals can send a request for help by e-mail to the NSS, and the archive staff will respond. But they will not receive any access to the Archive.
3.3	2	Foreign citizens are granted access to the Archive by the Archive on its own and not by another institution (e. g., the Ministry of Foreign Affairs): a) Are granted by the archive – 1 b) Are granted by another institution – 0.25 c) Foreign citizens do not have access to the Archive - 0	Answer: c) Score: 0	The law does not provide anything specific to the account of foreigners. In practice, the SNB Archive reacts equally.
3.4	4	Waiting time after requesting access as a researcher in the Archive is: a) Archive provides access in short order, the same day, after the confirmation of authenticity of the submitted documents – 1 b) 1-2 working days – 0.75 c) 3-5 working days – 0.5 d) more than 5 working days – 0.25	-	Researcher cannot access the SNB Archive. All documents of the Archive are secret and are not provided to researchers.
3.5	3	The number of weekly working hours of the Archive reading room is: a) more than 40 hours – 1 b) 31-40 hours – 0.75 c) 21-30 hours – 0.5 d) 20 hours or less – 0.25	-	The SNB Archive does not have a reading room or any room for reading documents.
3.6	3	The number of days per year when the reading rooms are closed (excluding weekends and public holidays): a) 0-12 working days - 1 b) 13-31 working days - 0.75	-	The SNB Archive does not have a reading room or any room for reading documents.

		c) more than 31 working days – 0.5		
3.7	4	The Archive grants fully adapted environment for disabled people to work in the reading room: a) Yes - 1 b) The Archive is partly adapted - 0,5 c) No - 0	Answer: c) Score: 0	The SNB Archive does not have a reading room or any room for reading documents.
3.8	3	Rules of conduct for the researchers are available in the reading rooms in printed or electronic format: a) Available – 1 b) Unavailable – 0	Answer: b) Score: 0	The archive of the National Security Council of the Republic of Armenia does not have a reading room or any room for reading documents, nor does it provide any technical means, because all the archive documents are secret.
3.9	3	In the reading room, the researchers sign a statement that they have read and agreed to follow the rules of conduct, ethics norms and archive legislation: a) The Archive provides the researchers with the relevant documentation to be read and signed – 1 b) The reading room does not practice this procedure – 0	Answer: b) Score: 0	The SNB Archive does not have a reading room or any room for reading documents, it does not issue any documents and therefore does not provide any information, except for information that no documents are issued to researchers in the SNB Archive, because the archive contains extremely secret documents.
3.10	3	Contact information (phone number, e-mail) of the Archive regulatory body or the individual in charge is available in the reading room for submitting complaints: a) Available – 1 b) Unavailable – 0	Answer: b) Score: 0	There are no researchers in the Archive of the National Security Council of the Republic of Armenia, except for the employees of the National Security Council, and they do not need a contact person.
3.11	4	Access to finding aid documents in the reading room is available: a) In short order if the online version exists, or in a reasonable time for a document (in a paper-based form) to be provided in the readers room – 1	-	The reading room in the Archive of the National Security Council does not exist and no documents are provided.

		b) The following day – 0.5		
		c) More than one day later – 0.25		
		c) More than one day later 0.23		
3.12	4	Finding aid documents are available in an electronic searchable format in the reading room: a) 76-100% of finding aid documents are in electronic searchable format – 1 b) 51-75% of finding aid documents are in electronic searchable format – 0.75 c) 26-50% of finding aid documents are in electronic searchable format – 0.5 d) Finding aid documents are available in electronic but scanned and unsearchable format – 0.25 e) Finding aid documents are not available in electronic format – 0	Answer: e) Score: 0	It is not known whether there is any scientific reference apparatus in the Archive of the National Security Council of the Republic of Armenia, the archive administration did not want to share information about the registration, systematization, order and form of storage of documents. Researchers do not have access to them.
3.13	1	The archivists share draft inventories of fonds with the researchers if the final versions are lacking (if this does not damage these documents): a) Yes - 1 b) No - 0	Answer: b) Score: 0	Do not provide.
3.14	4	The researchers can access the database of the scanned records in the reading room: a) All records that have already been scanned are available for every researcher – 1 b) After filling out a request form for a specific record, the archive processes the request and makes the record available for this specific researcher the same day – 0.75 c) After filling out a request form for a specific record, the archive processes the request and makes the record available for this specific researcher the following day – 0.5	Answer: d) Score: 0	There is no access to either the documents themselves or their copies.

		d) There is no possibility to receive scanned records in the reading room – 0		
3.15	4	The Archive allows the uploading of already scanned records from the Archive server to an electronic data holder: a) Yes, it is free of charge, the researcher pays only for the service (e. g. a CD) - 1 b) Available for a lower price than scanning - 0.5 c) Available for the price of scanning - 0.25 d) It is not possible - 0	Answer: d) Score: 0	There is no access to either the documents themselves or their copies.
3.16	3	Waiting time after a researcher orders a record: a) 0-24 hours - 1 b) 1-2 working days - 0.75 c) 3-4 working days - 0.5 d) more than 5 working days - 0.25	-	There is no access to either the documents themselves or their copies.
3.17	3	Number of records a researcher can order simultaneously: a) more than 20 files – 1 b) 11-20 files – 0.75 c) 6-10 files – 0.5 d) 1-5 files – 0.25	-	There is no access to either the documents themselves or their copies.
3.18	3	A researcher can make a onetime bulk order – a request of more files than is permitted, if they are contained in one collection or box: a) This option is available – 1 b) This option is unavailable – 0	Answer: b) Score: 0	Нет никакого доступа ни к самим документам, ни к их копиям.
3.19	3	A researcher can submit online requests for the files that can be picked up in the reading room after a pre-determined period: a) This option is available – 1 b) This option is unavailable – 0	Answer: b) Score: 0	There is no access to either the documents themselves or their copies.

3.20	2	The cost of copying² one page of a record (in a standard time limit) is: a) 0%-0.09% of the average wage in the country - 1 b) 0.1% - 0.19% - 0.75 c) 0.2% and more - 0.25	-	There is no access to either the documents themselves or their copies.
3.21	2	The cost of copying³ one photo (in a standard time limit) is: a) 0%-0.49% of the average wage in the country - 1 b) 0.5%-1.49% - 0.75 c) 1.5% and more - 0.25	-	There is no access to either the documents themselves or their copies.
3.22	3	Discounts defined by the law or the subordinate legal act on the paid archival services in the reading room apply to: 1) Persons with disabilities; 2) War veterans and persons with similar status; 3) Rehabilitated victims of repressions; 4) Internally displaced individuals / refugees; 5) Socially vulnerable persons; 6) School students; 7) University students; 8) Pensioners; 9) Persons with academic degrees. a) Discounts apply to all 9 groups – 1 b) Discounts apply only to 6-8 groups – 0.75 c) Discounts apply only to 4-5 groups – 0.5 d) Discounts apply only to 1-3 groups – 0.25 e) The Archive does not offer any discounts – 0	Answer: e) Score: 0	There is no access to either the documents themselves or their copies.

²If the prices of the copies of the documents of different periods of time differ significantly, the appraiser should take the average value.

³If prices of the copies made from negatives and postives differ, the appraiser should take the average value.

3.23	3	Discounts defined by the law or the subordinate legal act on the paid archival services in the reading room apply equally to domestic and foreign citizens:	Answer: d) Score: 0	There is no access to either the documents themselves or their copies.
		 a) Discounts apply equally – 1 b) Discounts apply to only those foreign citizens, who have a status of a student, academic degree or a person with disabilities – 0.75 c) Discounts apply to only those foreign citizens, who have a temporary residence or work permit – 0.5 d) Discounts do not apply to foreign citizens – 0 		
3.24	2	Researchers can use stationary computers in the Archive reading room: $a) Yes-1 \\ b) No-0$	Answer: b) Score: 0	There is no access to either the documents themselves or their copies.
3.25	2	Researchers are allowed to use their own electronic devices for processing and storing information (computers, tablets, flash drives, external hard drives) in the Archive reading room: a) $Yes - 1$ b) $No - 0$	Answer: b) Score: 0	There is no access to either the documents themselves or their copies.
3.26	1	The Archive reading room has internet access: $ a) Yes-1 \\ b) No-0 $	Answer: b) Score: 0	There is no access to either the documents themselves or their copies.
3.27	2	If the Archive has a microfilm collection a microfilm reader is available for use in the reading room: a) The Archive offers a microfilm reader – 1	-	There is no access to either the documents themselves or their copies.

		b) The Archive has a microfilm collection, but does not offer a microfilm reader – 0		
3.28	2	Working conditions with the microfilms at the reading room: 1) The Archive offers the possibility to save the microfilm files in PDF format for free; 2) The Archive allows to take pictures from the microfilm files (screen); 3) The Archive allows to print the microfilm files for a fee; a) The Archive offers all 3 services – 1 b) The Archive offers 1 or 2 services (where service N1 is necessarily included) – 0.75 c) The Archive offers both services N2 and N3 – 0.5 d) The Archive offers only 1 service N2 or service N3 – 0.25 e) The Archive does not offer any of the mentioned services – 0		There is no access to either the documents themselves or their copies.
3.29	4	Photographing of records in the Archive reading room is allowed using the researcher's own copying devices (photo camera, cell phone, portable scanner): a) Allowed and free of charge – 1 b) Allowed but not free of charge – 0.25 c) Photographing of records using the researcher's own devices is prohibited – 0	Answer: c) Score: 0	There is no access to either the documents themselves or their copies.
3.30	2	After the copies of records are ordered a researcher has to wait for: a) 0-24 hours - 1 b) 1-2 working days - 0.75 c) 3-4 working days - 0.5 d) 5 working days or more - 0.25	-	There is no access to either the documents themselves or their copies.

3.31	2	Number of record copies a researcher can order simultaneously: a) Unlimited (within reasonable limits) – 1 b) 51-100 scanned pages – 0.75 c) 21-50 scanned pages – 0.5 d) 1-20 scanned pages – 0.25	-	There is no access to either the documents themselves or their copies.
3.32	4	In case the archive refuses a researcher access to the damaged record or file: a) The Archive offers the researcher a scanned copy of the record or file – 1 b) The Archive places the record or file in the list of 'records to be restored' and informs the researcher about the date of restoration – 0.75 c) The Archive does not provide information about the condition of the record or the file and restoration date – 0	Answer: c) Score: 0	There is no access to either the documents themselves or their copies.
3.33	4	The Archive has a list of damaged records or files that cannot be provided and the researchers are informed about it beforehand: a) The Archive has such a list and provides it to the researchers – 1 b) The Archive has such a list but does not provide it to the researchers – 0.5 c) The Archive does not have such a list – 0	Answer: c) Score: 0	There is no access to either the documents themselves or their copies.
3.34	4	The period of time defined by the subordinate legal act for the restoration of the damaged records or files is: a) 1 year or less - 1 b) more than 1 year - 0.5 c) Is not defined - 0	Answer: c) Score: 0	It is not regulated by law, the archives of Armenia do not offer such a service, and in the Archive of the National Security Council of the Republic of Armenia there is no access to either the documents themselves or their copies.

3.35	1	Individuals that are unable to visit the archive	Answer:	Can not. There is no access to
		personally can hire a proxy researcher:	b)	the documents themselves or
			Score: 0	their copies in the Archive of
		a) The Archive has its own proxy		the National Security Council of
		researchers or can provide contacts of		the Republic of Armenia.
		private proxy researchers – 1		
		b) The Archive does not provide such a		
		service – 0		

Maximum amount of points to receive in benchmark indicator group N3: 100

Amount of points relevant to the current archive: **66**

Received points: **0**Percentage (%): **0.00%**

Maximum points to receive in all benchmark indicator groups:		
Maximum amount of points relevant to the current archive:	209	
Overall received points:		
Percentage of overall openness:	28.47%	

Evaluator's Commentary:

- 1.1.6 Personally, I applied through the State Academic Institute and received a written refusal with the reservation "all declassified documents were submitted to the National Archives".
- The archive of the National Security Council (National Security Service) of the Republic of Armenia is located in the building of the National Security Council of the Republic of Armenia, Archival documents are concentrated exclusively in the Archive of the National Security Council of the Republic of Armenia, all documents of the Archive are classified, the Archive does not have a reading room, Visitors, and if necessary, oral explanations of the Archive's staff meet in a small room at the general reception of NSB.
- According to the requirements of Art. 22 of the Law of the Republic of Armenia on Archival Affairs, access to documents with state secrets is limited. According to the administration of the SNB Archive, the SNB Archive contains documents exclusively with a watermark, there are no documents open for researchers, and therefore researchers do not have access to the Archive and archival documents. As a result, researchers and citizens of Armenia do not have a clue about the archival fund of the National Security Council of the Republic of Armenia. The legislation of Armenia does not prohibit hiding the existence of an archival document that is considered secret, and the Archive of the National Security Council of the Republic of Armenia conceals its card file or other form of systematization of documents. According to article 21 of the Law on Archiving, a researcher, individual and / or legal entity has an unlimited right to search for the documents or materials they need in all state and public archives, except for cases with restrictions by law, and all archives are required to issue copies of archival documents necessary for the researcher. The SNB Archive declares that it has exclusively documents in storage containing state or other secrets protected by law, but it is impossible to verify and / or challenge this statement not only because of restricted access to documents, but also because of the lack of a list of documents. We have to believe the oral statement of the administration that the complete inaccessibility of the archive and archival documents is legal.
- Official commissions based on expert assessments periodically declassify documents. This occurs according to the laws and regulations below:
- A) According to Art. 15 of the Law of the Republic of Armenia "On State and Official Secret", documents containing state or official secret remain classified from 10 (secret), 30 (of special importance) to 35 (strictly secret) years after classification. If necessary, by decision of the Government, secrecy can be extended from rocky, but no more than for 5 years.
- B) Information constituting state and official secrets (documents containing information), after the expiration of the period of storage and declassification within three months, is transmitted for storage to the National Archive of the Republic of Armenia (hereinafter NAA). Since Article 10 of the RA Law "On Archival Affairs" prohibits the destruction of documents until they have passed through an expert assessment, it means that part of archival documents can be destroyed after passing an expert assessment.
- D) Art. 16 of the RA Law "On State and Official Secrets" stipulates that documents containing state and official secrets are destroyed or declassified by the leadership of government departments or organizations before being sent to the archive, and not the destroyed part is deposited in the National Archive within three months. This

means that when passing an expert assessment, documents of former secret funds may also be destroyed. In practice, archival documents of the SNB, considered secret, periodically pass through an expert assessment, many of them are declassified and transferred to the National Archive, but some documents are destroyed. Naturally, we cannot find out which documents from the former secret funds are being destroyed.

- E) On February 22, 2002, Decree N168 "On approving the procedure for transferring to state archives or destruction of declassified information with expired storage periods constituting state and official secrets" was adopted
- 1. Declassified information containing state and official secrets (documents containing information) are an integral part of the National Archival Fund of Armenia.
- 2. Declassified documents containing state and official secrets with expired storage periods are transferred for state storage to the National Archive after examination of their values according to the relevant records (form N1 is attached).
- The transfer of documents is executed in an act of acceptance in two copies (attached form N2). One copy of the act is kept by document managers in state bodies or organizations, the other in the State Archive.
- 3. For documents subject to destruction that contain information containing state and official secrets, a corresponding act is created (form N3 is attached). Documents are subject to destruction in the manner prescribed by the legislation of the Republic of Armenia.
- E) In accordance with paragraph 11 of the Procedure approved by Decree of the Government of the Republic of Armenia N189-H of February 17, 2005 On Approving the State Accounting Procedure of the Archival Fund of the Republic of Armenia '.
- Item 7. Accounting for classified and declassified documents.
- 25. The accounting of secret documents is carried out in accordance with the requirements of the special instruction. In the records and archival codes of storage units, secret funds, inventories, storage units are indicated by the index `` s " (secret), `` ss " (top secret), " s " (of special importance).
- 26. Changes to accounting documents based on the results of declassification of documents are made on the basis of the act on the declassification of documents (form N 22).
- When declassifying all storage units according to the secret inventory, the inventory is also declassified, transferred to open storage and recorded on the fund sheet for the same number, but without the "c" index, which is crossed out on the cover and on the title page of the inventory. In the upper right corner of the cover and the title page of the inventory, the stamp 'Declassified' is affixed. If the secret inventory and the inventory of open storage were mistakenly accounted for by the same number, then when declassifying the inventory, it is assigned the next serial number on the list of the fund.
- The most global declassification of the former secret funds occurred after the adoption of the Law "On the National Archival Fund of Armenia" of November 17, 1997, 21 articles of which as a "Transitional provision" stipulated: "All documents on repressed persons from 1917-1987 are transferred to the State Archives of Armenia during the period of Soviet power "(http://www.arlis.am/DocumentView.aspx?docid=68989). I do not know if all the documents were actually transmitted, or whether they were transferred selectively. It is known that more than 12,000 personal investigative cases of the repressed were transferred. The inaccessibility of the SNB Archive funds does not allow an objective assessment of the nature and extent of the transferred cases and documents, but this can be traced in the National Archive of Armenia.
- It is not known whether there is any scientific reference apparatus in the Archive of the National Security Council of the Republic of Armenia; the archive administration did not want to share information on the

registration, systematization, order and form of storage of documents. Researchers do not have access to them. There is also no web site that would give a little idea on the funds of the SNB Archive.

- The administration of the SNB archive gives free written references to the heirs of the repressed, but does not give access to documents, does not give copies of documents and justifies the refusal in a written form.
- When researchers of individual or legal entities apply, even for information about the availability of certain documents, the Archive administration in reports that all declassified documents have been transferred to the National Archive, and there are no open documents and materials in the SNB Archive.

Legislation on the storage and use of archival materials in Armenia needs a detailed revision. Some provisions need more clarity or comments. In particular, the rights to destroy materials, including secret ones, are not clearly specified. Laws and, decrees do not determine the specific attitude to the materials of the repressed. However, the term for restricting access to personal data or personal and / or family secrets from the moment the document was created is 100 years, in accordance with Clause 3 of Article 23 of the RA Law "On Archival Affairs", and this period severely limits access to repressed cases, despite the fact that in practice, the National Archive seeks to increase the availability of these cases.

Despite the fact that under Article 24 of the Law "On Archival Affairs", a user of an archive document has the right to publish, transmit, distribute by any legal means and for any purpose the document / documents provided to him, a copy of the document, as well as document information. However, according to Article 25 of the RA Law "On Archival Affairs", in case of violation of the legislation of Armenia on archiving, not only individuals, but also legal and administrative entities are liable, which may affect restrictions on the use of archival material. The creation of the SNB Archive website seems very important. Society will be able to find out a list of documents in the funds of this archive.

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