

Annex 3

Article 5. Application to hold a mass gathering event

An application to hold a mass gathering event ('the application') shall be submitted by the event organizer(s) to the local executive and administrative authority for the area in which the event is planned, unless otherwise specified by the second and third paragraphs of this Article or by Article 9-1 of this Law.

If the mass gathering event is planned to extend over several regional administrative areas or the anticipated number of people participating will exceed 1,000 (for meetings, rallies, street processions, demonstrations, pickets) or 1,500 (for other mass gathering events), the application is to be submitted to the relevant oblast executive committee.

In the City of Minsk, the application is to be submitted to Minsk City Council Executive Committee.

The application is to be submitted in writing no less than 15 days before the planned date of the mass gathering event, except where the application is to hold a mass gathering event as provided for by the tenth paragraph of Article 45 of the Electoral Code of the Republic of Belarus, in which case it is to be submitted no less than five days before the planned date of the event.

The application must give the following details:

purpose of the mass gathering event, type of event, place where it will be held, source of funding for it;

date on which the event will be held, times it will start and finish;

route the event will take, information about means of transport to be used, if any: make, model and registration number of means of transport; full name (with patronymic where applicable) and (permanent or temporary) residential address of person who will drive this means of transport;

anticipated number of participants;

full name (with patronymic where applicable) of the event organizer(s), his/her (their) citizenship, date of birth, residential address, place of work (or study), contact telephone number and, where the organizer(s) is a political party, trade union or other organization established in the Republic of Belarus, the name (title) of the political party, trade union or other organization established in the Republic of

Belarus, their registered office address and also the full name (with patronymic where applicable) of the person(s) named as responsible for organizing and holding the event, his/her (their) date of birth, residential address, contact telephone number; information about pyrotechnic products (type, number) and open flame items to be used at the event, if any;

measures to ensure public order and safety during the event;

measures for providing medical services and for cleaning the site after the event;

date of submitting the application.

A written undertaking concerning the organization and conduct of the mass gathering event shall be appended to the application by the organizer(s) or person(s) responsible for organizing and holding the event.

An application that has been drawn up in accordance with the [sixth] paragraph of this Article shall be registered by the local executive and administrative authority on the day it is submitted.

The deadline for submitting the application shall be calculated from the day it is registered by the local executive and administrative authority.

The organizers of the mass gathering event may not be refused acceptance of their application if it has been drawn up in accordance with the fifth paragraph of this Article and submitted by the deadline laid down in the fourth paragraph of this Article.

The organizer(s) of the mass gathering event may withdraw his/her (their) application before its substance has been considered and a decision taken on it by the head of the local executive and administrative authority to which the application has been made, and should inform the local executive and administrative authority of this withdrawal in writing. If the organizer(s) of the mass gathering event withdraws his/her (their) application, the local executive and administrative authority shall cease its consideration of the substance of the application, and the organizer(s) shall discontinue preparations for the event concerned.

Article 6. Procedure for considering and making a decision on an application

The head of the local executive and administrative authority or his/her deputy must consider the application and, no less than five days before the date of the mass

gathering event concerned, notify the event organizer(s) in writing of the decision taken. Where an application is submitted to hold a mass gathering event covered by the tenth paragraph of Article 45 of the Electoral Code of the Republic of Belarus, the head of the local executive and administrative authority or his/her deputy shall, within three days of registration of the application by the local executive and administrative authority, notify the event organizer(s) in writing of the decision taken.

The decision must state whether the mass gathering event is permitted or prohibited and, in the latter case, give reasons for banning it.

The decision of the head of the local executive and administrative authority or his/her deputy to permit or prohibit the mass gathering event shall be made taking into account the date, place and time it will be held, the number of participants, the weather conditions, payment for services provided by law enforcement agencies to maintain public order (or 'policing'), the costs of providing medical services and cleaning the site after the event, and other circumstances affecting public safety and security, by agreement with the central government bodies (and their territorial divisions) responsible for public order, safety and security.

A procedure for paying for policing and for meeting the costs of providing medical services and cleaning the site after the mass gathering event shall be laid down by the Council of Ministers of the Republic of Belarus.

When considering the application, the head of the local executive and administrative authority or his/her deputy may, in the interests of securing the rights and freedoms of citizens, public safety and security and the proper functioning of transport, business and public institutions, change the date, place and time of the mass gathering event by agreement with the organizer(s).

Article 8. Preparations for a mass gathering event

The organizer(s) and other citizens authorized by him/her (them) shall make appropriate preparations for a mass gathering event.

Before permission to hold the mass gathering event has been received (and before giving notice of holding the event), neither its organizer(s) nor any other person may make public calls to organise and hold the event, including through announcements of the date, place and time of the event in the mass media, on the Internet or through

other information networks, or prepare and distribute leaflets, posters and other materials for this purpose.