

# ASGARDIA

Office of the  
Prime Minister



## **ASGARDIA GOVERNMENT ACT** *16 Saggiarius 0005 (20 November 2021)* *3 Reading*

### **Chapter 1. GENERAL PROVISIONS**

#### **Article 1. Executive power of Asgardia.**

##### **The Asgardian Government as a public authority**

1. The executive power of Asgardia is exercised by the Government of Asgardia as per Article 34 of the Constitution of Asgardia.

2. The Government of Asgardia ensures implementation of Asgardia-wide public policy in the following 12 areas: finance, science, citizenship, information and communication, culture, youth and education, equity and resources, safety and security, foreign affairs trade and commerce, manufacturing, and justice.

#### **Article 2. Legal basis for the Asgardian Government operation**

1. The Government of Asgardia operates on the basis of the Constitution of Asgardia, laws of Asgardia and Decrees of the Head of Nation of Asgardia.
2. This Asgardia Government Act is in full conformity with Chapter 8, Article 34 ('Government') of the Constitution of Asgardia.

#### **Article 3. Composition of the Government of Asgardia**

1. The Government of Asgardia consists of the members of the Asgardian Government - the Chairperson of the Government (Prime Minister) of Asgardia, and 12 Asgardian ministers, of which up to 2 may be appointed as Deputies to the Prime Minister.

#### **Article 4. Directives of the Government of Asgardia**

1. The Government of Asgardia shall, issue regulations and resolutions and enforce them, on the basis of and in pursuance of the Constitution of Asgardia, laws, Decrees of the Head of Nation of Asgardia.

2. Asgardian Government directives, which are regulatory in nature, are issued in the form of Asgardian Government regulations. Asgardian Government directives on operational and other current matters, which are not regulatory in nature, are issued in the form of Asgardian Government Resolutions.

3. Directives of the Asgardian Government shall be signed by the Chairperson of the Asgardian Government.

4. Asgardia Government Directives are binding Asgardia-wide.

5. Directives of the Asgardian Government must comply with the Asgardian Constitution, laws of Asgardia, and the Decrees of the Head of Nation.

## **Chapter 2. MEMBERS OF THE GOVERNMENT OF ASGARDIA**

### **Article 5. Restrictions and prohibitions on exercising the office of a member of the Government of Asgardia. Qualifications for a member of the Government of Asgardia**

1. Any citizen of Asgardia no younger than 35 and no older than 60 can be a member of the Government of Asgardia.

2. Members of the Government of Asgardia shall:

1) report any personal interest in the performance of official duties that leads or may reasonably lead to a conflict of interest

2) take action to prevent or resolve such conflict;

3. A member of the Asgardian Government may not:

1) be an attorney or representative for the affairs of third parties before Asgardian public authorities;

2) use information, means of logistical, financial and informational support intended only for official activities for non-service purposes;

3) receive, in connection with the exercise of his/her powers, loans, gifts, monetary and other kinds of remuneration, including services, payment for entertainment and recreation, not stipulated by law, from natural and legal persons.

### **Article 6. Appointment as Chairperson of the Government of Asgardia**

1. The Chairperson of the Asgardian Government is appointed by Decree of the Head of Nation of Asgardia upon the approval of the Asgardian Parliament on the proposal of the Supreme Space Council (SSC) of Asgardia.

2. The Asgardian Parliament has the power to approve or reject the nomination of the Chairperson, based on the results of the consideration of the SSC proposal.

3. If the Asgardian Parliament approves the Asgardian Chair of Government proposed by the SSC, the Head of Nation of Asgardia shall appoint the Chair of the Asgardian Government by Decree.

4. If the Asgardian Parliament rejects the Asgardian Chairperson proposed by the SSC, the SSC may propose a new candidacy for the Asgardian Prime Minister to the Asgardian Parliament or again propose the candidate that was rejected by the Asgardian Parliament.

5. After the Asgardian Parliament rejects any e Asgardian Government Chair candidate proposed by SSC two times, the Head of Nation of Asgardia may appoint an Acting Government Chair. After this the procedure of dissolution of Parliament shall be initiated, or another procedure defined by the Constitution of Asgardia and decided upon by the SSC.

### **Article 7. Acting as Chairperson of the Government of Asgardia**

1. In the temporary absence of the Chair of the Asgardian Government, including due to illness or leave, the Head of Nation of Asgardia may, by his decision, temporarily assign the duties of the Chair of the Asgardian Government to an Asgardian Minister.

2. If the Head of Nation of Asgardia has not made such a decision, the Deputy Prime Minister of Asgardia shall temporarily perform the duties of the Chair of the Asgardian Government in accordance with the distribution of duties established by the Chair of the Asgardian Government.

### **Article 8. Deputy Chairpersons of the Government of Asgardia**

1. Appointment as Deputy Chairpersons of the Government of Asgardia  
The Asgardian Deputy Prime Ministers are appointed by the Chairperson of the Asgardian Government.
2. Powers and Authorities of Deputy Chairperson(s) of the Government of Asgardia  
Deputy Chairpersons of the Government of Asgardia support the Chairperson of the Asgardian Government in performing her/his duties, as defined in p.15 sub. 4 herebelow.

### **Article 9. Appointment as Ministers of Asgardia**

1. The Chairman of the Asgardian Government submits candidates for ministers to be appointed for approval to the Asgardian Parliament in the following cases:
  - in the event a new Government of Asgardia is being formed; or
  - in the event a ministerial position becomes vacant;
2. If the Asgardian Parliament approves a Minister nominated by the Chairperson of the Asgardian Government, the Minister shall take office following the release of the minutes of the Parliament meeting where the nomination was approved on the basis of the Prime minister's Directive.
3. If the Asgardian Parliament rejects a ministerial nomination submitted by the Chairperson of the Asgardian Government, the Chairman of the Asgardian Government may submit a new candidate minister to the Asgardian Parliament or resubmit the candidate that was rejected by the Parliament.
4. After Parliament rejects a candidate minister submitted by the Chair of the Asgardian Government two times, a vote of confidence in the Prime Minister shall take place. In case the confidence is confirmed, the Prime Minister may appoint the Minister.
5. If the Prime Minister loses the vote of confidence, he is deemed to have resigned.

### **Article 10. Dismissal of members of the Government of Asgardia**

1. Members of the Asgardian Government have a right to resign on written notice to the Prime Minister.
2. The Prime Minister is entitled to dismiss a Minister from the position. In such case the Prime Minister immediately, in agreement with the Head of Nation, may appoint an Acting Minister into this position, and shall send a notification to Parliament. Upon receiving such a notification the Parliament can agree with the notification, in which case the Acting Minister shall enter the Ministerial position, or the provisions of Article 9, clauses 3 and 4 shall apply.
3. Grounds for the Prime Minister to dismiss a Minister from the position are the violation of the Constitution or legislation of Asgardia, or gross negligence in discharging professional duties.

## **Chapter 3. POWERS AND AUTHORITIES OF THE GOVERNMENT OF ASGARDIA**

### **Article 11. General ministerial management issues**

1. According to the Constitution of Asgardia, Chapter 8, Article 32, p.1, the Head of Nation is the most senior official of the Government. This is represented in the Asgardia Governance Structure. Leadership of the Government of Asgardia is implemented by the Head of Nation of Asgardia accordingly.
2. The Government of Asgardia shall, inter alia, exercise the following powers and authorities in respect of the ministries and other bodies of executive power the activities of which it manages:

- approval of the regulations of the ministries and other executive power bodies;
  - establishment of a limit on the number of employees of ministries and other executive power bodies, as well as the budget for the maintenance of such offices within the financial limits provided for this purpose in the national budget of Asgardia
  - establishment of the budget for the maintenance of the offices of representative bodies of executive power within financial limits provided for this purpose in the national budget of Asgardia.
3. The Government of Asgardia has the right to establish organisations, to form co-ordinating and advisory bodies as well as bodies under the Government of Asgardia.
4. Asgardian Ministers may also hold other Asgardian public offices of Asgardian constituent entities if it is permitted by Acts or Decrees by the Head of Nation of Asgardia.

## **Article 12. GENERAL POWERS AND AUTHORITIES OF THE GOVERNMENT OF ASGARDIA**

1. The Government of Asgardia shall:
- ensure implementation of Asgardia's domestic and foreign policies;
  - ensure implementation of national goals, national projects; and
  - implement the right to initiate legislation granted to it.
2. The Asgardian Government shall submit annual financial reports to the Parliament of Asgardia.
3. Members of the Government of Asgardia have the right to attend and speak during Sittings of the Parliament of Asgardia, their committees and commissions. Members of the Government of Asgardia shall attend Sittings of the Asgardian Parliament upon invitation. An appropriate invitation indicating the issues shall be sent to members of the Asgardia Government at least five days prior to the day of the official Parliament Sitting. If the member of the Asgardian Government is unable to attend the Sitting, he/she shall notify the Parliament in advance.
4. The Government of Asgardia shall interact with the committees and commissions of the Parliament of Asgardia. Members of the Asgardian Government shall ensure that written requests from committees and commissions of the Asgardian Parliament on matters within the area of expertise of the said committees and commissions are considered, and that they are informed of the results of such requests and of the actions undertaken.
5. The Government of Asgardia, in addition to the powers and authorities provided for in this Act, may exercise other powers and authorities if so provided by the Constitution of Asgardia, laws, and Decrees of the Head of Nation of Asgardia.
6. Peculiarities of the Asgardian Government activities in emergency situations are determined by laws.

## **Article 13. Powers and Authorities of the Government of Asgardia in the activity area of each Ministry**

The Government shall develop Codes for each of its constituent ministries, which shall be approved by a Directive of the Chairman of the Government.

## **Chapter 4. ORGANISING THE ACTIVITIES OF THE GOVERNMENT OF ASGARDIA**

### **Article 14. Powers and Authorities of the Chairperson of the Government of Asgardia**

1. The Chairperson of the Asgardian Government heads the Asgardian Government and, in accordance with the Constitution of Asgardia, laws, Decrees, resolutions and orders of the Head of Nation of Asgardia, determines the main directions of the Asgardian Government activities, and organises its work.

2. The Chairperson of the Asgardian Government shall submit ministerial candidates to the Asgardian Parliament for approval.

3. The Chairperson of the Asgardian Government shall:

- 1) represent the Asgardian Government in Asgardia and internationally;
- 2) preside over meetings of the Government of Asgardia;
- 3) sign directives of the Government of Asgardia;
- 4) allocate the duties among the members of the Asgardia Government in accordance with the laws, Decrees, resolutions and orders of the Head of Nation of Asgardia;
- 5) exercise other powers and authorities as provided by this Act, other Acts, Decrees, resolutions and orders of the Head of Nation of Asgardia.

### **Article 15. Powers and Authorities of Ministers of Asgardia**

1. Ministers of Asgardia shall:

- 1) participate in meetings of the Government of Asgardia ;
- 2) participate in the preparation of directives of the Government of Asgardia and ensure their implementation;
- 3) participate in the development and implementation of Asgardia national policy within the powers and authorities of the Government of Asgardia;
- 4) direct the activities of executive authorities, coordinate and supervise the activities of executive authorities under the jurisdiction of ministries.

2. The Government of Asgardia shall examine matters with the obligatory participation of respective ministers - heads of the executive bodies under whose competence the relevant matters fall, or representatives of such executive authorities.

3. In the exercise of their powers and authorities, Asgardian ministers are accountable to the Head of Nation of Asgardia, and the Asgardian Government as per the Constitution of Asgardia, this Act, Decrees of the Head of Nation of Asgardia, and directives of the Government of Asgardia issued in accordance therewith, and are accountable to the Head of Nation of Asgardia and the Government of Asgardia.

4. Asgardian Ministers appointed as Asgardian Deputy Prime Minister shall perform their duties as Ministers and all tasks assigned to them by the Head of Nation of Asgardia and the Chair of the Asgardian Government in support of the Asgardian Government Chair's tasks.

### **Article 16. Meetings of the Government of Asgardia**

1. Meetings of the Asgardian Government shall be held at least once a quarter.

2. Ministers shall attend Asgardia Government meetings in person. In case it is impossible to attend a meeting of the Government of Asgardia, Ministers shall inform the Chairperson of the Government of Asgardia thereof.

3. Asgardia civil servants and other persons are entitled to participate in Asgardia Government meetings in accordance with the Constitution of Asgardia and laws of Asgardia, or as prescribed by the Asgardia Government.

4. The Government of Asgardia may consider individual matters in its closed sessions and may make decisions without convening a meeting.

5. Preparing and holding of meetings of the Government of Asgardia and preparing and making decisions by the Government of Asgardia without convening meetings shall be carried out in accordance with the Asgardia Government Regulations.

6. Records of Asgardia Government meetings and decisions made on such records are classified as official information, the procedure for dissemination of which is established by the Asgardia Government Regulations.

7. The Government of Asgardia shall inform the public through the Asgardia Government website about the matters considered at its meetings and the decisions made on these matters, if such information is not classified as restricted information.

### **Article 17. Maintenance of activity of the Government of Asgardia**

1. An Asgardian Government Office shall be established to ensure the functioning of the Government of Asgardia and to organise control over the implementation of decisions made by the executive authorities of Asgardia.

2. The Office of the Government of Asgardia is headed by the Chief of Staff of the Government of Asgardia or a Minister.

3. Expenses for maintenance of the Government of Asgardia shall be provided for in a separate item line in the national budget for the corresponding year and for the planning period. Financing of expenditures for the maintenance of the Asgardia Government Office shall be made within the limits of expenditures for the maintenance of the Government of Asgardia.

4. Functions of the Asgardia Government Office and its structural subdivisions, structure of the Asgardia Government Office, procedure for organisation of the Asgardia Government Office activity, procedure for access to information on the Asgardia Government Office activities, powers and authorities of the Chief of Staff of the Asgardia Government Office are determined by the Asgardia Government Regulations and the Regulation on the Asgardia Government Office.

## **Chapter 5. TERMINATION OF POWERS AND AUTHORITIES OF THE GOVERNMENT OF ASGARDIA**

### **Article 18. Dismissal of the Government of Asgardia**

1. The Asgardian Government is automatically considered to have resigned in the event of a newly elected Head of Nation of Asgardia.

2. The Asgardian Government is automatically considered to have resigned in the event of a newly elected Parliament of Asgardia.

3. The Asgardian Parliament may take a preliminary decision on the resignation of the Government, either independently or upon the proposal of the Head of Nation or the Supreme Justice, which then may be accepted or rejected by the Head of Nation.

3.1 If the Head of Nation declines the preliminary decision of Parliament twice, the matter is forwarded for review by SSC.

3.2 If the SSC approves the decision by Parliament, then the Government resigns.

3.3 If the SSC declines the preliminary decision by Parliament, then the Head of Nation dissolves the Parliament.

4. The Asgardian Government may resign, which shall be accepted or rejected by the Head of Nation of Asgardia.

5. In the event of termination of the activities of the Asgardian Government for any of the above listed reasons, appointment of the temporary acting government is done by the SSC decision.