



October 08 -October 12, 2007

OG 676/04.10.2007

Government Emergency Ordinance (“GEO”) No. 94/2007 on the amending and supplementing the GEO No. 34/2006 regarding the awarding of public acquisition agreements, of public works concession agreements and of services concession agreements

The dynamic acquisition system is defined as an entirely electronic process, limited in time and opened throughout its entire duration to any economic operator who meets the qualification and selection criteria and who has presented a guidance offer according to the conditions of the contract. The GEO also provides the documents necessary for the public acquisition file

**Enters into force:
04.10.2007**

OG 677/04.10.2007

Rule No. 12/2007 of the National Bank of Romania (“NBR”) regarding the statistical referral of the balance sheet assets and liabilities of non-banking financial institutions

Such rule provides the classification of the assets and of the liabilities to be evidenced in the balance sheet. The non-banking financial institutions registered with the General Register, each trimester, have to refer to the NBR statistical information as provided in the Annexes 1 and 2 of the rule.

**Enters into force:
01.01.2008**

Special points of interest:

- PUBLIC ACQUISITION AGREEMENTS
- THE REFERENCE INTEREST LEVEL
- THE ACCOUNTING EXPERTISE ACTIVITY AND OF THE CERTIFIED ACCOUNTANTS
- NATIONAL SUPERVISORY AUTHORITY FOR PERSONAL DATA PROCESSING
- THE MINE LAW
- THE CHILDREN ALLOWANCE
- REGULATIONS IN THE JUSTICE AREA
- THE PROTECTION OF CLASSIFIED INFORMATION
- THE MINISTERIAL LIABILITY

OG 677/04.10.2007

NRB Circular No. 25/2007 regarding the reference interest level for October 2007

The reference interest level for October 2007 is set to 6.67 percents per year.

**Enters into force:
04.10.2007**

OG 678/04.10.2007

Law No. 269/2007 approving the Government Ordinance ("GO") No. 17/2007 pertaining to the amendment and supplementation of GO No. 65/1994 on the organization of the accounting expertise activity and of the certified accountants

The law provides that the limit of the civil liability of the expert accountants and of the certified accountants shall be established by the services agreements concluded in accordance with the provisions of the law and with the internal and international practices regarding the accountant profession.

**Enters into force:
07.10.2007**

OG 678/04.10.2007

Law No. 270/2007 on the repeal of GEO No. 115/2005 for the amendment and supplementation of Law 102/2005 regarding the establishment, organization and existence of the National Supervisory Authority for Personal Data Processing

The GEO No. 115/2005 for the amendment and supplementation of Law 102/2005 regarding the establishment, organization and existence of the National Supervisory Authority for Personal Data Processing, is repealed.

**Enters into force:
07.10.2007**

OG 684/08.10.2007

GEO No. 101/2007 for the amendment and supplementation of the Mine Law No. 85/2003 and of the Petrol Law No. 238/2004.

The GEO provides that any amendment and supplementation of oil licenses (oil license, agreement between the competent authority and one or more legal entities in order to perform oil related activities) shall be made by additional acts between the competent authority and the entity awarded with such license.

**Enters into force:
08.10.2007**

OG 684/08.10.2007

GEO No. 97/2007 for the amendment and supplementation of Law No. 61/1993 regarding the children allowance.

It is provided that the amount of the children allowance is 35 RON per month, such amount to be increased annually by Government Decision following the proposal of the Ministry of Labor, Family and Equal Opportunities.

Enters into force:
08.10.2007

OG 684/08.10.2007

GEO No. 100 on the amendment and supplementation of certain regulations in the justice area.

Such GEO amends and supplements the following regulations: Law No. 303/2004 on the statute of the judges and prosecutors; Law No. 304/2004 regarding the judicial organization; Law No. 567/2004 on the statute of the professional auxiliary personnel of the courts of law and of the corresponding prosecutor's office and GEO No. 27/2006 regarding the remuneration and other rights of the judges, prosecutors and other personnel within the justice system.

Enters into force:
08.10.2007

OG 678/04.10.2007

Law No. 268/2007 for the supplementation of art. 7 of Law No. 182/2002 regarding the protection of classified information

The law provides that the President of Romania, prime-minister, ministers, deputies and senators shall have access to the classified information considered to be a state or professional secret, under oath.

Enters into force:
07.10.2007

OG 678/04.10.2007

GEO No. 95/2007 on the amendment of Law No. 115/1999 regarding the ministerial liability

Provides for a new format of the special commission, which advises the President of Romania in order for the latter to decide upon the criminal prosecution of ministers. This new format of the Special Commission shall consist of 5 judges, appointed with a mandate of 3 years, which cannot be renewed.

Enters into force:
04.10.2007

Pachiu & Associates is a Romanian registered Law firm. All attorneys are members of the Bucharest Bar and National Union of Lawyers. This document is an update of recent legal developments in Romania and is designed solely for the purpose of information. No part of this newsletter may be reproduced without prior written approval of the authors. It is a breach of law to proceed otherwise and might lead to civil, criminal and administrative liability. The readers are advised to seek advise from a qualified attorney when taking decisions based on the content of this document. Pachiu & Associates undertakes no liability regarding the business or legal decisions based on the content of this newsletter.