



October 22-October 28, 2007

OG 707/19.10.2007

Decision No. 797 of September 27, 2007 on the un-constitutionality of the provisions of Art. 7 paragraph 3 and paragraph 7 of Law No. 554/2004 on administrative disputes ("Law 554/2004")

Constitutional Court declares un-constitutional the provisions of Art. 7 paragraph 7 of Law 554/2004, as such provisions are in breach of Art. 21 of the Romanian Constitution. Such un-constitutionality is the consequence of the fact that a prescription term of 6 months applies to complaints filled by persons injured in an own right or legitimate interest by an administrative deed, provide that such deed is ad-

Enters into force:
19.10.2007

Special points of interest:

- ADMINISTRATIVE DISPUTES
- FISCAL CODE
- OPTIONAL PENSIONS

OG 707/19.10.2007

Government Resolution No. 1195/2007 amending the Implementation Norms of the Romanian Fiscal Code, approved based on Government Resolution No. 44/2004 ("GR 1195/2007")

GR 1195/2007 provides definitions for the following notions: "constructions of any kind", "the land afferent to constructions", "lands of any kind, without constructions", "tax-payer", "transfer of the ownership rights", "the date as of which the term commences".

Enters into force:
19.10.2008

OG 710/22.10.2007

GEO No. 112/2007 amending and supplementing Law No. 411/2004 on pensions funds under private administration and Law No. 204/2006 on optional pensions ("GEO 112/2007")

GEO 112/2007 provides definitions for the following notions: "collection institutions" "record institutions".

GEO 112/2007 also provides that each administrator of pensions funds under private administration shall inform in writing the participants distributed at random at the fund under its administration, by the record institution with regard to the name of such pension fund under private administration and of its administrator.

**Enters into force:
22.01.2008**

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.