



22.12.2007-6.01.2008

OG 889/27.12.2007

Government Ordinance („GO”) No. 1527/2007 approving the prior thesis of the Civil procedure code

The material competence of the courts of justice shall be amended, as follows: i) the first courts of justice shall judge the litigation files with frequency in practice, but having reduced value and /or complexity; ii) the tribunals shall judge all litigation files as first court instance; iii) the appeal courts shall judge mainly the appeals; iv) the Supreme Court of Justice shall judge the recourses.

The appeal and recourse term shall be increased from 15 to 30 days.

The recourse shall be deemed as an extraordinary remedy and shall be exerted only in exceptional cases. The Civil procedure code shall provide for special procedures which at the present moment are established in other normative deeds, e.g., divorce, payment ordinance, the procedure on declaration of death, the interdiction procedure

GO 894/28.12.2007

Government Resolution („GR”) No. 1589/2007 amending and supplementing the implementation norms of Law No. 571/2003 regarding the Fiscal Code, approved by Government Resolution No. 44/2004

It is established that income by which expenses are recovered for which no deduction was granted upon incurring, such as tax reimbursement for profit paid in preceding periods, return of delay interest and/or penalties, income from cancellation of provisions construed as non-deductible expenses upon incurring, and other similar shall be deemed as non-taxable income.

Enters into force:
28.12.2007

GO 898/28.12.2007

Law No. 365/2007 amending art. 174 of Law No. 84/1995 on education

It is established that for the state mandatory education, school handbooks are provided freely, including in electronic format on the webpage of the Ministry of Education, Research and Youth, and on CD support, as applicable. Such incentive is also granted to higher secondary education students originating from families with a monthly income per family member equal to or less than the gross minimum base salary at country level.

Enters into force:
31.12.2007



GO 899/28.12.2007

Law No. 363/2007 on fighting against dishonest practices of traders in relation with the consumers si the harmonization of european legislation on consumer's protection

Law No. 363/2007 provides definitions for the following notions such as: „consumer”, „trader”, „product”, „trader's practices in relation with the consumer”, „guidance code”, „professional diligence”, „medium consumer”.

Law No. 363/2007 also establishes provisions with regard to dishonest traders' practices and with regard to competence and control in such cases.

Law No. 363/2007 amends the following normative deeds on consumers' protection: i) Government Ordinance No. 130/2000 on consumers' protection at the conclusion and performance of agreements at distance; ii) Government Ordinance No. 85/2004 on consumers' protection at the conclusion and performance at distance of agreements regarding financial services; iii) Law No. 240/2004 on the responsibility of producers for the damages caused by products with flaws; iv) Law No. 289/2004 on the legal regime of the loan agreements intended for individual consumers; v) Government Ordinance No. 107/1999 on the commercialization of touristic services; vi) Law No. 193/2000 on the abusive provisions in the agreement concluded between traders and consumers; vii) Law No. 449/2003 regarding the sale of products and their guarantees; viii) Law No. 245/2004 regarding the general safety of the products; ix) Law No. 12/1990 on the protection against dishonest commercial activities; x) Government Ordinance No. 106/1999 on the agreements concluded outside commercial spaces; xi) Government Ordinance No. 21/1992 on consumers' protection; xii) Emergency Government Ordinance No. 97/2001 regulating the production and commercialization of food.

Enters into force:
31.12.2007

GO 899/28.12.2007

Law No. 372/2007 approving Government Ordinance No. 110/2006 amending and supplementing Law No. 571/2003-the Fiscal Code

It is provided that the tax under art. 77 item 1 and item 3 of the Fiscal code (i.e. the tax afferent to the transfer of the ownership right and its parts, over the buildings of any kind and over the land safferent to such buildings, as well as over the lands of any kind without constructions, through deeds concluded between living persons) shall be calculated upon the value declared by the parties of the transfer deed. In case the value declared by the parties is inferior to the guiding value established by the appraisal drafted by the notary public association, the tax shall be calculated upon the value established by the aforementioned appraisal, except for the transactions between relatives until the second grade inclusively and between spouses. In such latter cases, the tax shall be calculated upon the value declared by the parties in the transfer deed.

Enters into force:
31.12.2007

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