

**Annex no. 8**

**GOVERNMENT OF ROMANIA**

**EMERGENCY ORDINANCE**

**No. 14 from 3<sup>rd</sup> of March 2005**

**modifying the forms for the statement of wealth and statement of interests**

Taking into account the necessity of the adoption of best existing practices in EU member states concerning the control of wealth, as well as the noticing and researching the conflicts of interests, based both on the 2004 Country Report for Romania of the European Commission and on the Report of the Group of States against Corruption (GRECO), adopted in Plenum between June 28<sup>th</sup> –July 2<sup>nd</sup> 2004,

Based on Art.115 paragraph (4) in Romania's Constitution, republished,

The Government of Romania adopts the present emergency ordinance:

**Art. I** – the Annex to Law No.115/1996 regarding the declaration and control of wealth of the elective office-holders, magistrates, public servants, as well as of some persons in leading and control functions, published in Romania's Official Journal, Part I, no.263 from October 28<sup>th</sup> 1996, with ulterior modifications and amendments, will be modified and replaced by annex no.1 of the present emergency ordinance.

**Art. II** – Paragraph (2) of Article 111 of Title IV – “Conflict of interests and the regime of incompatibilities in the practice of public office-holding and public functions”, from Book I – “Overall/General regulations regarding the prevention and fight against corruption” of Law No. 161/2003 regarding some measures to assure transparency in the practice of public office-holding, in case of public functions, in that of the business environment, the prevention and penalty of corruption, published in Romania's Official Journal no.279 from April 21<sup>st</sup> 2003, with ulterior modifications and amendments, will be modified having the following content:

“(2) Functions and activities which are included in the statement of interests are as follows:

- a) The status of partner or share-holder in commercial companies, national companies, credit institutions, economic lobby groups, as well as association-, foundation-, or other NGO- member;
- b) The status of member in directorship, management and control bodies, of commercial companies, *regies autonomes*, national companies, credit institutions, economic lobby groups, associations, foundations or other NGOs;
- c) The status of member within professional associations and/or trade unions;
- d) The status of member in directorship, management and control bodies, remunerated or non-remunerated, held within political parties, the function held, and the name of the political party.”

**Art. III** - The form for statement of interests, foreseen in the annex to Government Decision no. 506/2003, regarding the setting up of the Register model for statements of interests, published in Romania's Official Journal, Part I, no. 293 from April 25<sup>th</sup> 2003, will be modified and replaced by annex no. 2 to the present emergency ordinance.

**Art. IV** – According to the forms foreseen by annexes no. 1 and 2, the statement of wealth and the statement of interests shall be submitted within 60 days from the date of coming into force of the present emergency ordinance.

## Statement of wealth

The undersigned, ....., appointed to the position of....., with the....., I hereby declare under my own responsibility that, along with my family, I possess the following assets and debts:

### I. REAL ESTATE

#### 1. Lands

*Note: Shall be declared inclusively those abroad*

Address:	Category*	Year of acquirement	Area	Share	Taxable value	Means of acquirement	Holder

\* The categories indicated are: (1) agricultural; (2) forestry; (3) within town limits; (4) water surfaces; (5) other land categories, outside town limits, in case they are in the civil circuit.

#### 2. Buildings

*Note: Shall be declared inclusively those abroad*

Address:	Category*	Year of acquirement	Area	Share	Taxable value	Means of acquirement	Holder

\*The categories indicated are: (1) apartment; (2) residence; (3) holiday home; (4) commercial/production areas.

### II. MOVABLE GOODS

#### 1. Motor vehicle/cars, tractors, agricultural machineries, motorboats, yachts and other means of transport that are to be registered according to the law.

Nature	Brand	No. of pieces	Fabrication Year	Means of acquirement

#### 2. Goods, such as precious metals, jewelry, art and religious objects, art and numismatic collections, objects part of the national/universal cultural patrimony or alike, whose value totals more than Euro 5.000

Note: All possessed goods shall be mentioned, regardless their being within Romanian territory at the moment of their declaration.

Brief description	Year of acquire	Estimated value

**III. MOVABLE GOODS TOTTALLING MORE THAN EURO 1000 EACH AND REAL ESTATE ALIENATED WITHIN THE PAST 12 MONTHS**

Nature of alienated goods	Date of alienation	Addressee of the alienation	Means of alienation	Value

**IV. FINANCIAL ASSETS**

**1. Accounts and bank deposits, mutual funds, equivalent forms of saving and investing, if their overall value totals more than Euro 5.000.**

Note: Shall be declared inclusively those in banks and financial institutions abroad

Administrating Institution and its address	Type*	Currency	Year of opening	Balance/ day value

\* The indicated categories are: (1) Current account or the equivalents (inclusively card); (2) Bank deposit or the equivalents (3) Investment funds or the equivalents, inclusively private pension funds or other accumulation systems.

**2. Investments, direct investments and loans granted, if their overall market value totals more than Euro 5.000.**

Note: Shall be declared inclusively investments and participations abroad

Bond issuer/the company whose shareholder or associate/debtor the person is	Type*	Share/ Number of bonds	Total current value

\*The indicated categories are: (1) Valuable deeds (public securities, certificates, bonds); (2) Shares or stocks in commercial companies; (3) Loans granted in own name

**3. Other assets producing net venues, whose overall value totals more than the equivalent of Euro 5.000 per year:**

Note: Shall be declared inclusively the ones abroad.

.....  
 .....  
 .....

**V. DEBTS**

**1. Debts (inclusively unpaid taxes), mortgages, guarantees issued for the benefit of a third party, goods purchased in leasing and other such goods if their overall value totals more than Euro 5.000**

Note: Shall be declared inclusively the financial liabilities accumulated abroad

Creditor	Year of concluding the contract	Falling due at	Value

**VI. Gifts, services or advantages received without payment or with subventions vis-avis the market value, from persons, organizations/ national companies or Romanian or foreign public institutions, including scholarships, credits, guaranties, expenses discounts or of the kind, whose individual value is more than 300 Euro\*.**

**VII. Incomes from prizes and gambling**

1.1. Holder			
....			
1.2. Husband/Wife			
....			
1.3. Children			

**VIII. Incomes from other sources**

1.1. Holder			
....			
1.2. Husband/WIFE			
....			
1.3. Children			

<sup>1</sup> **The term *family* means the husband/wife and the children in their support.**

<sup>2</sup> Regarding the 'holder', shall be mentioned, in case of own goods, the name of the owner (titular, husband/wife, child), and in case of goods in common property, the ownership quota and the names of the co-owners.

<sup>3</sup> Heading VII of the table shall be filled in with the incomes acquired during fiscal year 2005.

**This Statement represents a public document and I am accountable, in front of the Criminal Law, for the inaccurate or incomplete character of the aforementioned data.**

Date:

Signature:

### Statement of interests

The undersigned, ....., appointed to the position of....., with the....., I hereby declare under my own responsibility the following:

- 1. Position as associate or shareholder to Commercial Companies, National Companies, Credit Institutions, economic interest groups, as well as member in associations, foundations or other non-governmental organizations:**

BUSINESS NAME AND ADDRESS	POSITION HELD	NO.OF SOCIAL PARTS OR SHARES	TOTAL VALUE OF SOCIAL PARTS AND/OR SHARES
1.1....			

- 2. Position as member of the leading, administration and control boards of commercial companies, *Regies autonomes*, national companies, credit institutions, economic interest groups, associations or foundations, or other non-governmental organizations:**

BUSINESS NAME AND ADDRESS	POSITION HELD	VALUE OF BENEFITS

- 3. Position as member of professional associations and/or trade unions**

3.1....

- 4. Position as member of the leading, administration and control boards, remunerated or non-remunerated, held in Political parties, the held position and the name of the political party**

4.1...

**This Statement represents a public document and I am accountable, in front of the Criminal Law, for the inaccurate or incomplete character of the aforementioned data.**

Date:

Signature: