



### **Procedure for correcting material errors made by taxpayers in the payment documents with regard to their tax liabilities**

The Official Journal no. 340 of 2 May 2008 published the Order issued by the Ministry of Economy and Finance no. 1.311 for the approval of the Procedure for correcting material errors made by taxpayers in the payment documents with regard to their tax liabilities.

The present procedure applies in case payments of tax liabilities are performed in another account than the corresponding one, or by using a wrong fiscal code, or in the case when more tax liabilities were paid in the same account, including payments ordered in the sole account.

Upon the entry into force of the present Order on 5 May 2008, Order 2.089/2006 for the approval of the Procedure for correcting material errors made by taxpayers in the payment documents with regard to their tax liabilities was abrogated.

### **Set-up and attributions of the Central fiscal committee**

In the Official Journal no. 352 as per 7 May 2008, the Order issued by the Ministry of Economy and Finance no. 1.318 was published regarding set-up and attributions of the Central fiscal committee.

According to the Order, the Central fiscal committee issues decisions on tax matters by corroborating the relevant law with the accessory legislation for which a unitary solution is imposed in order to eliminate different interpretations on the applicability of the law, as well as any issues with regard to the competency conflicts between the decisions of fiscal authorities that are not subordinated to the same fiscal unit.

Upon the entry into force of the present Order, Order no. 877/2005 regarding set-up and attributions of the Central fiscal committee was abrogated.

### **Amendments of the informative documents regulated by art. 156 from the Romanian Fiscal Code (i.e., Sales Journal, Purchase Journal etc.)**

The Official Journal no. 364 of 13 May 2008 published the Order issued by the Ministry of Economy and Finance no. 1.372 regarding the records for taxable operations from a VAT perspective, as provided by art. 156 from the Romanian Fiscal Code approved by Law no. 571/2007.

One of the amendments brought by the Order consists in introducing a new column in the Sales Journal for "Goods and services for which a special VAT regime was applied, as provided by the art. 152<sup>1</sup> and 152<sup>2</sup> from the Fiscal Code". Furthermore, in the Purchase Journal, the classification of the goods and services rendered in the country or outside the country (Intra community acquisitions or import) in categories like: capital goods, goods acquired for re-sale or for company needs was removed.

Upon the entry into force of the present Order, Order 2.127/2006 regarding the records for taxable operations from a VAT perspective, as provided by art. 156 paragraphs (1) and (3) from the Romanian Fiscal Code approved by Law no. 571/2007 was abrogated.

### **The procedure for declaring inactive taxpayers**

The Official Journal no. 404 of 29 May 2008 published the Order issued by the President of the National Agency for Tax Administration no. 819 for the approval of declaring inactive taxpayers.

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Please note that only the taxpayers failing to declare, for two consecutive terms, all the taxes mentioned in their tax records as due, will be eligible to be selected when the list of Inactive taxpayers will be published and approved by the Order of the President of the National Agency for tax Administration.

**Model of the registration request to be filled at the Trade Registry by the authorised individual, individual enterprises and family enterprises, as well as the affidavit regarding the operating authorization**

The Official Journal no. 360 of 9 May 2008 published the Order issued by the Ministry of Justice no. 1.240/C for the approval of the model of the registration request to be filled at the Trade Registry by the authorised individual, individual enterprises and family enterprises, as well as the affidavit regarding the operating authorization.

The Order approves the model and the content of the above mentioned forms.

**Model of the authorization request as economic operator merchant of rough tobacco and/or partial processed tobacco, of the authorization as economic operator merchant of rough tobacco and/or partial processed tobacco, as well as instructions for solving the authorization request of the economic operator merchant that trades rough and/or partially processed tobacco**

The Official Journal no. 378 of 19 May 2008 published the Order issued by the President of the National Agency for Tax Administration no. 800 for the approval of the Model of the authorization request as economic operator merchant of rough tobacco and/or partial processed tobacco, of the authorization as economic operator merchant of rough tobacco and/or partial processed tobacco, as well as instructions for solving the authorization request of the economic operator merchant that trades rough and/or partially processed tobacco.

The Order approves the model and the content of the above mentioned forms.

**The reference interest rate level as of May 2008**

The circular regarding the reference interest rate of the National Bank of Romania for May 2008 was published in the Official Journal no. 351 as of 7 May 2008. For May 2008, the level of reference interest rate of the National Bank of Romania is 9,50% per year.

**Note:**

Starting 1<sup>st</sup> July 2008, the following amendments will enter into force:

❖ **the employees' health fund contribution is decreased** from 6.5% to 5.5% according to Law no. 388/2007 with regard to state budget available for 2008, published in the Official Journal no. 902 of 31 December 2007;

❖ **the gross monthly minimum wage is increased** from RON 500 to RON 540, with the condition of reaching the principal economical indicators mentioned in the state budget available for 2008, according to Government Decision no. 1.507/2007, published in the Official Journal no. 877 of 20 December 2008.

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