

Tax & Legal Alert

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Adoption of the new Contravention Code

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The Parliament of Republic of Moldova has adopted the new Code on Contraventions (Law no. 218-XVI dated 24 October 2008).

The Code defines the unlawful deeds (actions and omissions) that have a lower degree of social danger than the crime, as well as the sanctions for the commitment of such deeds.

Under the new code individuals and, in certain cases, legal entities are subject to contravention sanctions.

Sanctions against legal entities for contraventions are:

- fines;
- the right to perform a certain activity is denied.

Under the new code provisions, the person or legal entity that committed the contravention is entitled to pay half of the fine if payment is made within 72 hours of fining. In this case the sanction is considered to have been fully covered.

Any person or legal entity can not be held liable under the contravention code if the prescription period has expired (i.e. within three months of the contravention).

The code also provides the procedure of registering the contravention and the law court procedure for dealing with then.

The Code enters into force on 31 May 2009. The Code on administrative contraventions (adopted on 23 March 1985) will be abolished on the same date.

[Source: Official Gazette of the Republic of Moldova no. 3-6 dated 16 January 2009]

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For more information regarding the Code on Contraventions, please contact Andrian Candu or Mihaela Mitroi.