

Tax & Legal Alert

ROMANIA 26 March 2009

Amendments to the Fiscal Norms

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Government Decision no. 192, dated 25 February 2009, was published on 9 March 2009. It amends and completes the Methodological norms applicable to Law no. 571/2003 on the Fiscal Code.

The amendments relate to the method of calculating the guarantees required from end-users authorised for energy products used for purposes excepted from excise duties payment.

The most important amendments are:

- The guarantee provided for excisable energy products used for purposes excepted from excise duties payment (e.g. for purposes other than heating or motor fuel) is calculated as 50% of the excise duties for the approved quantity.
- For non-excisable energy products which are subject to movement control measures (e.g. lubricants, toluene, xylene, white spirit, etc) and are used for purposes excepted from excise duties payment, the guarantee is calculated as 50% of the excise duties for the approved quantity using the diesel oil excise rate.
- Authorised end-users can demand the release of guarantees given under the previous legal provisions.
- Authorised end-users have until 30 April 2009 to prove to the competent authority that they have provided these guarantees, calculated as mentioned above. Failure to meet the deadline will trigger the revocation of the authorisation.
- The guarantee amount may be reduced if the authorised end-users have fulfilled their obligations for specific periods.

[Source: Official Gazette no. 143/09.03.2009]

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