

# Tax & Legal Alert

ROMANIA 20 August 2007

## Technicalities for establishing and operating free zones and free warehouses

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The National Agency for Tax Administration has published Order no. 7394/2007 approving the Technical methodology on the uniform implementation of the customs regulations regarding free trade zones ("FZ") and free warehouses ("FW").

The major provisions are:

- Non-Community goods placed in FZ/FW are not considered as placed in the Community customs territory for customs purposes;
- Goods placed in/removed from FZ/FW are not subject to customs declaration, but have to be registered in the stock records of the operator;
- The method chosen to keep the stock records of the goods in the FZ/FW is subject to prior approval of the customs authorities;
- Goods within FZ/FW can be placed under the following customs regimes: temporary admission, inward processing and processing under customs control. In such cases the goods are subject to the customs regulations specific to the chosen customs regime;

- For non-Community goods subject to storage and/or common handling operations within the FZ/FW, no guarantee is required to secure the payment of the customs debt;
- Any location can be authorized as a FW, by means of an application filed to the customs authorities by an interested legal person;
- The authorization for an FW is granted to legal persons for an unlimited period and is subject to certain conditions (e.g. the value of goods traded by the applicant with third countries exceeded EUR 3 million in the previous year).

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