

Emergency Ordinance No. 181 of 14 December 2005
supplementing Article 1 of Emergency Ordinance No. 59/2005 on some financial and
tax measures for the enforcement of Law No. 348/2004 on domestic currency
redenomination

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For the proper enforcement of the provisions of Emergency Ordinance No. 59/2005 on some financial and tax measures for the enforcement of Law No. 348/2004 on domestic currency redenomination, in order to avoid the practical instances in the case of taxes withheld at source, namely tax on income from dividends and interest, in which, as a result of the rounding off of below par taxes to RON 1, the incomes remain below par, and the income calculated for such income is RON 1, the exemption from this rule of the taxes withheld at source is necessary. This exemption does not cover the taxes on wage earnings in order not to run counter to the provisions of Emergency Ordinance No. 47/2005 on measures to be taken for enforcement of Law No. 348/2004 on domestic currency redenomination, as approved and amended by Law No. 256/2005.

Having regard to the forthcoming cut-off date for the payment of tax on income from dividends, as provided for in Art. 67 para. (1) of Law No. 571/2003 on Tax Code, as subsequently amended and supplemented, the settlement of this situation within the shortest delay is required.

Pursuant to Art. 115 para. (4) of the Constitution of Romania, as republished,

Article 1

After Art. 1 para. (1) of Emergency Ordinance No. 59/2005 on some financial and tax measures for the enforcement of Law No. 348/2004 on domestic currency redenomination, published in *Monitorul Oficial al României*, Part One, No. 556 of 29 June 2005, para. (1¹) is inserted, reading as follows:

“(1¹) Taxes, charges, contributions and other amounts owed to the consolidated general budget, except for those withheld at source – other than those on wage income – expressed in the new currency and with values lower than RON 1 shall be rounded off to RON 1.”

Article 2

On the date of coming into force of this Emergency Ordinance, para. (3) under Art. 83 of Ordinance No. 92/2003 on the Tax Procedure Code, as republished in *Monitorul Oficial al României*, Part One, No. 863 of 26 September 2005, as subsequently amended and supplemented, shall be repealed.