

The Ministry of Internal Affairs

Agreed

Prime Minister
Ludovic Orban

**Military Ordinance
on measures to prevent the spread of COVID 19**

Considering the provisions of Article 24 of the Government Emergency Ordinance no.1/1999 regarding the state of siege and the emergency regime, published in the Official Journal of Romania, Part I, no. 22 of January 21, 1999, approved with amendments and additions by Law no. 453/2004, with subsequent amendments and additions, of Article 2 and Article 4, paragraph (2) of Decree no. 195/2020 on declaring the state of emergency at national level, published in the Official Journal of Romania, Part I, no. 212 of March 16, 2020,

Taking into account the assessment made by the National Committee for Emergency Situations, approved by Decision no. 13 of 21 March 2020,

Based on Article 4, paragraph 2 and paragraph 4 of Decree no. 195/2020 on declaring the state of emergency at national level, published in the Official Journal of Romania, Part I, no. 212 of 16 March 2020, on points 3-5 of Annex no 2 to the same decree and on Article 20 (n) of the Government Emergency Ordinance no. 1/1999, with subsequent amendments and additions,

The Minister of Internal Affairs has issued the following military ordinance:

Art. 1

- (1) The activity of the dentistry practices is temporarily suspended.
- (2) As an exception, emergency dentistry interventions are permitted.

Art. 2

(1) The retail activities of products and services within the commercial centers where several economic agents undergo activities are suspended, with the exception of the retail of food and veterinary products and cleaners' services.

(2) Commercial centers are considered to be those "retail structures with medium or large surface areas which undergo product retail activities, market services, which use a common structure and adequate facilities", as it is regulated in the annex to Law no. 296/2004 on the Consumers Code, consolidated, with subsequent amendments and additions.

(3) The measures will be applied as of 22 March 2020, 22.00h, Romania Time.

Art. 3

(1) The movement of persons outside their home/household is done with respect to the general measures to prevent the spread of COVID – 19 and avoiding to form any group of persons.

(2) *Forming a group of persons* it is understood to mean the gathering of a number greater than 3 persons who do not live together.

Art. 4

In between 6.00h - 22.00h, the movement of persons outside the home/household is recommended to be done only for the following reasons:

- a) for professional purposes, including from home/household to the location/locations where the professional activity takes place and back;
- b) for purchasing goods that cover the basic needs of persons and pets/domestic animals, as well as goods needed for professional activity;
- c) for medical assistance which cannot be postponed or performed remotely;
- d) for justified reasons, such as to ensure child care/attendance, attendance or assistance to elderly, sick or disabled persons, or the death of a family member;
- e) short exits nearby home/household, for individual physical activity of persons and for the needs of pets/domestic animals.

Art. 5

(1) In between 22.00h – 6.00h, the movement of persons outside the home/household is permitted only for the reasons mentioned in Art. 4.

(2) In order to verify the exit for professional reasons, it is compulsory to show, at the request of the authorities, a work ID, a certificate issued by the employer or a statement on one's own responsibility.

(3) In order to verify the exit for personal interest, it is compulsory to show, at the request of the authorities, a statement on one's own responsibility filled out in advance.

(4) The statement must contain the name and surname, date of birth, home/household/work address, reasons for travel, date and signature.

(5) The following categories are exempted from these requirements: members of the Presidential Administration, of the Romanian Parliament, of the Government of Romania, of the Public Ministry, of the institutions within the national defense system, public order and national security, the diplomatic corps and the personnel providing public utility services.

(6) The measure will be applied as of 23 March 2020, 22.00h, Romania time.

Art. 6

(1) It is forbidden to enter the territory of Romania, through the border checkpoints, for foreign nationals and stateless persons, as defined in Art 2. letters a) and b) of the Government Emergency Ordinance no. 194/2002 on the regime of aliens in Romania, consolidated, with the subsequent amendments and additions, with the exception of transit through corridors organized in agreement with neighboring countries.

(2) As an exception, the entry on the territory of Romania is permitted to foreign nationals and stateless persons belonging to the following categories:

- a) family members of Romanian citizens;
- b) family members of citizens of other EU member states or of states belonging to the European Economic Area or of the Swiss Confederation, residents of Romania;
- c) persons possessing a long term visa, a residence permit or document equivalent to a residence permit issued by the Romania authorities in accordance with the Government Emergency Ordinance no. 194/2002 on the regime of aliens in Romania, consolidated, with subsequent amendments and additions, or an equivalent document issued by the authorities of other states, in accordance with European Union law;
- d) persons who travel for professional reasons, proven by visa, residence permit or equivalent document;
- e) diplomatic agents and consular officers, international organizations' personnel, military personnel or humanitarian aid personnel;
- f) passengers in transit, included those repatriated through consular assistance;
- g) passengers traveling for imperative reasons (medical or family);

h) persons who are in need of international protection or [travel for] other humanitarian reasons.

(3) The measure will be applied as of 22 March 2020, 22.00h, Romania time.

Art. 7

(1) Persons placed in isolation at their residence, as a preventive measure against the spread of COVID – 19, who leave the location where they are placed, without the approval of the competent authorities, are considered persons of high risk of infectiousness and will be placed by the enforcement authorities under guarded institutionalized quarantine.

(2) Persons placed in quarantine, as a preventive measure against the spread of COVID – 19, who leave the location where they are placed, without the approval of the competent authorities are to be quarantined for a new period of 14 days.

(3) The measures provided in paragraphs 1 and 2 do not exonerate the individuals of contraventional or criminal liability.

(4) The measures will be applied as of the date of publication of this Military Ordinance in the Official Journal of Romania, Part I.

Art. 8

(1) The authorities of the local public administration have the duty to locate and perform a census of persons aged 65 and over, without support or any form of aid, and to ensure their support in order to minimize their exposure outside their households.

(2) The census will be updated and reported weekly at the county /Bucharest Center for Coordination and Control of the Intervention.

(3) The local, county and Bucharest committees for emergency situations will identify ways to support the persons mentioned in paragraph 1.

(4) The measures will apply as of the date of publication of this Military Ordinance in the Official Journal of Romania, Part I.

Art. 9

(1) The Military Ordinance no. 1/2020 on some first emergency measures regarding large gatherings of people and cross-border movement of certain goods, published in the Official Journal of Romania, Part I, no. 129 of March 18, 2020 is to be supplemented as follows:

1. At article 2, after paragraph 1, two new paragraphs are introduced, paragraphs 2 and 3, with the following content:

(2) The religious services can be performed inside the places of worship without public access; the religious service can be broadcasted or transmitted in the media or online.

(3) Private and religious services can be performed (weddings, funerals, baptizing) with the participation of a maximum of 8 persons; the Eucharist can be offered to ill persons in hospital or at their residence.

2. At article 4, after paragraph 2, a new paragraph is introduced, paragraph 3, with the following content:

(3) The provisions of paragraphs 1 and 2 will apply also to the drivers of freight vehicles with a maximum authorized capacity greater than 2.4t.

3. At article 5, after paragraph 2, a new paragraph is introduced, paragraph 3, with the following content:

(3) Other exemptions from the prohibition provided in paragraph 1 will be established by order of the Minister of Health.

(2) The measures will apply as of at the date of publication of this Military Ordinance in the Official Journal of Romania, Part I.

Art. 10

(1) The following institutions are authorized to ensure the implementation and observance of the provisions of this Military Ordinance:

- a) the Romanian Police, Romanian Gendarmerie, local police, National Agency for Fiscal Administration, National Authority for Consumer protection and the heads of the local public administration, for the measures provided in Art. 1 and 2.
- b) the Romanian Police, Romanian Gendarmerie, local police for the measures provided in Art. 3, 5 and 7.
- c) the Border Police for the measure provided in Art. 6.

(2) Failure to comply with the measures of first urgency provided in Art. 1 – 7 incurs disciplinary, civil, contraventional or criminal liability, in accordance with the provisions of Article 27 of the Government Emergency Ordinance no. 1/1999, as subsequently amended and supplemented.

(3) The personnel of the institutions mentioned in paragraph 1 are authorized to establish contraventions and to apply sanctions, in accordance with the provisions of Article 29 of the Government Emergency Ordinance no. 1/1999, as subsequently amended and supplemented.

Art. 11

(1) This Military Ordinance will be published in the Official Journal of Romania, Part I.

(2) The audiovisual media service providers are obliged to inform the public, through regular broadcast messages, for at least two days from the date of publication, about the content of this Military Ordinance.

Minister of Internal Affairs

Marcel Ion Vela

Bucharest, March 21, 2020

No.2