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EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW
OF THE COUNCIL OF EUROPE
(VENICE COMMISSION)

ROMANIA

LAW NO. 180/2026 OF 28 AUGUST 2026

AMENDING AND SUPPLEMENTING CERTAIN LEGISLATIVE ACTS IN THE FIELD OF INTEGRITY (WITHOUT ANNEXES) AND EXPLANATORY MEMORANDUM

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Unofficial translation

I. Law No. 180/2026 of 28 August 2026 amending and supplementing certain legislative acts in the field of integrity (without annexes)

ISSUED BY: THE ROMANIAN PARLIAMENT
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The Parliament of Romania hereby adopts this Law.

ART. I
Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, republished in the Official Gazette of Romania, Part I, No. 535 of 3 August 2009, as subsequently amended and supplemented, shall be amended and shall read as follows:
1. Article 13 shall be amended and shall read as follows:
"ART. 13
(1) The National Integrity Agency, hereinafter referred to as the Agency, is an autonomous administrative authority with legal personality, operating at national level as a single body, with its headquarters in the municipality of Bucharest.
(2) The Agency's main objectives are to promote integrity and prevent institutional corruption by exercising its legal powers in relation to the assessment of assets, incompatibilities and conflicts of interest, preventing conflicts of interest in public procurement procedures through ex ante verification mechanisms, managing reports of breaches of the law and protecting whistle-blowers acting in the public interest, as well as ensuring a climate of impartiality and transparency in the relationship between public authorities and institutions and private-law legal entities in accordance with pre- and post-employment restrictions.
(3) In order to fulfil the objectives, set out in para. (2), the Agency carries out activities relating to prevention, control, evaluation and the imposition of sanctions.
(4) The Agency's staff consists of the President of the Agency, the Vice-President of the Agency, the Secretary-General, integrity inspectors, civil servants and contract staff. The President of the Agency is a dignitary with the rank of Secretary of State, the Vice-President of the Agency is a public official with the rank of Under-Secretary of State, and the position of integrity inspector is a public office with special status.
(5) The Agency shall have a Secretary-General, a high public official, appointed in accordance with the provisions of Article 394(2) of Government Emergency Ordinance No. 57/2019 on the Administrative Code, as subsequently amended and supplemented, who shall perform the following duties:
a) coordinates the smooth running of the Agency's departments and operational activities, liaises with other authorities and bodies within the public administration, and ensures operational liaison between the President and the heads of all the Agency's departments;
b) acts, for a period not exceeding 60 days, as chief authorizing officer and legal representative only where both the office of President and that of Vice-President are vacant or where the holders of those offices are simultaneously unable to perform their duties. During this period, the Secretary-General shall carry out only day-to-day administrative tasks and may not:
1. alter the organizational structure of the Agency;
2. appoint, dismiss or alter the terms of employment of persons in management positions or of integrity inspectors, except where such measures are mandatory under the law or court order;
3. allocate or reallocate assessment tasks outside the randomized system;
4. issue instructions regarding the resolution of specific assessments;
5. waive any actions, appeals or rights of the Agency;
6. enter into acts that go beyond day-to-day administration, except where necessary to avert imminent harm. The National Integrity Council and the Senate shall be informed within 24 hours of the commencement of the interim period;

c) monitor the preparation of the periodic reports required by the regulations in force and falling within the Agency's remit, and order measures to ensure their completion in accordance with the specific rules;
d) monitors the implementation of staff policies and compliance with the principles of human resources management within the institution;
e) carries out other duties assigned by the President of the Agency."

2. In Article 18, after paragraph (3), a new paragraph (3^1) shall be is inserted and shall read as follows:

"(3^1) The work of integrity inspectors with a legal education shall count as professional experience in the legal field and shall be treated as equivalent to professional experience in legal work carried out by a legal adviser, in accordance with the provisions of Article 7 of Law No. 514/2003 on the organization and practice of the profession of legal adviser, with further amendments and supplements."

3. Article 20 para. (2) shall be amended and shall read as follows:

"(2) Applications, accompanied by supporting documents, shall be submitted to the secretariat of the National Integrity Council within 30 days of the publication of the notice."

4. Article 37 para. (3) shall be amended and shall read as follows:

"(3) A member's term of office shall cease before its expiry by revocation by the Senate for failure to fulfil statutory duties, a definitive finding of incompatibility, a conflict of interest or significant financial discrepancies exceeding 10,000 euros, by resignation or in the event of death. Failure to fulfil statutory duties shall also include the case where a member of the Council is absent without justification from 3 consecutive meetings or from any 6 meetings of the Council during the course of a year."

5. In Article 40, after paragraph (4), a new paragraph (4^1) shall be inserted and shall read as follows:

"(4^1) The President of the Agency may attend Council meetings, and in their absence, the Vice-President or the Secretary-General of the Agency, without the right to vote, in order to present the Agency's position, in accordance with the agenda of the meeting communicated in advance."

6. Article 59 shall be repealed.

7. Article 61 shall be amended and shall read as follows:

"ART. 61
Fines imposed by the Agency's integrity inspectors shall constitute revenue for the State budget."

8. The Annex shall be repealed.

ART. II
Law No. 176/2010 on integrity in the exercise of public functions and offices, amending and supplementing Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, as well as amending and supplementing other legislative acts, published in the Official Gazette of Romania, Part I, No. 621 of 2 September 2010, with further amendments and supplements, shall be amended and supplemented as follows:

1. Article 1 para. (1) shall be amended and shall read as follows:

"ART. 1
(1) The provisions of this law apply to the following categories of persons, who are required to declare their assets and interests:
1. the President of Romania, Members of Parliament, senators, local councillors, county councillors, the president of the county council or mayors;
2. the Prime Minister, members of the Government referred to in Article 18 of Government Emergency Ordinance No. 57/2019 on the Administrative Code, as subsequently amended and supplemented, the Head of the Prime Minister's Office, the Secretary-General and Deputy Secretaries-General of the Government, Secretaries of State, Under-Secretaries of State, as well as those holding equivalent positions within the Government, ministries and other central specialized bodies subordinate to the Government or ministries, and State Advisers within the Prime Minister's Office;

3. presidential advisers, state advisers and honorary advisers;
4. members of the Superior Council of the Magistracy;
5. judges, prosecutors, assistant magistrates, persons holding equivalent positions, and judicial assistants;
6. specialist support staff within the courts and public prosecutors' offices;
7. judges of the Constitutional Court;
8. members of the Court of Accounts, staff in management and supervisory roles, external public auditors and persons of equivalent status;
9. the President of the Legislative Council and the chairpersons of its sections;
10. staff of public institutions, including staff employed under individual employment contracts, involved in the privatization process, as well as staff of public institutions and authorities, including staff employed under individual employment contracts, who administer or implement programmes or projects financed from external funds or from the state budget;
11. persons carrying out activities relating to the evaluation, selection, contracting, verification, monitoring or control of grant-funded projects within regional development agencies;
12. co-opted experts and experts outside the organisational structure who are paid from external funds;
13. the Ombudsman and his deputies;
14. the President and Vice-president of the National Supervisory Authority for the Processing of Personal Data;
15. members of the Competition Council;
16. members of the Board of the National Council for the Study of the "*Securitate*" Archives;
17. the Chair, First Deputy Chair, Deputy Chairs and members of the Council of the Financial Supervisory Authority, as well as staff involved in the Authority's specific activities;
18. the Chair, Vice-Chairs and members of the Regulatory Committee and the Advisory Council of the National Energy Regulatory Authority, as well as staff involved in the specific activities of the Committee;
19. the Chair and Vice-Chairs of the National Authority for Communications Administration and Regulation, as well as staff involved in the Authority's specific activities;
20. the Chair and Vice-Chairs of the National Regulatory Authority for Mining, Oil and the Geological Storage of Carbon Dioxide, as well as staff involved in the Authority's specific activities;
21. the Chair, Deputy Chair and members of the Supervisory Board of the National Agency for the Development of Healthcare Infrastructure;
22. the Chair and Vice-Chairs of the Agency for the Monitoring and Evaluation of the Performance of Public Enterprises;
23. members of the Economic and Social Council;
24. members of the National Council for Combating Discrimination;
25. members of the National Audio-visual Council;
26. members of the boards of directors and executive committees of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation;
27. the President and Vice-president of the National Integrity Agency, as well as the members of the National Integrity Council;
28. the Director-General and members of the Executive Board of the AGERPRES National Press Agency;
29. the Director of the Romanian Intelligence Service, the First Deputy Director and his deputies;
30. the Director of the Foreign Intelligence Service, his First Deputy and his Deputies;
31. diplomatic and consular staff;
32. the Director of the Protection and Security Service, his First Deputy and his Deputies;
33. the Director of the Special Telecommunications Service, his First Deputy and his Deputies;
34. persons holding managerial and supervisory positions, as well as civil servants, including those with special status, who carry out their duties within all central or local public authorities or, where applicable, within all public institutions;

35. persons holding management and supervisory positions within state education establishments and state institutions in the public health system;
36. staff employed in the practices referred to in Article 546 of Government Emergency Ordinance No. 57/2019, as subsequently amended and supplemented;
37. members of boards of directors, executive boards or supervisory boards, as well as persons holding management positions within autonomous public enterprises of national or local interest, national companies and corporations or, where applicable, companies governed by the Company Law No. 31/1990, republished, with further amendments and supplements, in which the State or a local public administration authority is a majority or significant shareholder, directly or indirectly, including in subsidiaries or other divisions and units of the entities listed above, as well as in companies governed by Company Law No. 31/1990, republished, with further amendments and supplements, in which one of the entities listed above is a majority or significant shareholder;
38. the Governor, the First Deputy Governor, the Deputy Governors, the members of the Board of Directors, and employees in management positions at the National Bank of Romania, as well as senior management staff at banks in which the State holds a majority or significant shareholding;
39. candidates for the offices of President of Romania, Member of Parliament, Senator, county councillor, local councillor, president of a county council or mayor, as well as Romania's candidates for the European Parliament;
40. prefects and sub-prefects;
41. high public officials;
42. public administrators within administrative-territorial units or subdivisions;
43. heads of public institutions, authorities or other legal persons governed by public law;
44. the presidents, vice-presidents, general secretaries, financial directors and/or treasurers of national sports federations, the Romanian Olympic and Sports Committee and the National Paralympic Committee;
45. the presidents, vice-presidents, secretaries and treasurers of trade union federations and confederations;
46. the presidents, vice-presidents, secretaries and treasurers of employers' federations and confederations;
47. Romanian Members of the European Parliament and Romanian members of the European Commission."

2. Article 2 shall be amended and shall read as follows:

"ART. 2
(1) Declarations of assets and declarations of interests shall be filled in in accordance with Annexes 1 and 2 and signed with a qualified electronic signature or an advanced electronic signature embedded in the electronic identity card by the persons referred to in Article 1 para. (1), with the exception of those referred to in point 39, and shall be submitted to the Agency exclusively via the online platform for declaring assets and interests, hereinafter referred to as e-DAI, managed by the Agency.
(2) The persons referred to in Article 1 para. (1) point (39) shall submit declarations of assets and interests signed with an electronic signature – where applicable, a qualified or advanced electronic signature imbedded into the electronic identity card – or with a handwritten signature, and these shall be submitted in accordance with the conditions set out in Article 3 paras. (4) to (7).
(3) The obligation to submit declarations of assets and interests does not entail their publication.
(4) The declarations of assets and interests of the persons referred to in Article 1 para. (1) shall be kept in the records of the Agency, with their confidentiality ensured, without being made public, for a period of 7 years from the date of their submission.
(5) For the persons referred to in para. (7), the Agency shall, via the e-DAI platform, generate, on the date of submission of the declarations referred to in paras. (1) and (2), the public record of financial interests, in accordance with the template set out in Annex 5, which is an integral

part of this Law. The record shall contain only the information set out in Annex 5 and shall not reproduce, in whole or in part, the declaration of assets or the declaration of interests.
(6) The persons referred to in para. (7) shall verify the public form concerning financial interests and, should any errors be identified, shall notify the Agency within 30 days of the date of submission of the declarations of assets and interests; the Agency is obliged to rectify such errors. Once the 30-day period has expired, the Agency shall publish the record referred to in para. (5).
(7) The Agency shall publish the forms referred to in para. (5) on its website within a maximum of 60 days from the date of submission of the declarations referred to in paras. (1) and (2), for the following categories of persons:
1. the President of Romania, Members of Parliament, Senators, local councillors, county councillors, the president of the county council or the mayor;
2. the Prime Minister, members of the Government as set out in Article 18 of Government Emergency Ordinance No. 57/2019, with further amendments and supplements, the Head of the Prime Minister's Office, the Secretary-General and Deputy Secretaries-General of the Government, Secretaries of State, Under-Secretaries of State, as well as those holding equivalent positions within the Government, ministries and other central specialist bodies subordinate to the Government or ministries, and State Advisers within the Prime Minister's Office;
3. presidential advisers, state advisers and honorary advisers;
4. members of the Superior Council of the Magistracy;
5. judges of the Constitutional Court;
6. members of the Court of Accounts;
7. the President of the Legislative Council and the chairpersons of its sections;
8. directors-general and deputy directors-general of regional development agencies;
9. the Ombudsman and his deputies;
10. the President and Vice-President of the National Supervisory Authority for the Processing of Personal Data;
11. members of the Competition Council;
12. members of the Board of the National Council for the Study of the Securitate Archives;
13. the Chair, First Deputy Chair, Deputy Chairs and members of the Council of the Financial Supervisory Authority;
14. the Chair, Vice-Chairs and members of the Regulatory Committee and the Advisory Council of the National Energy Regulatory Authority;
15. the Chair and Vice-Chairs of the National Authority for Communications Administration and Regulation;
16. the Chair and Vice-Chairs of the National Regulatory Authority for Mining, Oil and the Geological Storage of Carbon Dioxide;
17. the Chair, Deputy Chair and members of the Supervisory Board of the National Agency for the Development of Healthcare Infrastructure;
18. the Chair and Vice-Chairs of the Agency for the Monitoring and Evaluation of the Performance of Public Enterprises;
19. the members of the Economic and Social Council;
20. members of the National Council for Combating Discrimination;
21. members of the National Audiovisual Council;
22. members of the boards of directors and executive committees of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation;
23. the President and Vice-president of the National Integrity Agency, as well as members of the National Integrity Council;
24. the Director-General and members of the Executive Board of the AGERPRES National Press Agency;
25. the Director of the Romanian Intelligence Service, the First Deputy Director and his deputies;
26. the Director of the Foreign Intelligence Service, his First Deputy and his Deputies;

27. persons appointed as ambassadors extraordinary and plenipotentiary and consuls-general who are heads of consulates-general;
28. the Director of the Protection and Security Service, his First Deputy and his Deputies;
29. the Director of the Special Telecommunications Service, the First Deputy Director and his deputies;
30. persons holding management positions within state education institutions and state institutions in the public health system;
31. staff employed in the offices referred to in Article 546 of Government Emergency Ordinance No. 57/2019, with further amendments and supplements;
32. members of boards of directors, executive boards or supervisory boards, as well as persons holding management positions within autonomous public enterprises of national or local interest, national companies and corporations or, where applicable, companies governed by Law No. 31/1990, republished, with further amendments and supplements, in which the State or a local public administration authority is a majority or significant shareholder, directly or indirectly, including in subsidiaries or other branches and units of the entities listed above, as well as in companies governed by Law No. 31/1990, republished, with further amendments and supplements, in which one of the entities listed above is a majority or significant shareholder;
33. the Governor, the First Deputy Governor, the Deputy Governors and the members of the Board of Directors of the National Bank of Romania;
34. candidates for the offices of President of Romania, Member of Parliament, Senator, county councillor, local councillor, president of the county council or mayor, as well as Romania's candidates for the European Parliament;
35. prefects and sub-prefects;
36. senior civil servants;
37. public administrators within administrative-territorial units or subdivisions;
38. heads of public institutions, authorities or other legal persons governed by public law;
39. presidents, vice-presidents, secretaries-general, financial directors and/or treasurers of national sports federations, the Romanian Olympic and Sports Committee and the National Paralympic Committee;
40. presidents, vice-presidents, secretaries and treasurers of trade union federations and confederations;
41. Romanian Members of the European Parliament and Romanian members of the European Commission;
42. the presidents, vice-presidents, secretaries and treasurers of employers' federations and confederations.
(8) The following information may not be disclosed in the public declaration of financial interests referred to in paragraph (5):
(a) the declarant's identification details, namely:
1. their personal identification number, home or residential address, and the initial of their father's first name;
2. details, other than the name of the county, relating to the location of the immovable property subject to declaration;
3. details identifying movable property which may lead to its location;
4. the declarant's signature;
5. information regarding marital status, including details relating to divorce and the manner in which the division of property was carried out;
6. financial information relating to bank account numbers, IBAN codes and the full names of the banks;
(b) the surname and forename, as well as any other personal data relating to any other persons who, in accordance with the law, must be mentioned in the declarations set out in Annexes 1 and 2.
(9) The form referred to in paragraph (5) shall be kept on the Agency's website for a period of 5 years from the date of publication.

(10) The forms referred to in para. (5) for the persons referred to in Article 1(1) point 39 shall be generated and published on the Agency's website within 10 days of the date on which the Agency receives the declarations and shall remain on that website for one year from the date of publication."

3. In Article 2^1, after paragraph (4), five new paragraphs (5) to (9) shall be inserted and shall read as follows:

"(5) All correspondence between integrity inspectors and persons required to submit the declarations provided in this Law shall be conducted, primarily, via the e-DAI electronic platform or by post, subject to the conditions set out in para. (6), by registered letter with acknowledgement of receipt, with the exception of the persons referred to in Article 1(1) point 39 and Article 7^2(1).

(6) At any time, persons required to submit the declarations provided in this Law may choose to communicate with integrity inspectors by post, by registered letter with acknowledgement of receipt.

(7) The document shall be deemed to have been uploaded on the date of electronic notification to the notified person's registered email address or telephone number.

(8) The notification procedure shall be deemed to have been completed within 15 days of the date on which the document is uploaded to the e-DAI platform.

(9) In the case of persons referred to in Article 1(1) point 39 and Article 7^2(1), as well as in the case of persons who are no longer required to submit the declarations provided by this Law, notification shall be made by post, by registered letter with acknowledgement of receipt."

4. Article 3 paragraph (2) shall be amended and shall read as follows:

"(2) Declarations of assets shall be filled in on the declarant's own responsibility and shall include the rights and obligations of the declarant and of any dependent minor children, in accordance with Annex 1."

5. Article 4 shall be amended and shall read as follows:

"ART. 4

(1) Declarations of assets and declarations of interests shall be filled in and submitted within 30 days of the date of appointment or election to office or of the date on which duties commence.

(2) The persons referred to in Article 1 para. (1), points 1–38 and 40–47, are required to update their declarations of assets and declarations of interests annually, by 15 June at the latest, with the exception of persons who have submitted their declarations of assets and interests, in accordance with the provisions of para. (1), prior to 15 June.

(3) Declarations of assets shall be filled in as follows: for the previous financial year ending on 31 December, in the case of income; and as at the date of declaration for the other sections of the declaration, in accordance with Annex 1.

(4) Where, during the same calendar year, after filling in and submitting the declaration of assets and the declaration of interests, the persons referred to in Article 1(1) are appointed or elected to a new public office or a new position of public dignity, they are obliged to submit a new declaration of assets and a new declaration of interests within 30 days of the date of their appointment, election or commencement of duties, only where there have been changes to their financial circumstances or interests, in accordance with Article 18 para. (2) and (3), compared with those previously declared.

(5) Upon the termination of their office, term of office or employment/service relationship, the persons referred to in Article 1 para. (1) are required to submit a declaration of assets and a declaration of interests within 30 days, only if they have not submitted such declarations during the current calendar year or if there have been changes to their financial circumstances or interests, in accordance with Article 18(2) and (3).

(6) Persons who hold or occupy the posts and positions referred to in Article 1 para. (1) are not required to submit a declaration of assets and a declaration of interests whilst suspended from those posts or positions.

(7) Upon the termination of the suspension, the persons referred to in Article 1(1) are required to submit a declaration of assets and a declaration of interests within 30 days, only if they have not submitted such declarations during the current calendar year or if there have been

changes to their financial circumstances or interests, within the meaning of the provisions of Article 18 paras. (2) and (3).
(8) The provisions of paras. (4) to (7) shall not apply to the persons referred to in Article 1 para. (1) point 39.'

6. A new Article 4^1 shall be inserted after Article 4 and shall read as follows:

"ART. 4^1
(1) The persons referred to in Article 1 par. (1), with the exception of those under point 39, are required to enter and, where applicable, update on the e-DAI platform the posts and, where applicable, the positions they hold, as well as the start and end dates thereof, within 30 days of the date of appointment, election or commencement of duties, or of the date of termination of the post, term of office or employment or service relationship.
(2) Declarations of assets and interests shall be valid for all public posts, offices or positions held by the person concerned during the calendar year in which they are filled in, provided that no changes have occurred in their financial circumstances or interests, in accordance with Article 18 para. (2) and (3).
(3) Where changes occur in their financial circumstances or interests, in accordance with Article 18 paras. (2) and (3), failure to update the declaration shall result in the penalty provided under Article 29 (1).'

7. Article 5 shall be amended and shall read as follows:

"ART. 5
(1) Within entities where persons are required to submit declarations of assets and declarations of interests, in accordance with the legal provisions, responsible persons shall be appointed to ensure the implementation of the legal provisions concerning declarations of assets and declarations of interests.
(2) In carrying out the duties provided by this Law, the persons designated as responsible persons shall report directly to the head of the relevant entity, who shall be responsible for ensuring that their work is carried out properly.
(3) Persons who are required to submit declarations of assets and declarations of interests shall submit them to the entity where they carry out their activities.
(4) By way of exception to the provisions of para. (3), Romanian Members of the European Parliament and Romanian Members of the European Commission shall submit their declarations of assets and interests to the Permanent Electoral Authority."

8. Article 6 shall be amended and shall read as follows:

"ART. 6
Persons responsible for implementing the provisions on declarations of assets and declarations of interests are required to register in that capacity on the e-DAI platform and have the following duties:
(a) to receive and verify compliance with the formal requirements of declarations of assets and declarations of interests via e-DAI, in accordance with the legislation on the protection of natural persons with regard to the processing of personal data;
b) carry out the formalities for registering on e-DAI the persons referred to in Article 1 para. (1), with the exception of those referred to in point 39;
c) in order to fulfil their assessment duties, in accordance with the provisions of Article 2^1 para. (2), shall send to the Agency, via e-DAI, the declarations of assets and declarations of interests and shall notify the Agency of the positions and/or capacities held and the date of commencement or termination thereof, within a maximum of 10 days of receiving them;
(d) generate, via e-DAI, after the submission deadline has expired, a list of persons who have not submitted their declarations of assets and declarations of interests or have not provided the required information regarding their positions and, where applicable, their capacities, as well as the start and end dates thereof, and shall immediately inform these persons, requesting them to submit a statement of their views within 10 working days;
e) provide advice on the content and application of the legal provisions concerning the completion and submission of declarations of assets and declarations of interests, as well as on the provision of information regarding the positions held and, where applicable, the

capacities held, and the start and end dates thereof, to persons who are obliged to submit and, where applicable, fill in such declarations;
f) identify, via the e-DAI platform, those persons who have not submitted their declarations of assets and declarations of interests by the deadline or who have submitted them late, in accordance with the provisions of Article 4 para. (2), by 1 August of the same year, and attache the opinions received for each of them;
g) identifies, via the e-DAI platform, those persons who have failed to submit their declarations of assets and declarations of interests by the deadline or who have submitted them late, in accordance with the provisions of Article 4(1), (4), (5) and (7), within 10 working days of the expiry of the deadline set for the submission of comments under point (d);
(h) identifies, via the e-DAI platform, those persons who have failed to declare the posts and/or positions they hold, as well as the start and end dates thereof, where applicable, in accordance with the provisions of Article 4^1, within 10 working days of the expiry of the deadline set for their declaration."

9. Article 7 shall be amended and shall read as follows:

“ART. 7

(1) The persons referred to in Article 1 para. (1) may request the correction of their declaration of assets and, where applicable, their declaration of interests, within 40 days of the initial submission. Corrected declarations of assets and interests may be accompanied by supporting documents.
(2) The persons referred to in Article 1 para. (1), with the exception of those under point 39, may request the correction of the positions, capacities and, where applicable, the dates of commencement and termination thereof, as completed or, where applicable, updated in accordance with the provisions of Article 4^1, within 40 days of the initial submission. The correction of information may be accompanied by supporting documents.
(3) The amended declarations of assets and interests, as well as the amendments to the positions, capacities and/or the dates of commencement or termination, accompanied by supporting documents, shall be submitted immediately to the Agency via the e-DAI platform.
(4) Until the expiry of the time limits set out in paras. (1) and (2), the Agency may not initiate the assessment procedures provided in this law.”

10. In Article 7^2 paragraph (1), letter (b) shall be amended and shall be read as follows:

“b) local elected representatives who hold the position of chief authorising officer and the persons referred to in Article 1 para. (1), points 35 and 37;”

11. In Article 12, paragraphs (1) and (2) shall be amended and shall be read as follows:

“ART. 12

(1) The assessment procedure referred to in Article 8 para. (1) shall be carried out ex officio or upon referral by any natural or legal person, in accordance with the provisions of Article 7 of Government Ordinance No. 27/2002 on the regulation of the handling of petitions, approved with amendments and supplements by Law No. 233/2002, as subsequently amended and supplemented.
(2) An ex officio investigation shall be initiated in one of the following ways:
a) on the basis of a referral report drawn up by the President or Vice-President of the Agency;
b) on the basis of a memorandum drawn up by the integrity inspector, approved by the management of the integrity inspectors; should the latter reject the proposal for an ex officio referral, the reasoned refusal shall be forwarded to the President of the Agency, who shall decide either to initiate investigations or to uphold the proposal.”

12. In Article 12, after paragraph (3), three new paragraphs (3^1) to (3^3) shall be inserted and shall read as follows:

“(3^1) A complaint which is not signed in handwriting or electronically, does not have proof of representative status attached or does not contain the author’s identification details shall be dismissed by a reasoned decision, communicated to the author of the complaint and the person concerned, as appropriate.
(3^2) A complaint which does not contain specific facts regarding the situation reported shall be dismissed if the integrity inspector has requested that it be supplemented and, within 15 days of the request being communicated, the obligation to supplement it has not been fulfilled.

(3^3) In the situations provided under para. (3^1), if it is considered that there are elements of a breach of the legislation on the declaration of assets, conflicts of interest or incompatibilities, the integrity inspector may propose, in accordance with para. (2), that the Agency initiate proceedings ex officio."

13. In Article 12, paragraph (6) shall be repealed.

14. Article 13 shall be amended and shall be read as follows:

"ART. 13

(1) Following the random allocation of the case, the integrity inspector shall proceed to assessing the declarations of assets, data, information and existing changes in assets, within the meaning of this law, as follows:

(a) prior to notifying the person subject to assessment, shall verify whether the limitation period applies if it does not entail carrying out administrative procedures in accordance with Article 15, and shall analyse that person's declarations of assets, the identification data in accordance with Article 59 of Law No. 287/2009 on the Civil Code, as republished, with further amendments and supplements, as well as the position of the person concerned by the referral, in relation to the provisions of Article 1 para. (1), with the exception of those provided under point 39;

b) after informing the person, as part of the checks, administrative procedures shall be carried out in accordance with the provisions of Article 15. The person under assessment has the right, throughout the assessment procedure, to submit his/her views;

c) following the completion of the administrative procedures referred to in letter (b), the integrity inspector shall invite the person subject to the assessment to present his/her views, in accordance with the provisions of Article 14;

d) prior to the completion of the assessment procedure, the integrity inspector shall act in accordance with the provisions of Article 17.

(2) The assessment report drawn up by the integrity inspector without the person concerned having been informed and invited in accordance with the provisions of Article 14 shall be null and void.

(3) The notifications and the assessment report shall be communicated in accordance with the conditions set out in Article 2^1 paras. (5) to (9).

(4) Where, during the course of the assessment procedure, the inspector identifies evidence of a breach of the law relating to new facts or circumstances, or additional aspects of the same subject matter as that which triggered the assessment, the inspector shall extend the scope of the assessment and draw up the assessment report in accordance with the provisions of Article 14.

(5) Where, during the course of the assessment procedure, the inspector identifies evidence of a breach of the law concerning a subject matter distinct from that for which the assessment is being carried out, the inspector shall proceed in accordance with the provisions of Article 12 para. (2) letter (b). In this case, the inspector shall order the new case to be joined to the one currently under investigation, using, inter alia, the information already obtained, and shall subsequently draw up the assessment report in accordance with the provisions of para. (2).

(6) The provisions of paras. (1) to (3) shall apply accordingly also to the procedure for verifying compliance with pre- and post-employment restrictions in public institutions and authorities."

15. Article 14 para. (3) shall be amended and shall read as follows:

"(3) Notification and invitation shall be made via the e-DAI platform, in accordance with Article 2^1 para. (5) to (9)."

16. Article 18 shall be amended and shall read as follows:

"ART. 18

(1) For the purpose of this law, 'significant differences' means a difference of more than 10,000 euros, or the equivalent in lei of that amount, between changes in assets occurring during the exercise of public offices and positions and the income earned during the same period.

(2) For the purpose of this law, a change in financial circumstances means a change in assets and/or liabilities with a value exceeding 10,000 euros or the equivalent in lei of that sum, compared with those declared in the previous declaration of assets submitted via e-DAI.

(3) For the purpose of this law, a change in the interests of the persons referred to in Article 1 para. (1), with the exception of those referred to under point 39, means any change occurring in relation to the information contained in the declaration of interests provided under Article 3 para. (3)."

17. In Article 25, paras. (1) and (2) shall be amended and shall read as follows:

"ART. 25

(1) An act committed by a person who has been definitively found to have issued an administrative act, concluded a legal act, taken a decision or participated in the taking of a decision in breach of the legal obligations concerning conflict of interest or incompatibility constitutes a disciplinary offence and shall be sanctioned in accordance with the regulations applicable to the respective office, position or activity, in so far as the provisions of this law do not derogate from this and provided that the act does not constitute a criminal offence.

(2) A person who has been definitively found to have been in a conflict of interest or in a situation of incompatibility, including a person whose act constitutes a disciplinary offence under para. (1), shall be barred from holding any public or elected office or position, as provided by this Law, for a period of up to 3 years, commencing on the date on which the assessment report or court order becomes final; from that moment, they shall be deprived of the right to hold the position, public office or the mandate, which shall cease by operation of law on the same date."

18. In Article 25, after para. (2), a new paragraph (2^1) shall be inserted and shall read as follows:

"(2^1) The integrity inspector shall, by means of a report, specify the duration of the interdiction of up to 3 years and apply it proportionately, as follows:

(a) a 10 per cent reduction if there is no final sanction for failure to submit declarations of assets and declarations of interests within the time limits laid down by this law in the last 3 years;

b) a 20 per cent reduction if there has been no final assessment report under the terms of this law in the last three years;

c) a 20 per cent reduction if the period during which the person was in a position of incompatibility was less than 6 months."

19. In Article 26, after paragraph (3), a new paragraph (4) shall be inserted and shall read as follows:

"(4) The heads of the institutions referred to in para. (1) are obliged to notify the Agency, within 30 days of the final assessment report being communicated, of the measures taken to implement disciplinary or administrative sanctions, as appropriate."

20. Article 27 shall be amended and shall read as follows:

"ART. 27

Failure to comply with the obligation to respond to the Agency's requests, as provided for in this law, constitutes an administrative offence and shall be punishable by a fine of between 3,000 lei and 30,000 lei."

21. Article 29 shall be amended and shall read as follows:

"ART. 29

(1) Failure to submit declarations of assets and declarations of interests, or failure to declare positions held and, where applicable, other capacities, within the time limits laid down in this law, constitutes an administrative offence and is punishable by a fine of between 2,000 lei and 10,000 lei. The Agency may initiate the assessment procedure *ex officio*.

(2) Failure to comply with the obligations set out in Article 6 by persons responsible for implementing the provisions of this law constitutes an administrative offence and shall be punishable by a fine of between 500 lei and 2,000 lei.

(3) Failure to declare the data and information in the declarations drawn up in accordance with Annexes 1 and 2 constitutes an administrative offence and shall be punishable by a fine of between 2,000 lei and 10,000 lei. The Agency may initiate the assessment procedure *ex officio*.

(4) Failure to impose a disciplinary sanction or to formally establish the termination of public office by persons with the power to appoint or, where applicable, to impose sanctions, where

the finding has become final, constitutes an administrative offence and shall be punishable by a fine of between 5,000 and 10,000 lei, if the act does not constitute a criminal offence.
(5) Failure to comply with the period of interdiction of up to 3 years in accordance with the provisions of Article 25 constitutes an administrative offence and she be punishable by a fine of between 5,000 lei and 50,000 lei.
(6) In the situation provided under para. (5), all legal or administrative acts concluded directly by the person subject to the interdiction or through intermediaries, in breach of the legal provisions concerning the interdiction period of up to 3 years, shall be null and void, and the provisions of Article 23 shall apply accordingly.
(7) The acts referred to in paras. (1) to (5) constitute administrative offences unless these were committed under circumstances such that they are deemed, under criminal law, to be criminal offences, in which case these shall be punished in accordance with the relevant provisions."
22. Article 30 shall be amended and shall read as follows:
"ART. 30
(1) The detection and sanctioning of administrative offences provided by this law shall be carried out by authorised persons within the Agency, in accordance with the provisions of Government Ordinance No. 2/2001, approved with further amendments and supplements by Law No. 180/2002, as subsequently amended and supplemented.
(2) By way of derogation from the provisions of Article 8 para. (4) of Government Ordinance No. 2/2001, approved with amendments and additions by Law No. 180/2002, as subsequently amended and supplemented, fines imposed on natural persons shall constitute revenue for the state budget."
23. Annexes 1 and 2 shall be amended and replaced by Annexes 1 and 2 to this law.
24. A new Annex 5 shall be inserted after Annex 4, with the content set out in Annex 3 to this law.

ART. III
Law No. 161/2003 on certain measures to ensure transparency in the exercise of public office, public positions and in the business environment, and the prevention and punishment of corruption, published in the Official Gazette of Romania, Part I, No. 279 of 21 April 2003, as subsequently amended and supplemented, shall be amended and supplemented as follows:
1. In Article 76, after para. (1), a new paragraph (1^1) shall be is inserted and shall read as follows:
"(1^1) The provisions of Article 228 para. (1) letters (b) to (f) of Government Emergency Ordinance No. 57/2019 on the Administrative Code, as subsequently amended and supplemented, shall apply accordingly."
2. Article 77 shall be amended and shall be read as follows:
"ART. 77
Conflicts of interest for the presidents and vice-presidents of county councils or for local and county councillors are provided for in Article 228 of Government Emergency Ordinance No. 57/2019, as subsequently amended and supplemented."
3. Article 79 para. (1) letter (a) shall be amended and shall be read as follows:
"a) resolves requests, takes decisions or participates in decision-making concerning natural and legal persons with whom he/she has financial relationship;".
4. In Article 82(1), letters (a) and (d) shall be amended and shall read as follows:
"a) the position of chairperson, vice-chairperson, chief executive, director, administrator, member of the board of directors, member of the supervisory board, member of the executive board or auditor in companies governed by Company Law No. 31/1990, republished, with further amendments and supplements, which systematically and effectively carry out commercial activities, including banks or other credit institutions, insurance companies or, where applicable, reinsurance and financial companies, and public institutions;
.....
(d) the position of manager, director, member of the supervisory board, member of the executive board or member of the boards of directors of autonomous public enterprises, national companies and national companies;".

5. Article 82^1 shall be amended and shall read as follows:
"ART. 82^1
(1) The deputy or senator who also practises as a lawyer may not provide legal aid to suspects or defendants, nor may they assist or represent them in court in criminal cases concerning:
(a) offences against national security, as provided under Articles 394–410 and Article 412 of the Criminal Code, as well as those provided under Law No. 51/1991 on Romania's national security, republished, with subsequent amendments and supplements;
b) offences of genocide, crimes against humanity and war crimes, as set out in Articles 438–445 of the Criminal Code.
(2) The deputy or senator who also practises as a lawyer may not plead in proceedings brought against Romania before international courts.
(3) The provisions of paras. (1) and (2) shall not apply in cases where the lawyer is party to the proceedings or is providing aid or representation to their spouse or relatives up to and including the fourth degree."
6. In Article 84 para. (1), letters (c) and (f) shall be amended and shall read as follows:
"c) the position of chairperson, vice-chairperson, chief executive, director, administrator, member of the board of directors, member of the supervisory board, member of the executive board or auditor in companies governed by Law No. 31/1990, republished, with further amendments and supplements, including banks or other credit institutions, insurance companies or, where applicable, reinsurance and financial companies, as well as public institutions;
……
(f) the position of manager, director, member of the supervisory board, member of the executive board or member of the boards of directors of autonomous public enterprises, national companies and national corporations;".

7. In Article 84, paras. (3) and (4) shall be amended and shall read as follows:
"(3) In exceptional circumstances, the Government may approve the participation of the persons referred to in paras. (1) and (2) as state representatives at the general meeting of shareholders or as members of the board of directors, the supervisory board or the executive board of autonomous public enterprises, national companies or corporations, public institutions or companies governed by Law No. 31/1990, republished, with further amendments and supplements, including banks or other credit institutions, insurance companies or, where applicable, reinsurance and financial companies, of strategic interest or where a public interest so requires.
(4) Members of the Government, Secretaries of State, Under-Secretaries of State and persons holding equivalent positions may carry out duties or activities in the fields of teaching, scientific research and literary and artistic creation. The provisions of Article 462 of Government Emergency Ordinance No. 57/2019, with further amendments and supplements, shall apply accordingly."
8. In Article 85(1), points (e) and (h) shall be amended and shall read as follows:
"e) the position of chairperson, vice-chairperson, chief executive, director, administrator, member of the board of directors, the supervisory board or the executive board, or auditor in companies regulated by Law No. 31/1990, republished, with further amendments and supplements, including banks or other credit institutions, insurance companies or, where applicable, reinsurance and financial companies, as well as public institutions;
.....
(h) the position of manager, director, member of the supervisory board, member of the executive board or member of the boards of directors of autonomous public enterprises, national companies and national corporations;".
9. Article 85(2) shall be amended and shall read as follows:
"(2) Prefects and sub-prefects may carry out functions or activities in the fields of teaching, scientific research and literary and artistic creation. The provisions of Article 462 of Government Emergency Ordinance No. 57/2019, with further amendments and supplements, shall apply accordingly."

10. Article 86 shall be amended and shall read as follows:

"ART. 86

(1) A person holding one of the public offices of authority referred to in Articles 84 and 85 may resign from the office giving rise to the incompatibility within 15 days of the date on which they took the oath or, where applicable, of the date of their appointment in office.

(2) Where, whilst exercising the public office of authority referred to in Articles 84 and 85, one of the cases of incompatibility provided by law arises, the persons concerned are obliged, within 30 days of the incompatibility arising, to take measures to bring the incompatibility to an end.

(3) If persons holding the public offices of authority referred to in Articles 84 and 85 fail to act to resolve the incompatibility within the time limit specified in paras. (1) and (2), the applicable sanction is the termination of their term of office or, where appropriate, their removal from office.

(4) The determination of a state of incompatibility shall be made in accordance with the provisions of Law No. 176/2010 on integrity in the exercise of public functions and offices, amending and supplementing Law No. 144/2007 on the establishment, organisation and functioning of the National Integrity Agency, as well as amending and supplementing other legislative acts, as subsequently amended and supplemented."

11. Article 87(1)(d) shall be amended and shall read as follows:

"d) the position of president, vice-president, director general, director, manager, administrator, member of the board of directors, the supervisory board or the executive board, or auditor, or any managerial or executive position within companies governed by Law No. 31/1990, republished, with further amendments and supplements, including banks or other credit institutions, insurance companies or, where applicable, reinsurance and financial companies, autonomous public enterprises of national interest, national companies and corporations, as well as public institutions, with the exception of representatives at the general meeting of shareholders of companies governed by Law No. 31/1990, republished, with further amendments and supplements, members of the boards of directors of state or denominational educational establishments and institutions and of public hospitals within the network of local public administration authorities, or other representatives of public institutions subordinate to administrative-territorial units or in which the administrative-territorial unit they head holds a share;".

12. Article 88(1)(c) shall be amended and shall read as follows:

"c) the status of a civil servant or an employee under an individual employment contract within the mayor's specialist staff or within the prefect's office, in the case of a local councillor, or within the county council's specialist staff or within the prefect's office of the relevant county, in the case of a county councillor."

13. In Article 88(1), after point (h), three new points, (i) to (k), shall be inserted, and shall read as follows:

"i) the position of personal adviser to the mayor, in the case of a local councillor, or the position of personal adviser to the president or vice-president of the county council, in the case of a county councillor;

(j) the position of public administrator of the administrative-territorial unit;

k) the position of an employee under an individual employment contract within the regional development agency of which the administrative-territorial unit in which the local elected representative exercises their mandate is a member."

14. In Article 88, after paragraph (1^1), a new paragraph (1^2) shall be inserted, and shall read as follows:

"(1^2) A local councillor shall not be deemed to be in a situation of incompatibility, within the meaning of para. (1)(c), if he/she has entered into a contract under the conditions laid down in Article 39 of Law No. 448/2006 on the protection and promotion of the rights of persons with disabilities, republished, with further amendments and supplements, in the capacity of personal assistant to a person with a severe disability."

15. In Article 91, paragraphs (3) and (4) shall be amended and shall read as follows:

"(3) A local elected representative may resign from the office held prior to being appointed or elected to the office giving rise to the incompatibility, or within a maximum of 30 days of being appointed or elected to that office.
(4) Where the assessment report on incompatibility has become final, the term of office of the local elected representative shall cease *de jure* before its expiry. The *de jure* termination of the term of office of the local elected representative shall be confirmed by the prefect by order, in accordance with the provisions of Government Emergency Ordinance No. 57/2019, with further amendments and supplements."

16. In Article 91, paragraphs (5) and (6) shall be repealed.

17. In Article 92, paragraphs (4) to (6) shall be repealed.

18. Article 93 shall be amended and shall read as follows:

"ART. 93
(1) The provisions of Article 90 shall also apply to persons employed within the specialist staff of the mayor or the county council, or within autonomous public enterprises under the authority of local or county councils, or within companies established by the respective local or county councils.
(2) The provisions of Article 90(2) shall also apply to the mayor, the deputy mayor, the president and the vice-president of the county council.
(3) Any breach by the persons referred to in paragraph (1) of the provisions of Article 90 shall result in the automatic termination of their employment or work relationship.
(4) The termination of employment or work relationships shall be established by order or directive of the heads of the public authorities or economic operators referred to in para. (1).'

19. A new Article 93[1] shall be inserted after Article 93 and shall read as follows:

"ART. 93^1
The provisions of Article 76 and the rules on incompatibilities set out in this Title for mayors and deputy mayors shall apply to public administrators."

20. In Article 94, paragraph (2) shall be amended and shall read as follows:

"(2) Civil servants may not hold other positions or carry out other activities, whether remunerated or unremunerated, as follows:
a) within public authorities or institutions;
b) within the office of a public official, unless the civil servant is suspended from public office, in accordance with the law, for the duration of their appointment;
c) within autonomous public enterprises, companies governed by Law No. 31/1990, republished, with further amendments and supplements, or within other profit-making entities in the public sector;
d) as a member of an economic interest group;
e) within international organisations, except where the civil servant is exercising a representative mandate, following appointment by a public authority or institution, under the conditions expressly provided in the legislation in force."

21. In Article 94, after paragraph (2^3), a new paragraph (2^4) shall be inserted and shall read as follows:

"(2^4) The provisions of para. (2)(a) and (c) to (e) shall also apply where the civil servant's employment relationship is suspended in accordance with the law."

22. In Article 95, paragraphs (3) and (5) shall be amended and shall read as follows:

"(3) Persons who find themselves in one of the situations provided under para. (1) or (2) shall, within 30 days, choose either to terminate their direct hierarchical relationship or to relinquish their status as a dignitary.
.....
(5) The determination of the situations set out in paras. (1) and (2) and the failure to fulfil the obligation set out in para. (3) shall be carried out in accordance with the provisions of Law No. 176/2010 on integrity in the exercise of public functions and offices, amending and supplementing Law No. 144/2007 on the establishment, organisation and functioning of the National Integrity Agency, as well as amending and supplementing other legislative acts, with further amendments and supplements."

23. In Article 95, paragraph (6) shall be repealed.

24. In Article 98, paragraph (2) shall be amended and shall read as follows:
"(2) Civil servants are prohibited from being members of the governing, administrative or supervisory bodies of a political party, at both national and local level."
25. In Article 98, a new paragraph (4) shall be inserted after paragraph (3) and shall read as follows:
"(4) Civil servants may serve on electoral bureaus."
26. In Article 99(1), points (a) and (i) shall be repealed.
27. In Article 99(1), points (e) and (m) shall be amended and shall read as follows:
“e) members of the Board of the Financial Supervisory Authority;
.....
m) the Director-General and members of the Executive Board of the AGERPRES National Press Agency
the provisions of Article 72 and the rules on incompatibilities set out in this Title for ministers and, respectively, secretaries of state shall apply to them, as well as the incompatibilities provided in special laws."
28. In Article 99, paragraphs (2) to (4) shall be amended and shall read as follows:
"(2) The persons referred to in paragraph (1) may carry out functions or activities in the fields of teaching, scientific research and literary and artistic creation. The provisions of Article 462 of Government Emergency Ordinance No. 57/2019, with further amendments and supplements, shall apply accordingly.
(3) The provisions of Article 73 shall apply accordingly to the persons referred to in paragraph (1).
(4) Persons holding the public offices and public positions of authority referred to in para. (1), if they find themselves in a situation of incompatibility, shall, within 30 days, choose between these positions and those that are incompatible with them, resigning from one of these positions."
29. In Article 99, paragraph (5) shall be repealed.
30. In Article 99, paragraph (6) shall be amended and shall read as follows:
"(6) Upon expiry of the period provided under para. (4), if the incompatibility continues to exist, the person holding the public office or position shall be deemed to have resigned from that office. The resignation shall be brought to the attention of the Chamber of Deputies and, respectively, the Senate. The Chamber’s decision acknowledging the resignation shall be published in the Official Gazette of Romania, Part I.”
31. A new Article 99^1 shall be inserted after Article 99, and shall read as follows:
"ART. 99^1
Members of the Court of Accounts are subject to the incompatibilities provided by law in respect of judges.”

ART. IV
Law No. 184/2016 on the establishment of a mechanism to prevent conflicts of interest in the public procurement contract award procedure, published in the Official Gazette of Romania, Part I, No. 831 of 20 October 2016, shall be amended and supplemented as follows:
1. Article 4(1) shall be amended and shall read as follows:
"ART. 4
(1) The ex-ante verification mechanism shall be carried out by the National Integrity Agency (A.N.I.) through the Prevention System and the specific activities of integrity inspectors.”
2. In Article 4, after paragraph (3), a new paragraph (4) shall be inserted and shall read as follows:
"(4) In the absence of an integrity form or where it has been incorrectly filled in, the National Integrity Agency (A.N.I.) shall use the Prevention System to identify possible situations of conflict of interest."
3. In Article 5, paragraphs (1) to (3) shall be amended and shall read as follows:
"ART. 5

(1) The integrity form filled in as part of the mechanism for the prevention of conflicts of interest is part of the documentation for the award of public procurement contracts and shall contain the following information:
(a) details of the procurement procedure, the decision-makers, the evaluation committee, and the consultants and experts co-opted;
b) details of tenderers/candidates, the status and identification details of economic operators;
c) details of any integrity warnings issued and measures taken to eliminate potential conflicts of interest, ordered as a result of an integrity warning.
(2) Contracting authorities/entities are required to ensure that the integrity form is filled in, updated and submitted from the time the tender documentation is published on SEAP, throughout the duration of the procedure, and until the notice of the award of public procurement contracts is published. The integrity form is available in electronic format to contracting authorities/entities and is to be filled in on SEAP.
(3) The integrity form shall be drawn up in accordance with the template established by a joint order of the Minister for the Economy, Digitalisation, Entrepreneurship and Tourism and the President of the National Integrity Agency (ANI), which shall be published in the Official Gazette of Romania, Part I, and shall include data and information relating to the award procedure initiated in SEAP, which shall be updated, where appropriate, throughout the course of the award procedure."

4. In Article 6, paragraphs (1) and (2) shall be amended and shall read as follows:
"ART. 6
(1) Where, at the time of filling in the integrity form, the evaluation committee has not been appointed, or where, following its filling in, changes have occurred regarding the data submitted, the responsible person referred to in Article 5 (4) shall be obliged to make the relevant amendments and submit them to the Prevention System within a maximum of 2 days of the appointment of the evaluation committee or of such changes occurring, but no later than the time of the opening of tenders.
(2) Within 5 days of the opening of tenders in the public procurement procedure, the responsible person referred to in Article 5 (4) shall fill in Section II of the integrity form and submit it to the Prevention System."

5. Article 7(2) shall be amended and shall read as follows:
"(2) For the purposes of para. (1), with a view to identifying potential conflicts of interest and validating the notifications issued by the system, the integrity inspectors within the National Integrity Agency (A.N.I.) shall analyse the data and information in the Prevention System, monitoring the system in accordance with all specific regulations applicable to each award procedure and in relation to the persons named in the form."

6. Article 9 shall be amended and shall read as follows:
"ART. 9
Failure to take action following the receipt of an integrity warning or failure to complete the integrity form in accordance with this Law shall automatically trigger the procedure for assessing conflicts of interest, following the completion of the award procedure, exclusively in respect of persons to whom the provisions of Law No. 176/2010, as subsequently amended and supplemented, apply."

7. A new Article 9^1 shall be inserted after Article 9, and shall read as follows:
"ART. 9^1
(1) Failure by the responsible persons to comply with the provisions of Article 5(2), under the conditions set out in Article 6 (1) and (2), constitutes an administrative offence and shall be punishable by a fine of between 500 lei and 2,000 lei.
(2) Failure by the head of the entity to fulfil their obligations under Article 5(4) constitutes an administrative offence and is punishable by a fine of between 2,000 lei and 10,000 lei.
(3) The determination and imposition of penalties shall be carried out by authorized persons within the National Integrity Agency (A.N.I.), in accordance with the provisions of Government Ordinance No. 2/2001, approved with further amendments and supplements by Law No. 180/2002, as subsequently amended and supplemented."

8. Article 12 shall be amended and shall read as follows:

“ART. 12
Activities carried out under the mechanism for the prevention of conflicts of interest, as part of the public procurement contract award procedure, shall be carried out in accordance with the provisions on the protection of individuals with regard to the processing of personal data and the free movement of such data."

9. In Article 14, after paragraph (4), a new paragraph (5) shall be inserted and shall read as follows:

"(5) With a view to extending the mechanisms for preventing conflicts of interest in the internal processes of public authorities and institutions, the National Integrity Agency (A.N.I.) may conclude cooperation protocols with the latter, for the purpose of identifying possible situations of conflict of interest."

10. The Annex shall be repealed.

ART. V
In Article 228 of Government Emergency Ordinance No. 57/2019 on the Administrative Code, published in the Official Gazette of Romania, Part I, No. 555 of 5 July 2019, as subsequently amended and supplemented, two new paragraphs (1^1) and (1^2) shall be introduced and shall read as follows:
“(1^1) A local elected representative shall not be deemed to be in a situation of conflict of interest where they issue, or participate in the issuance or adoption of, an administrative act in the exercise of their legal powers, where the law confers upon them an exclusive power, which cannot be delegated, resulting in a benefit for their spouse or relatives or relatives by marriage up to and including the second degree, to an extent determined by law, the scope of which cannot be influenced by their own volition.
(1^2) A local elected representative shall not be deemed in a situation of conflict of interest when issuing, or participating in the issuance or adoption of, an administrative act of a normative nature.”

ART. VI
Annexes 1–3 shall be an integral part of this Act.

ART. VII
The joint order of the Minister for the Economy, Digitalization, Entrepreneurship and Tourism and the President of the National Integrity Agency, as provided for in Article 5 (3) (3) of Law No. 184/2016 on the establishment of a mechanism to prevent conflicts of interest in the public procurement contract award procedure shall be issued within 30 days of the date of entry into force of this Law, but no later than 31 August 2026, and shall be updated whenever necessary.

ART. VIII
Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, republished in the Official Gazette of Romania, Part I, No. 535 of 3 August 2009, as subsequently amended and supplemented, shall be republished in the Official Gazette of Romania, Part I, with the texts being renumbered.

ART. IX
Law No. 176/2010 on integrity in the exercise of public functions and offices, amending and supplementing Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, as well as amending and supplementing other legislative acts, published in the Official Gazette of Romania, Part I, No. 621 of 2 September 2010, as subsequently amended and supplemented, shall be republished in the Official Gazette of Romania, Part I, with the texts being renumbered.

Transitional provisions

ART. X
(1) Persons in respect of whom, by the date of entry into force of this Law, a definitive finding of incompatibility or conflict of interest has been made and for whom the three-year period relating to the prohibition provided by law—calculated from the date on which the assessment report became final— or the court judgement, shall have their office, public office or term of office terminated by operation of law 30 days after the date on which this Law comes into force.
(2) Persons in respect of whom a state of incompatibility or a conflict of interest is definitively established after this Law comes into force shall have their office, public office or term of office terminated on the date on which the assessment report or the court judgment becomes final, as the case may be.
(3) Persons who, as a result of applying the provisions of this Law, become incompatible shall be obliged to relinquish one of the incompatible positions or capacities within no more than 45 days from the date on which this Law comes into force.

ART. XI
Verification procedures in accordance with the provisions of Law No. 184/2016 on the establishment of a mechanism to prevent conflicts of interest in the procedure for the award of public procurement contracts, the public procurement process funded by European funds, and the award of public procurement contracts, public works concession contracts and service concession contracts currently in progress shall be finalized in accordance with the provisions applicable at the time the public procurement procedure commenced.

ART. XII
For a period of 6 months from the date of entry into force of this Law, where vacant positions have not been filled by competitive selection, and where the filling of vacant posts in public authorities and public institutions by competitive selection or examination has been suspended in accordance with the law, the appointment of integrity inspectors shall be made by transfer, in accordance with the provisions of Article 506 of Government Emergency Ordinance No. 57/2019 on the Administrative Code, as subsequently amended and supplemented, whilst complying with the provisions of Article 18(2) of Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, as republished, with further amendments and supplements.

ART. XIII
The persons referred to in Article 1(1) of Law No. 176/2010 on integrity in the exercise of public functions and offices, amending and supplementing Law No. 144/2007 on the establishment, organization and functioning of the National Integrity Agency, as well as amending and supplementing other legislative acts, as subsequently amended and supplemented, shall submit declarations of assets and interests in the format set out in Annexes 1 and 2 to this Law, with effect from 1 January 2027.
This Law was adopted by the Romanian Parliament in accordance with the provisions of Article 75 and Article 76(1) of the Constitution of Romania, as republished.

THE PRESIDENT OF THE CHAMBER OF DEPUTIES
SORIN-MIHAI GRINDEANU

PRESIDENT OF THE SENATE
MIRCEA ABRUDEAN

Bucharest, 28 August 2026.
No. 180.

Unofficial translation

II. Explanatory memorandum

The purpose of this legislative proposal is to strengthen and modernize the regulatory framework governing integrity in the exercise of public functions and positions by harmonizing the main legislative acts that regulate the organization and functioning of the National Integrity Agency, the rules on incompatibilities and conflicts of interest, declarations of assets and interests, as well as mechanisms for preventing conflicts of interest in public procurement procedures. This legislative action is triggered both by the need to bring legislation into line with the case law of the Romanian Constitutional Court and by the obligations Romania has committed to under the National Recovery and Resilience Plan, as well as by the practical experience acquired in applying the current legislation.

Integrity in the exercise of public functions and positions is an essential element of the rule of law and good governance, contributing to strengthening citizens' trust in public institutions, preventing corruption, and ensuring transparency in the exercise of public authority. To this end, over the past two decades, Romania has established a legislative and institutional framework dedicated to preventing and sanctioning incompatibilities, conflicts of interest, and unjustified enrichment, through the adoption of Law No. 144/2007 on the establishment, organization, and functioning of the National Integrity Agency, Law No. 176/2010 on integrity in the exercise of public functions and positions, the relevant provisions of Law No. 161/2003, and Law No. 184/2016 on the setting up of the PREVENT System.

The implementation of these laws has demonstrated the effectiveness of the integrity mechanisms developed in Romania, but has also highlighted the need to update and harmonize the legislative framework. Successive amendments to each piece of legislation were adopted at different time and to address specific needs, which has led to inconsistent provisions, legislative overlaps, regulatory discrepancies, and difficulties in interpretation and application. In the absence of a unified legislative approach, these inconsistencies undermine the coherence of the integrity system and reduce the effectiveness of the mechanisms established to prevent conflicts of interest and incompatibilities.

The need to revise the legislation is also driven by the commitments Romania has undertaken under the National Recovery and Resilience Plan. Under Benchmark 431—*"Adoption and entry into force of consolidated legislation on integrity"*—the Romanian State has committed to adopting consolidated legislation on integrity that brings together and harmonizes the main applicable regulations, thereby contributing to increased transparency and efficiency in mechanisms for preventing and fighting corruption. At the same time, strengthening the regulatory framework is an important element in fulfilling the commitments undertaken as part of the process of accession to the Organization for Economic Cooperation and Development (OECD), as well as in relation to international standards on public integrity.

Another factor justifying legislative action is the need to bring the legislation in line with the Constitutional Court Decision No. 297/2025. In this decision, the Court ruled that the obligation of persons specified by law to submit declarations of assets and declarations of interest must be maintained, but found that publishing them on the websites of the National Integrity Agency and public institutions is not compatible with constitutional requirements regarding the

protection of privacy and personal data. Consequently, the bill aims to amend the legislation so that both the principle of transparency and the fundamental rights enshrined in the Constitution are respected.

Furthermore, the practical experience gained by the National Integrity Agency has highlighted the need to update certain provisions regarding the organization and functioning of the institution, the conduct of evaluation procedures, the use of electronic means of communication, the management of asset and interest declarations, and the operation of the PREVENT System. The evolution of public administration and the accelerated process of digitalization require adapting the regulatory framework to new administrative and technological realities, so that the work of the relevant institutions can be carried out in a more efficient, predictable, and accessible manner.

In this context, this legislative proposal aims to review and harmonize the main legislative acts in the field of integrity, with a view to removing the legislative inconsistencies, clarifying certain inadequately regulated provisions, simplifying administrative procedures, expanding the use of digital tools, and strengthening mechanisms to prevent and fight incompatibilities and conflicts of interest. The proposed legislative solutions aim to create a coherent, modern regulatory framework adapted to the current requirements of public administration, without altering the fundamental principles governing the national integrity system.

The legislative proposal aims to strengthen the regulatory framework on integrity by amending and harmonizing the main legislative acts governing the organization and functioning of the National Integrity Agency, the rules on incompatibilities and conflicts of interest, declarations of assets and interests, as well as mechanisms for preventing conflicts of interest in public procurement procedures. The legislative measures are intended to remove existing inconsistencies, simplify procedures, adapt the legislation to technological developments, and ensure uniform application of integrity rules.

With regard to **Law No. 144/2007**, the proposed amendments aim to update the organization and functioning of the National Integrity Agency in light of the responsibilities it currently exercises. The powers of the management structures are clarified, provisions that have become outdated or inapplicable are removed, and solutions are introduced to enable more efficient administration of the institution’s activities. In addition, internal procedures are adapted to the use of digital tools, and the basis is laid for more efficient human resources management, given the difficulties encountered in filling in integrity inspector positions.

An important chapter concerns **the review of the framework governing declarations of assets and interests.** The draft legislation seeks to bring the legislation in line with Constitutional Court Decision No. 297/2025, while maintaining the obligation to declare assets and interests for the persons covered by law, but adapting the manner in which such declarations are managed and made public in accordance with the requirements concerning the protection of private life and personal data. At the same time, the procedures for submitting and verifying declarations are updated, with greater use being made of electronic platforms and digital communication, with a view to reducing administrative burdens and improving the efficiency of the National Integrity Agency's activities.

The proposal also introduces changes to the **assessment procedures** carried out by the

National Integrity Agency by clarifying procedural stages, updating communication mechanisms and reviewing the provisions governing the application of sanctions and prohibitions. These amendments are intended to enhance the predictability of legal provisions, ensure consistent practice and strengthen procedural safeguards for the persons subject to assessment, without undermining the effectiveness of oversight activities.

With regard to **Law No. 161/2003**, this proposal seeks to harmonize the provisions on incompatibilities and conflicts of interest with legislative developments that have taken place since the adoption of the aforementioned law. Existing overlaps and inconsistencies are removed, the terminology used is updated and certain situations that have given rise to difficulties of interpretation in practice are clarified. These amendments are intended to ensure the consistent application of integrity rules across all categories of persons covered by the law.

Furthermore, amendments are proposed to **Law No. 184/2016 on the PREVENT System**, with a view to adapting the mechanism for preventing conflicts of interest to developments in public procurement legislation and to the digitalization of public administration. The amendments aim to simplify procedures, update the exchange of information between the institutions involved and strengthen the PREVENT System's capacity to identify, at an early stage, situations that may give rise to conflicts of interest, thereby contributing to the efficient and transparent use of public funds.

Taken together, these legislative interventions are intended to establish a more coherent, clearer and more easily applicable regulatory framework, capable of meeting both constitutional requirements and international standards in the field of integrity, as well as the practical needs identified in the activities of the competent institutions.

The adoption of this legislative proposal will strengthen the regulatory framework governing integrity by bringing together and harmonizing the main applicable provisions within a coherent legislative system adapted to current administrative and case-law realities. The proposed amendments seek to remove legislative inconsistencies, clarify provisions that have given rise to difficulties of interpretation and application and update the rules in line with institutional and technological developments over recent years.

At the same time, the proposal lays the basis for improving the efficiency of the National Integrity Agency's activities by simplifying certain administrative procedures, expanding the use of electronic means of communication and adapting assessment and oversight mechanisms to the requirements of a modern public administration. Furthermore, the amendments to the framework governing declarations of assets and interests ensure compliance with constitutional requirements concerning the protection of private life and personal data, without affecting the obligations to submit such declarations or the role of the National Integrity Agency in verifying compliance with integrity rules.

The review of the provisions concerning incompatibilities, conflicts of interest and the PREVENT System contributes to strengthening prevention mechanisms, ensuring the consistent application of legislation and increasing transparency in the exercise of public functions and positions. Moreover, adapting the regulatory framework to developments in public procurement legislation and to the digitalization process enables more effective use of

the tools designed to prevent and identify situations involving conflicts of interest.

Through the solutions it puts forward, the legislative proposal addresses both the obligations undertaken by Romania under the National Recovery and Resilience Plan and the need to bring national legislation into line with the case law of the Constitutional Court and ensure compliance with international standards on public integrity. At the same time, it provides a clearer, more predictable and more easily applicable legislative framework, both for the competent authorities and for the persons to whom the integrity rules apply.

In view of the arguments set out above, we hereby submit this legislative proposal to the Romanian Parliament for debate and adoption thereof under the urgent legislative procedure.

The urgent procedure is required to ensure the timely fulfilment of the commitments undertaken by Romania under the National Recovery and Resilience Plan, namely Benchmark 431 concerning the adoption and entry into force of consolidated legislation in the field of integrity, as well as to bring the regulatory framework in line with Constitutional Court Decision No. 297/2025 within the shortest possible timeframe.

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