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Parliament of Romania

Law no. 144/2007 on the establishment, organisation and functioning of the National Integrity Agency

In force since 28 May 2007

The consolidation of 6 **January 2023** is based on the [republication \(r1\) of the Official Gazette, Part I](#) no. 535 of 3 August 2009

Includes amendments made by the following acts: DCZ [415/2010](#);

L [176/2010](#);

GEO [5/2013](#);

L [153/2017](#);

L [2/2023](#).

Last amendment on 6 January 2023

## CHAPTER I

### General provisions

Repealed

## CHAPTER II

### Implementation of legal provisions on declarations of assets and interests

Repealed

## CHAPTER III

### National Integrity Agency

## SECTION 1

### Organisation and operation

**Art. 13.** (1) The National Integrity Agency is established, autonomous administrative authority, with legal personality, operating at national level, as a single structure, with its headquarters in Bucharest.

(2) The Agency's staff shall consist of the President of the Agency, the Vice-President of the Agency, 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 dignitary with the rank of undersecretary of state, and the function of integrity inspector is a public function with special status.

(3) Repealed

**Article 14.** Repealed

**Article 15.** (1) In carrying out its duties under the law, the Agency shall act in accordance with the principle of operational independence.

(2) The Agency is headed by a president, assisted by a vice-president, appointed by the Senate, on a contest basis, organised by the National Integrity Council. The term of office of the Chairperson and the Vice-Chairperson shall be maintained until the end of the period of their exercise.

(3) In accordance with the principle of operational independence, the Chairperson, Vice-President and Integrity Inspectors shall not request or receive provisions relating to assessments of persons' assets, conflicts of interest and incompatibilities from any public authority, institution or person.

**Article 16.** (1) The financing of current and capital expenditure of the Agency shall be provided in full from the state budget. The draft budget shall be drawn up by the President or, as the case may be, the Vice-President of the Agency, with the approval of the Ministry of Public Finance, and shall be submitted to the Government, in order to be included separately in the draft state budget subject to approval by law.

(2) The President of the Agency shall be the principal authorising officer. Where the function of President of the Agency is vacant and in any other cases where the Chairperson is unable to perform his duties, the status of principal authorising officer shall be exercised by the Vice-President of the Agency or the Secretary-General of the Agency.

(3) The maximum number of posts for the Agency is 200 and can be amended by the law on the state budget, at the proposal of the President of the Agency.

(4) The organisational structure of the Agency, the tasks, tasks and responsibilities of the staff in its own apparatus shall be established by the Rules of Organisation and Operation, approved by order of the President of the Agency, and shall be published in the Official Gazette of Romania, Part I.

**Article 17.** Repealed

## Section 2

### Staff Regulations of the Agency

**Art. 18.** (1) The person who fulfils the conditions laid down in Article 19 [\(2\) may be appointed as](#) an integrity inspector.

(2) The appointment of integrity inspectors is made on the basis of a competition or examination, organised according to the regulation approved by decision\*) of the National Integrity Council, on the proposal of the President of the Agency, and published in the Official Gazette of Romania, Part I, as well as on the Agency's website.

(3) The appointment of the integrity inspector, other civil servants and contract staff respectively is made in accordance with Law No 188/1999 [on](#) the Staff Regulations of Civil Servants, republished, as amended, Government Emergency Order No 24/2000 [on](#) the system for setting basic salaries for contract staff in the budgetary sector, approved by Law No 383/2001, as amended, and Law No 53/2003 -Labour [Code](#), as amended.

(4) The staff of the Agency shall be prohibited from expressing their opinion publicly on cases pending before the Agency.

(5) The staff of the Agency shall not disclose the data or information to which they had access other than under the law. This obligation is maintained for 5 years and after the cessation of activity, under penalty of criminal law.

(6) The Agency's staff are civil, disciplinary, contraventional, administrative and criminal, in accordance with the law.

\*) See Decision No 3/2008 of the National [Integrity Council](#) approving the [Rules](#) for conducting the competition or examination for the position of integrity inspector within the National Integrity Agency, published in the Official Gazette of Romania, Part I, No 116 of 14 February 2008, as amended.

**Article 19.** (1) The President and Vice-President of the Agency shall be appointed by the Senate for a term of 4 years, which may not be renewed, following the competition organised in accordance with this law.

(2) The person who fulfils all of the following conditions may be appointed as Chairperson or Vice-Chair of the Agency:

a) is a Romanian citizen;

b) has full exercise capacity;

c) has higher legal or economic studies certified according to the law;

d) does not or has not been part of any political party, party or political alliance in the last 3 years;

was not an agent or collaborator of the intelligence services before 1990, was not and is not an operative, including covered, informant or collaborator of the intelligence services;

f) has not been convicted for intentional crimes, for which rehabilitation has not occurred, and which render it incompatible with the function of public dignity, and has no fiscal record;

g) is medically and psychologically fit to perform the function.

(3) Proof of fulfilment of the conditions referred to in paragraph (2) [letters d\)](#) and [e\)](#) shall be provided on the basis of the declaration on his own responsibility, authenticated by a notary public.

**Art. 20.** (1) Within 5 days from the approval of the Rules for conducting the competition or examination, the Council shall make public the opening of the selection procedure of the President or Vice-President, by publishing a notice on the Agency's website, in at least 3 newspapers with national coverage and in the Official Gazette of Romania, Part III. The financing of the expenses incurred in organising and conducting the competition or examination with a view to the appointment of the President or Vice-President of the Agency, as appropriate, shall be ensured by the latter.

(2) Applications accompanied by supporting documents shall be submitted, within 30 days from the publication of the notice, to the human resources department of the Agency.

**Article 21.** (1) Within 10 days from the expiry of the deadline for submitting applications, the National Integrity Council shall verify compliance with the conditions laid down in Article 19 [\(2\)](#) and shall carry out the selection of the candidates' files.

(2) Within 30 days of completion of the checks, candidates who meet the conditions laid down in Article [19\(2\)](#) shall submit a competition.

**Article 22.** (1) The conditions and procedure for conducting the competition shall be laid down by regulation.

(2) The rules for conducting the contest or examination shall be approved by decision\*) of the National Integrity Council and published in the Official Gazette of Romania, Part I, and on the Agency's website within 15 days from the establishment of the Council.

(3) The competition themes and the composition of the commissions for organising the competition, the elaboration of subjects, the correction of the works and the settlement of appeals shall be established by decision of the National Integrity Council and shall be published on the Agency's website.

- (4) The contest or exam consists of a written test and an interview.
- (5) The subjects of competition in the written test shall be established on the basis of the subject matter of the competition, so as to reflect both the specialised knowledge of the candidates, as well as the qualities of leadership and organisation. Subjects are each scored with points from 1 to 100.
- (6) To be admitted, candidates must score a minimum score of 70 points on each subject.
- (7) Appeals shall be submitted within two days from the display of the results and shall be resolved within two days from the expiry of the deadline for submission.
- (8) Candidates who have obtained the minimum mark referred [to in paragraph \(6\)](#) shall hold an interview before the National Integrity Council within 5 days from the settlement of the appeals.
- (9) The results of the contest are validated by the National Integrity Council within 15 days from the resolution of the appeals.
- (10) Within 10 days from the submission of applications, the organising committee of the competition asks the National Council for the Study of the Securitate Archives to verify and communicate its membership or collaboration with the intelligence services before 1990. The results of the checks shall be attached to the candidate's file.
- \*) See Decision of the National Integrity Council no. [2/2007 approving](#) the [Rules](#) for conducting the competition or examination for the positions of President and Vice-President of the National Integrity Agency, published in the Official Gazette of Romania, Part I, no. 479 of 17 July 2007, as amended.

**Article 23.** The appointment of successful candidates shall be made by the Senate within 15 days from the validation of the results of the competition, according to the regulations.

**Article 24.** (1) Within 5 days from the validation of the contest or examination, the President and the Vice-President of the Agency shall take the following oath before the Senate: I swear to respect the [Constitution](#) and the laws of the country, to defend the fundamental rights and freedoms of the person, to carry out my duties with honor, conscience and without bias. May God help me!" or, as the case may be, say the following formula: "I compel myself to respect the Constitution and the laws of the country, to defend the fundamental rights and freedoms of the person, to carry out my duties with honor, conscience and without bias."

(2) The refusal to take the oath or to pronounce the formula shall render the appointment null and void.

**Article 25.** The Chairperson and Vice-President of the Agency may be dismissed in the following circumstances:

- a) Resignation;
  - b) managerial incapacity, established in accordance with the provisions of [Article 26\(2\)](#);
  - c) final conviction for committing a crime;
  - d) where non-compliance with the legal provisions on conflict of interest, incompatibilities regime is found or where the confiscation of part of the property or of a specific property is ordered;
- failure to comply with any of the conditions laid down in [Article 19\(2\)](#).

**Article 26.** (1) In the situations referred to in [Article 25](#), the Senate shall, by decision, release from office, at the proposal of the National Integrity Council.

(2) The determination of the situation referred to in Article 25 [\(b\)](#) shall be made by a committee composed of five members appointed by the Council, on a proposal from the President of the Council, who, on the basis of the independent external audit report referred to in paragraph [\(3\)](#), ensures the assessment of the managerial capacity of

the Agency's functions. The conclusions of the evaluation committee shall be submitted to the Council and submitted to the Senate by the President of the Council.

(3) The Senate may order an independent annual external audit report.

(4) The determination of the situations referred to in [Article 25\(c\)](#) and ( [e](#) ) shall be made by the National Integrity Council, ex officio or at the notification of any person.

**Article 27.** The functions of President and Vice-President of the Agency shall be incompatible with any other public or private office, with the exception of teaching functions or activities exclusively in higher education.

**Article 28.** (1) The main tasks of the President of the Agency shall be the following:

a) organises, coordinates, directs and controls, within the limits of the law, the current activity of the Agency;

b) approve the state of functions and personnel;

c) appoints, by order, the staff of the Agency, in accordance with the law;

d) exercise disciplinary action against subordinate personnel;

ensure the publication of the Agency's annual activity report and the independent external audit on the Agency's website;

f) submit to the Council, quarterly or at its request, whenever necessary, the information on the Agency's activity;

g) represents the institution in relation to any other public or private institution or natural person;

ensure the preparation of the strategy on the procedures for assessing wealth, conflicts of interest and incompatibilities by the Agency, also taking into account the recommendations of the Council; the strategy shall be drawn up annually and submitted for approval to the Council;

l) issue orders and instructions;

j) performs any other duties provided by law.

(2) The Vice-President of the Agency shall exercise the powers provided for in this Law or entrusted by the President of the Agency. If the President of the Agency is unable to perform his or her duties or is vacant, the Vice-President shall exercise all the duties referred [to in paragraph 1](#).

(3) The President, the Vice-President and the Secretary-General of the Agency shall not carry out operational tasks relating to assessments of persons' wealth, conflicts of interest and incompatibilities.

**Art. 29.** (1) The salary and other rights of the Agency's staff shall be established taking into account the importance, responsibility, complexity and specificity of the activity carried out, the prohibitions and incompatibilities provided by the law, aiming to guarantee its independence and autonomy, according to the law.

(2) The President and Vice-President of the Agency are paid according to Annex XI [to Framework](#) Law No 330/2009 on the unitary remuneration of staff paid from public funds and benefit from other bonuses, prizes and salary rights provided by law for integrity inspectors.

(3) Repealed

(4) The Agency shall bear, for members of the Council, travel expenses from home, if their domicile is in a locality other than the municipality of Bucharest, as well as the other expenses necessary for travelling within the country and abroad, in the interest of achieving the objectives of this law, within the limits of the approved budget.

(5) Members of the Council shall be entitled to a monthly allowance equal to 20 % of the monthly allowance of the President of the Agency, and the President of the Council shall have a monthly allowance higher by 10 % than the allowance to be granted to the members of the Council.

**Art. 29<sup>1</sup>.** Repealed

**Art. 30.** (1) The security of the Agency's premises, the assets and their belongings, the supervision of access and the maintenance of the internal order necessary for the normal conduct of the activity in these premises shall be ensured, free of charge, by the Romanian Gendarmerie, through its specialised structures.

(2) The staff of the gendarmes and the funds necessary to ensure the security and protection of the objectives and staff of the Agency shall be established by Government decision, at the proposal of the President of the Agency. The establishment of guards with officers of gendarmes will be carried out only to the extent that the staff and the financial funds necessary for the provision of this service will be increased. The method of using the staff of the gendarmerie to ensure the security and protection of the objectives and staff of the Agency shall be established by protocol concluded between the Ministry of Administration and Interior and the Agency.

**Art. 31.** (1) Preventive arrest of the President, Vice-President or an Integrity Inspector of the Agency shall entail legal suspension from his position.

(2) Within 24 hours from the date on which the measures referred to in paragraph [\(1\)](#) were ordered, the prosecutor or, as the case may be, the judge shall communicate the solution ordered to the Agency and, where appropriate, to the National Integrity Council.

(3) The suspension from office shall be noted by the National Integrity Council for the President and Vice-President of the Agency and by the President of the Agency for subordinated staff. It shall be communicated to the person concerned.

(4) If the President and Vice-President of the Agency are suspended from office, the National Integrity Council delegates the management tasks to an integrity inspector. The interim shall cease on the date of the return to office of the holders or on the date of appointment of other persons.

(5) If the preventive arrest measure is ordered to be revoked, the suspension shall cease and the person concerned shall be reinstated in the position previously held and shall be paid the salary rights related to the period of suspension.

**Article 32.** (1) The quality assessment of the Agency's management shall be carried out annually through an independent external audit.

(2) The financing of the audit referred [to in paragraph 1](#) shall be made from the Agency's budget. The selection of the entity that will carry out the audit is done in compliance with the legal provisions on public procurement.

(3) Public sector entities or private sector entities in which the State is a shareholder may not participate in the procurement procedure.

**Art. 33.** (1) The audit report shall be drawn up in the first 3 months of the year and shall include, in a mandatory manner, recommendations on the performance of managerial tasks, efficient organisation, behaviour and communication, the assumption of responsibilities by the Agency's management, as well as recommendations on the need to reduce or, where appropriate, supplement the Agency's posts.

(2) Within 5 days of receipt of the audit report, the President of the Agency shall communicate to the National Integrity Council.

**CHAPTER IV**  
**National Integrity Council**

**Art. 34.** The National Integrity Council, hereinafter referred to as the Council, is the representative body under parliamentary control exercised by the Senate, with non-permanent activity, which performs the duties provided by this law.

**Article 35.** (1) The Council shall be appointed by the Senate and shall consist of a number of members appointed as follows:

- a) one member appointed by each parliamentary group in the Senate, plus the group of national minorities in the Chamber of Deputies;
- b) a representative of the Ministry of Justice and Citizens' Freedoms and a representative of the Ministry of Public Finance;
- c) a representative of the National Union of County Councils of Romania, designated by the General Assembly, according to the statute;
- d) a representative of the Association of Municipalities of Romania, designated by the General Assembly, according to the statute;
- e) a representative of the Association of Cities of Romania, designated by the General Assembly, according to the statute;
- f) a representative of the Association of Commons of Romania, designated by the General Assembly, according to the statute;
- g) a representative of senior civil servants and a representative of civil servants, appointed by the National Agency of Civil Servants;
- h) a representative appointed by common agreement of the associations of magistrates, legally constituted;
- l) a representative appointed by civil society organisations legally constituted, active in the field of human rights, legal or economic-financial.

(2) The entities referred [to in paragraph \(1\)](#) shall appoint their representatives to the Council within 20 days from the date of entry into force of the law. The Council shall be validly constituted if at least half plus one of its members are appointed by the entities referred [to in paragraph 1](#).

(3) The entities [referred to in paragraph 1](#) shall appropriately designate one alternate.

(4) Within 5 days of the designation by the entities referred to in paragraph [\(1\)](#) of the members of the Council, the Senate shall convene the meeting establishing the Council. The meeting is legally constituted if at least half plus one of the members of the Council participates.

**Article 35<sup>1</sup>.** (1) The person who cumulatively fulfils the following conditions may be appointed as a member of the National Integrity Council:

- a) is a Romanian citizen;
  - b) has full exercise capacity;
  - c) has higher education certified according to the law;
- was not an agent or collaborator of the intelligence services before 1990, was not and is not an operative, including covered, informant or collaborator of the intelligence services;



e) it has not been definitively found that he was in a state of incompatibility, conflict of interest or that there were significant differences of more than EUR 10,000;

f) has not been convicted for intentional crimes, for which rehabilitation has not occurred, and does not have a fiscal record;

g) is medically and psychologically fit to perform the function.

(2) Proof of fulfilment of the conditions referred to in paragraph (1) [letter d](#)) shall be provided on the basis of the declaration on his own responsibility, authenticated by a notary public.

**Art. 36.** (1) The President of the Council shall be elected from among its members, by secret vote of at least half plus one of the members, within 5 days from the date of the Council's founding meeting.

(2) The President of the Council may be revoked by secret ballot of at least two-thirds of the total number of members of the Council, if he has violated the Constitution and the laws of the country or performed in bad faith the duties assigned to him by his office.

**Article 37.** (1) The term of office of the members of the Council shall be 4 years.

(2) The term of office of a member of the Council shall cease on the date of appointment of the new members, in compliance with [the provisions of paragraph \(1\)](#).

(3) The mandate of a member shall terminate, before the term, by revocation by the Senate, for failure to fulfil legal duties, by resignation or in the event of death. It represents the failure of legal duties and if a member of the Council is absent unreasonably at 3 consecutive meetings or at any 6 meetings of the Council in the course of a year.

(4) The alternate shall participate fully in the meetings of the Council in the absence of the member of the Council whom he/she replaces.

(5) In the cases referred to [in paragraph \(3\)](#), the appointment of new members of the Council or, as the case may be, their alternates shall be made in accordance with the provisions [of Article 35\(1\)](#) and [\(3\)](#).

(6) Between the 90th day and the 30th day before the expiry of the Council's term of office, the members of the future Council will be appointed.

**Art. 38.** (1) The meetings of the Council shall be public.

(2) The Council shall have the following tasks:

a) proposes to the Senate the appointment and removal from office of the President and Vice-President of the Agency;

b) notes the suspension from office of the President and Vice-President of the Agency;

c) approves by decision the regulations of organisation and functioning of the Council and Council commissions, as well as internal rules of conduct;

d) approves the rules governing the competition or examination for the appointment of the President and Vice-President of the Agency, as well as the subject matter and the composition of the commissions for organising the contest or examination, elaborating the subjects, correcting the works and solving the appeals, adopting decisions in this regard;

e) analyse the information and reports submitted by the President of the Agency regarding its activity, quarterly or whenever requested by the Council, through its President;

f) makes recommendations regarding the strategy and work of the Agency for assessing wealth, conflicts of interest and incompatibilities;

g) examine the annual audit report referred to in [Article 33](#);

h) submit to the Senate, annually and whenever it deems necessary, a report on the Agency's activity;



l) any other powers provided by law.

**Art. 38<sup>1</sup>.** The activity of evaluating the wealth, interests and incompatibilities for the President and Vice-President of the Agency, as well as for its staff, is carried out, under the conditions of this law, by an evaluation committee of the National Integrity Council, composed of 5 members appointed by the Council, on the proposal of the President of the Council.

**Article 39.** Members of the Council shall, in the exercise of their duties, refrain from publicly expressing or manifesting their political beliefs concerning the work of the Council or the Agency, and shall not favour any political party or organisation to which the same legal regime applies to political parties.

**Art. 40.** (1) The Council shall meet monthly or whenever necessary.

(2) The Council shall be convened by the President of the Council or by a number of members representing at least one quarter of its members.

(3) The Council shall work in the presence of at least two-thirds of its members and shall take decisions by a simple majority of the members present.

(4) The Council Secretariat shall be provided by the designated staff of the Agency and for this activity the members of the Secretariat shall be entitled to a monthly allowance equal to 5 % of the monthly allowance of the President of the Agency.

(5) The work of the Council shall, as a rule, take place at the Agency's premises.

## **CHAPTER V**

### **Declaration of wealth and interests**

**Repealed**

## **CHAPTER VI**

**Repealed**

## **CHAPTER VII**

### **Other sanctions**

**Repealed**

## CHAPTER VIII

### Transitional and final provisions

**Article 58.** No later than 30 days after the date of entry into force of this law, according to Article 62(1)( [b](#)), the documents in the archive held at the commissions provided by Law No [115/1996](#), as subsequently amended and supplemented, shall be handed over, on the basis of minutes, to the Agency. The cases in which the checks are ongoing will continue to be resolved by the wealth research commissions, according to Law [no. 115/1996](#), as subsequently amended and supplemented.

**Article 59.** To fill the functions of President and Vice-President of the Agency, documents shall be deposited with the Council.

**Art. 60.** Within 30 days from the date of entry into force of this law, the persons designated in accordance with Article [10](#) shall ensure the implementation of the provisions of this law and shall introduce in the internal regulations detailed provisions regarding the declaration of wealth, the declaration of interests and incompatibilities, adapted to the specifics of the respective institution, which shall be brought to the attention of all employees together with the provisions of this law.

**Article 61.** The fines imposed under this law shall constitute revenue to the state budget.

**Article 62.** (1) This law shall enter into force:

a) 3 days after publication in the Official Gazette of Romania, Part I\*), as regards Chapters III and IV, concerning the National Integrity Agency and the National Integrity Council;

\*) Law [no. 144/2007](#) on the establishment, organisation and functioning of the National Integrity Agency was published in the Official Gazette of Romania, Part I, no. 359 of 25 May 2007.

B) 6 months after publication in the Official Gazette of Romania, Part I, as regards Chapters I, II and V-VII.

(2) The National Integrity Council shall be designated no later than 30 days after the entry into force of this law, according to paragraph (1) [letter a](#)).

(3) The President and Vice-President of the Agency shall be appointed by the Senate, in accordance with this law.

(4) The Agency shall operate with 28 posts until it becomes operational, with the deadline laid down [in paragraph 1](#). Until December 15, 2007, the Ministry of Economy and Finance, the Ministry of Justice, the Ministry of Interior and Administrative Reform, the Ministry of Labour, Family and Equal Opportunities\*), the National Agency for Fiscal Administration and the National Agency of Public Officials will second persons who will carry out operations related to the establishment, organisation and functioning of the Agency. On the date on which the Agency becomes operational, these persons may, with the agreement of the President of the Agency, choose to carry out their activities within the Agency by transfer, according to the law.

\*) According to Government Emergency Ordinance no. 221/2008 [establishing](#) reorganisation measures within the central public administration, published in the Official Gazette of Romania, Part I, No 882 of 24 December 2008, in the normative acts in force the names of the Ministry of Economy and Finance, the Ministry of Justice, the Ministry of Interior and Administrative Reform and the Ministry of Labour, Family and Equal Opportunities were replaced by the names of the Ministry of Public Finance, the Ministry of Justice and Citizens' Freedoms, the Ministry of Administration and Interior and the Ministry of Labour, Family and Social Protection.

(5) The institutions referred [to in paragraph 4](#) shall designate the seconded staff as follows:

a) Ministry of Economy and Finance — 4 persons;

- b) Ministry of Justice — 6 persons;
- c) Ministry of Interior and Administrative Reform — 5 persons;
- d) Ministry of Labour, Family and Equal Opportunities — 4 persons;
- e) National Agency for Fiscal Administration — 6 persons;
- f) National Agency of Civil Servants — 3 persons.

(6) In order to comply with [the provisions of paragraphs \(2\) to \(5\)](#), the Government shall allocate the financial, material and logistical resources for the operation of the Agency, no later than 20 days after the entry into force of this law, in accordance with paragraph (1) (a). Within the same period, the Government and the local public administration authorities will take measures to ensure the Agency's headquarters.

(7) The first evaluation of the Agency's activity shall be made from the term of office of the President, appointed in accordance with Article 23.

**Article 63.** (1) On the date of entry into force of this law, in accordance with Article 62(1)(b), the following shall be repealed:

articles 1, 2, 3(2) and (3), 4-9, 11-13, 14(1), 15(b), 16(2), 19, 21-23, 32, 35, 36, 38 and 39 of [Law No 115/1996](#), as amended;

b) Chapter I 'General provisions', paragraphs (3) to (7) of Articles 73, 74(3) and (4) of Article 76 of Chapter II 'Conflict of Interest' and Articles 112 and 113 of Chapter VI 'Common Provisions' of Title IV 'Conflict of interests and regime of incompatibilities in the exercise of public dignities and public functions' of Book I 'General Regulations for the Prevention and Fight against Corruption' of Law No 161/2003, published in the Official Gazette of Romania, Part I, No 279 of 21 April 2003, as amended;

Article 54(1) of Law No 393/2004 [on the](#) status of local elected representatives, published in the Official Gazette of Romania, Part I, No 912 of 7 October 2004, as amended.

(2) The provisions on incompatibilities provided for in Articles 80 to 110 of Chapter III, Title IV, Book I, and those laid down in Articles 115-117 of Chapter VII, Title IV, Book I of Law No 161/2003, as amended, are and remain in force.

(3) The provisions of this law concerning the verification of conflicts of interest and the finding of incompatibilities shall not apply to magistrates in the work of resolving cases pending before the courts and prosecutor's offices attached to them, in respect of which the conflict of interest or the finding of incompatibilities has been invoked.

**Article 64.** Law No [115/1996 on](#) the declaration and control of the assets of dignitaries, magistrates, persons with management and control positions and civil servants, published in Official Gazette of Romania, Part I, No 263 of 28 October 1996, as amended, shall be amended as follows:

1. Article 14(2) shall read as follows:

“(2) The dismissal order shall be communicated to the parties and to the competent public prosecutor's office and to the county directorate-general of public finances in whose area the person whose property is subject to verification is domiciled.”

2. Article 16(1) shall read as follows:

**Article 16.** (1) The President of the Court of Appeal or the President of the Administrative and Tax Litigation Section, receiving the case, shall fix the term of judgment, according to the law, and shall order the summoning of all parties

who have been summoned to the Agency. The state, through the Ministry of Public Finance, will always be summoned to court. The participation of the prosecutor and the National Integrity Agency is mandatory.

3. Article 20 shall read as follows:

“**Article 20.** The judgments of the court of appeal — the administrative and tax section may be appealed by interested parties, by the Agency and the prosecutor, within 15 days of communication, to the High Court of Cassation and Justice — Administrative and Tax Litigation Section.

4. Throughout Law No 115/1996, [the](#) term “research commission” is replaced by the name “National Integrity Agency”.

## ANNEX

### BASIC SALARIES for staff in the functions of integrity inspector

| No. crt. | The civil service   | Class | Professional degree | Pay grade | Basic salary — lei — |
|----------|---------------------|-------|---------------------|-----------|----------------------|
| 1.       | Integrity inspector | I     | Superior            | 1         | 3.500                |
|          |                     | I     | Superior            | 2         | 3.200                |
|          |                     | I     | Superior            | 3         | 3.000                |
|          |                     | I     | Main                | 1         | 2.700                |
|          |                     | I     | Main                | 2         | 2.500                |
|          |                     | I     | Main                | 3         | 2.300                |
|          |                     | I     | Assistant           | 1         | 2.000                |
|          |                     | I     | Assistant           | 2         | 1.700                |
|          |                     | I     | Assistant           | 3         | 1.500                |
|          |                     |       | Debutant            | -         | 1.100                |