

Romanian National Securities Commission (C.N.V.M.)

EXECUTIVE ORDER No 8/ 11.03.2010¹

According to the provisions of Article 2 and Article 7, paragraphs (1) and (10) of the Statute of the Romanian National Securities Commission adopted by Government Emergency Ordinance no 25/2002 as approved and amended by the Law no 514/2002, and amended and completed by Law no 297/2004 on the capital market, as further amended,

according to the Decisions of the Parliament of Romania no. 37/27.06.2005, no. 69/12.09.2007, no. 71/03.10.2007 and no. 2/14.01.2010,

taking into account the public Statements / Recommendations issued by MONEYVAL Committee (Committee of Experts on the Evaluation of Anti-Money Laundering Measures and the Financing of Terrorism) and the public Statements / Recommendations issued by the Financial Action Task Force,

in compliance with the provisions of Law no. 656/2002 for prevention and sanctioning money laundering, as well as for prevention and combating terrorism financing acts, as further amended, and the provisions of the Government Emergency Ordinance no. 202/2008 on the enforcement of the international sanctions, as further amended,

according to the review conducted by the directorates of specialty and the debates during the meeting of 10.03.2010, the Romanian National Securities Commission hereby

DECIDES

Art. 1. The entities authorized, regulated and supervised by C.N.V.M. shall have and update a Web page.

Art. 2. In order to ensure clients are informed with regard to the prevention and combating of money laundering and financing of terrorism acts, the entities provided for in Article 1 and which fall under the provisions of the *Law no. 656/2002 for prevention and sanctioning money laundering, as well as for prevention and combating terrorism financing acts, as further amended*, shall create on their own Web page a section which shall include at least:

- a) Public Statements issued by MONEYVAL Committee;
- b) Public Statements issued by the Financial Action Task Force (GAFI/F.A.T.F.);
- c) Warnings referring to any news appeared in the field of the prevention and combating of money laundering and terrorism financing acts;

¹ DISCLAIMER

While the Romanian National Securities Commission takes reasonable measures to ensure the quality of the English translations, they are to be regarded as unofficial translations for information purposes and only the Romanian documents have legal validity.

d) Links to the Web pages of the Financial Action Task Force (GAFI/F.A.T.F.) - (www.fatf-gafi.org), the MONEYVAL Committee – (www.coe.int/moneyval) and the National Office for Prevention and Control of Money Laundering (O.N.P.C.S.B.) – (www.onpcsb.ro);

Art. 3. The entities provided for in Article 1 and which fall under the provisions of the Government Emergency Ordinance no. 202/2008 on the enforcement of the international sanctions, as further amended, shall create on their own Web pages a separate section regarding the international sanctions, which shall include at least one link to the “*international sanctions*” section in the Web page of C.N.V.M.

Art. 4. The entities provided for in Article 1 and which fall under the provisions of the *Law no. 656/2002, as further amended*, shall acknowledge the documents provided for in letters a), b) and c) of Article 2, published by C.N.V.M. on its own Web page, and they shall identify and take special care of the business relationships and the transactions with persons and financial institutions in the jurisdictions specified in the relevant documents.

Art. 5. Within 30 working days since the date of coming into force of this Executive Order, the entities provided for in Article 1 shall implement the provisions of this Executive Order.

Art. 6. The failure to comply with the provisions of this Executive Order shall be sanctioned in accordance with Title X of the Law no. 297/2004 on the capital market, as further amended.

Art. 7. This Executive Order shall come into force at the date of its publishing in the C.N.V.M. Electronic Newsletter on the website www.cnvmr.ro.

Art. 8. The General Supervision Directorate , the Information Technology Department and the CEO shall monitor the putting into execution of this Executive Order.

PRESIDENT
Prof. univ. dr. Gabriela ANGHELACHE