

REGULATION no. 16/2014

on the Financial Supervisory Authority's revenues

Pursuant to the provisions of Art. 3 Para (1) Letter b), in conjunction with the provisions of Art. 6 Para. (2), Art. 14, Art. 18 Paras (1) and (2) and Art. 28 of Government Emergency Ordinance No. 93/2012 on the establishment, organisation and operation of the Financial Supervisory Authority, approved as amended and supplemented by Law No. 113/2013, as subsequently amended and supplemented,

In accordance with Art. 13 of the Statute of the National Securities Commission, approved by Government Emergency Ordinance No. 25/2002, approved as amended and supplemented by Law No. 514/2002, as subsequently amended and supplemented, Art. 10 Para (1) of Law No. 32/2000 on insurance activity and supervision of insurance, as subsequently amended and supplemented, Art. 14, Art. 57 Para (1) Letter g), Art. 72 Para (2) Letter k) and Art. 78 Para (2) Letter h) of Law No. 411/2004 on privately managed pension funds, republished, as subsequently amended and supplemented, Art. 17 of Government Emergency Ordinance No. 50/2005 on the establishment, organisation and operation of the Private Pension System Supervisory Commission, approved as amended and supplemented by Law No. 313/2005, as subsequently amended and supplemented, and Art. 28 Para (1) of Law No. 204/2006 on voluntary pensions, as subsequently amended and supplemented,

Further to the deliberations of the Financial Supervisory Authority's Board held in the meeting of 19 November 2014,

The Financial Supervisory Authority hereby issues this regulation

CHAPTER I
General Provisions

Art. 1. - (1) This regulation lays down the revenues constituted as the Financial Supervisory Authority's own funding sources, hereinafter referred to as ASF, in accordance with the provisions of Art. 18 Paras (1) and (2) of Government Emergency Ordinance No. 93/2012 on the establishment, organisation and operation of the Financial Supervisory Authority, approved as amended and supplemented by Law No. 113/2013, as subsequently amended and supplemented, hereinafter referred to as *GEO No. 93/2012*.

(2) This regulation shall apply to all entities authorised, regulated and/or supervised by ASF, in accordance with the legal provisions applicable to the scope of exercise of the duties referred to in Art. 2 Para (1) of *GEO No. 93/2012*, and also to

natural and/or legal persons requesting ASF to issue an individual act, and/or for the supply of services to supervised entities or third parties.

(3) The provisions of this regulation shall not apply to the Policyholders' Guarantee Fund.

Art. 2. - (1) The terms and expressions used herein shall have the meanings provided in the specific legislation referred to in Art. 2 of GEO No. 93/2012, applicable to the sector of financial supervision.

(2) Also, for the purposes of this regulation, the terms and expressions below shall have the following meanings:

a) *CEDAM* – database of compulsory insurance against civil liability for prejudices caused by vehicle accidents (RCA), concluded within the territory of Romania;

b) *sector of financial supervision* – financial investment and instruments sector, insurance-reinsurance sector, and the private pension system sector;

c) *own funding sources* – revenues from dues, tariffs, contributions and fees due to ASF, and any other income from other sources, under the law, for the exercise of the authorisation, regulatory, supervisory and control duties in the three sectors of financial supervision;

d) *supervised trading systems* – regulated markets, alternative trading systems and other trading systems organised and supervised by ASF.

CHAPTER II

Categories of revenues related to ASF funding

SECTION 1

Income from fees applicable to transactions with financial instruments and offers of securities to the public

Art. 3. - (1) The fees and tariffs related to the transactions carried out in the supervised trading systems are indicated under Items 1 and 2 of Annexe No. 1 and shall be incurred by:

a) purchaser, for financial instruments, other than financial derivative instruments;

b) each contracting party, for financial derivative instruments.

(2) The amounts deriving from fees and tariffs referred to in Para (1) shall be calculated on a daily basis by:

a) market operators, for transactions carried out on the regulated markets operated by them;

b) system operators, for transactions carried out in alternative trading systems operated by them.

(3) Market and system operators must collect from all participants trading in the trading systems operated by them the amounts representing the fee/tariff referred to in Para (1), applied to the value of daily transactions/contracts, and make the corresponding payments, in accordance with Art. 35 Paras (1) and (2).

(4) All participants trading in the supervised trading systems must pay the amounts due to ASF to market/system operators no later than the 10th day of each calendar month, corresponding to the transactions of the previous month.

Art. 4. - (1) The level of the fee charged by ASF for monitoring the transactions carried out outside the supervised trading systems, except for transactions with financial derivative instruments, is indicated under Item 3 of Annexe No. 1.

(2) The amounts deriving from the fee referred to in Para (1) shall be incurred by the purchaser and shall be calculated on a daily basis by central depositories based on the information received from the participants in the clearing-settlement system and registry or, where applicable, from custodian agents settling the transactions carried out outside the regulated market/alternative trading systems.

(3) The participants or, where applicable, custodian agents referred to in Para. (2) must collect from all clients for whom they carry out or settle transactions outside the trading systems supervised by ASF the amounts representing the fee referred to in Para. (1), applied to the value of daily transactions, and make the corresponding payments, in the accounts of central depositories, no later than the 10th day of each calendar month, corresponding to the transactions in the previous month.

(4) Central depositories referred to in Para. (2) must collect from participants or, where applicable, custodian agents, the amounts referred to in Para. (3) and make the corresponding payments, in accordance with Art. 35 Paras. (1) and (2).

Art. 5. – The amounts deriving from the tariffs charged for monitoring the transactions with financial instruments outside the trading systems supervised by ASF, referred to in Item 4 of Annex No. 1, shall be calculated and withheld monthly by the intermediaries from each client, and shall be paid by them in accordance with Art. 35 Paras (1) and (2).

Art. 6. - (1) The level of the fees charged by ASF for public sale offerings are set out in Item 5 of Annexe No. 1.

(2) The fees referred to in Para (1) shall be applied to the value determined on the basis of the subscriptions made within the public sale offering. The offeror shall make the payment upon the closing of the offer, in accordance with Art. 35 Paras (1) and (2).

(3) Proof of payment of the amount referred to in Para (2) shall be submitted to ASF together with the report on the results of the offer.

(4) The provisions of Paras (1)-(3) shall not apply in the case of the offers exempted from the publication and drawing up of the prospectus, referred to in Art. 15 of Regulation No. 1/2006 on issuers and operations with securities, approved by Order No. 23/2006 issued by the National Securities Commission, as subsequently amended and supplemented, hereinafter referred to as *CNVM Regulation No. 1/2006*.

Art. 7. - (1) The level of the fees charged by ASF for public purchase offers and takeover bids is set out in Item 6 of Annexe No. 1.

(2) The fees referred to in Para (1) shall apply to the value of the public purchase offer and of the takeover bid, determined by the multiplication of the offering price by the difference between the number of shares held by the offeror and by the

persons with whom it acts in concert, after closing the offer, and the number of shares held by the offeror and by the persons with whom it acts in concert, upon making the offer. The offeror shall make the payment upon the closing of the offer in accordance with Art. 35 Paras (1) and (2).

(3) Proof of payment of the amount referred to in Para (2) shall be submitted to ASF together with the report on the results of the offer.

SECTION 2

Income from Fees and Charges applicable for the operation/management/supervision of undertakings for collective investment, private pension funds, insurers/reinsurers and insurance/reinsurance brokers

Art. 8. - (1) The level of the monthly fee charged by ASF on the value of the net assets registered by undertakings for collective investment (UCI), and by undertakings for collective investment in transferable securities (UCITS) or by other undertakings for collective investment/alternative investment funds (NON-UCITS/AIF), whose home state is Romania and which are registered with ASF, is set out in Item 1 Letter a) of Annex No. 2.

(2) The basis of calculation, to which the fee referred to in Para (1) is applied, shall be, where applicable, the value of the net assets of a UCITS or the value of the net assets of NON-UCITS/AIF registered with ASF, calculated by the investment management company (SAI), by the alternative investment fund managers (AIFM), by the self-managed investment company or by self-managed NON-UCITS/AIF, where applicable, and certified by the depositary for the last working day of each calendar month.

(3) The payment of the amounts due to ASF by the entities referred to in Para (1) shall be made monthly, in accordance with the provisions of Art. 35 Paras (1) and (2).

(4) The amounts deriving from the fee referred to in Para (1) shall be paid by SAI for UCITS and NON-UCITS managed by them, by UCITS and self-managed NON-UCITS or by AIFM for NON-UCITS/AIF managed by them, where applicable.

(5) The amount due to ASF, in the case of newly launched UCI in the course of a month, inclusively those denominated in foreign currencies, shall be calculated proportionally to the number of days of activity, and shall be determined according to the formula: value of net assets/30 days x number of days of activity x fee level, where the level of the fee is that set out in Item 1 Letter a) of Annexe No. 2.

(6) The reference exchange fee based on which the calculations referred to in Paras (2) and (5) are made in the case of UCI denominated in foreign currencies shall be that communicated by the National Bank of Romania (NBR) on the date corresponding to the date of the net assets used in determining the amounts due to ASF in accordance with Paras (2) and (5).

Art. 9. - (1) The administrator of a privately managed pension fund shall pay a monthly operation fee to ASF as of the authorisation date of the fund and throughout its duration, in accordance with Item 1 Letters b) and c) of Annexe No. 2.

(2) The administrator of a voluntary pension fund shall pay a monthly management fee to ASF as of the authorisation date of the fund and throughout its duration, in accordance with Item 1 Letters d) and e) of Annexe No. 2.

(3) If an administrator manages more voluntary pension funds, the operation fee referred to in Para. (2) shall be paid for each voluntary pension fund.

(4) The basis of calculation to which the operation/management fee referred to in Paras (1) and (2) applies, shall be:

a) the value of gross contributions collected by the fund and,

b) the value of the net assets of the privately managed fund/voluntary pension fund calculated on the last working day of the month.

(5) The charges referred to in Paras (1) and (2), calculated in accordance with Para. (4) shall be incurred by the administrator and monthly paid in accordance with Art. 35 Paras (1) and (2).

Art. 10. – As of the actual start of the depositary activity of financial assets of privately managed pension fund/funds, voluntary pension funds, the depositaries licensed under the law on private pensions shall pay the monthly operation fee referred to in Item 2 of Annexe No. 2 to ASF, in accordance with Art. 35 Paras (1) and (2).

Art. 11. - (1) Insurers/reinsurers shall owe the operation fee from the moment they are authorised to operate in accordance with the legal provisions in force.

(2) The operation fee shall be paid monthly in accordance with Art. 35 Paras (1) and (2) and shall be determined by the application of the fee referred to in Item 3 Letter a) of Annexe No. 2 on the total volume of the gross premiums earned.

Art. 12. - (1) Insurance and/or reinsurance brokers shall owe the operation fee from the moment they are authorised to operate in accordance with the legal provisions in force.

(2) The operation fee shall be paid quarterly in accordance with Art. 35 Paras (1) and (3) and shall be determined by the application of the fee referred to in Item 3 Letter b) of Annexe No. 2 on the total revenues of the brokerage activity.

Art. 13. – For the purposes of applying the supervision and control of the activity carried out by the insurers authorised to carry out RCA activities, for the development and maintenance of the CEDAM database, the contribution referred to in Item 4 of Annexe No. 2 shall be paid monthly, in accordance with Art. 35 Paras (1) and (2), and shall be applied to the monthly volume of gross premiums earned for the RCA compulsory insurance.

SECTION 3

Income deriving from other activities carried out by ASF

Art. 14. – The tariffs and fees charged for the issuance of an individual act for settlement of the requests for authorisation/licensing/approval/certification and registration/de-registration with/from ASF's registries of the entities regulated and supervised by ASF are set out in Annexe No. 3.

Art. 15. - (1) The tariffs/fees charged for the issuance of an individual act for settlement of the requests for authorisation/licensing/approval/certification and withdrawal of the authorisation are set out in Item 1 of Annexe No. 3.

(2) The tariffs/fees charged for the registration/maintenance/deregistration in/from ASF's records and registries are set out in Item 2 of Annexe No. 3.

(3) In the case of issuance of the individual acts for authorisation/licensing/approval of certain key positions within the entities regulated by ASF, the tariff/fee shall be applied for each person included in the individual act.

(4) The tariff referred to in Item 1.21 of Annex No. 3 shall not apply if ASF requests the amendment of market/system operators', central depositaries', clearing houses' and central counterparts' own regulations, if the entity did not previously make a request for approval of the amendments.

(5) The provisions of Para (4) shall not apply in the case of the amendments imposed by the regulations issued by ASF, or in the case of those imposed by applicable European regulations.

(6) Individual acts shall be issued provided that the proof of payment of the due amounts is submitted, except when proof of payment is required to supplement the request for authorisation/licensing/approval/registration/certification.

(7) If the request for withdrawal of the authorisation or deregistration from ASF's Registry of a natural person is due to such person's death, ASF shall not charge any fee for the issuance of the individual act.

Art. 16. – The amounts deriving from the tariffs charged for the operations referred to in Item 2.12 of Annexe No. 3 shall be paid in advance by the services' beneficiaries.

Art. 17. – The charges for authorisation/licensing/approval applicable in the insurance field are set out in Items 1.37 –1.44 of Annexe No. 3 and shall be paid upon submission of the requests, in accordance with Art. 35 Para (1).

Art. 18. - (1) The authorisation fee referred to in Item 1.37 of Annexe No. 3 shall be paid in the account indicated by ASF when requesting the prior license for registration with the National Office of the Trade Register as insurer and shall include the authorisation to carry out only one insurance class.

(2) Any insurer requesting authorisation for a new insurance class shall pay, upon submission of the request, the fee referred to in Item 1.39 of Annexe No. 3.

(3) Any insurer/reinsurer requesting authorisation for a portfolio transfer in accordance with the legal regulations in force shall pay, upon submission of the request, the fee for authorisation of portfolio transfer, set out in Item 1.40 of Annexe No. 3.

Art. 19. – The fee referred to in Item 1.41 of Annexe No. 3 shall be charged for the approval of the amendments of the conditions and documents based on which the authorisation/license was granted, and any other information or certification given by ASF, to serve in the relationships with third parties, requested by an insurer/reinsurer, insurance and/or reinsurance broker, Street Victim Protection Fund or an entity organising qualification, professional training and development.

Art. 20. - (1) The fee for the authorisation of the educational programme providers in the insurance field is set out in Item 1.42 of Annexe No. 3 and shall be paid in ASF's account upon submission of the request for authorisation.

(2) Authorised educational programme providers must pay the annual fee for maintenance in the Registry of educational programme providers in the insurance field, referred to in Item 2.17 of Annexe No. 3, within maximum 12 months after the authorisation date, for the following year.

(3) The annual maintenance charges related to the following years shall be paid within maximum 12 months after the expiry date of the maximum period within which the previous fee had to be paid.

Art. 21. - (1) The fee for certification as lecturers for professional training programmes in the insurance field is set out in Item 1.43 of Annexe No. 3 and shall be paid in ASF's account upon submission of the request for certification, in accordance with Art. 31 Para (1).

(2) Certified lecturers must pay an annual maintenance fee in the Registry of Lecturers in the amount referred to in Item 2.18 of Annexe No. 3, within maximum 12 months after their certification date for the following year.

(3) The annual maintenance fees related to the following years shall be paid within maximum 12 months after the expiry date of the maximum period within which the previous fee had to be paid.

Art. 22. – The registration fee in the Registry of Actuaries is set out in Item 2.13 of Annexe No. 3 and shall be paid upon the request for registration.

Art. 23. - (1) The fees for authorisation/license charged by ASF within the private pension system are set out in Items 1.45 -1.72 of Annexe No. 3.

(2) The payment of the fees set out in Para (1) shall be made by:

a) the founders of a pension company, for the authorisation of establishment thereof, in accordance with Item 1.45 of Annexe No. 3;

b) the pension companies, insurance undertakings and investment management companies, for the authorisation as administrator of a privately managed pension fund/voluntary pension funds, as appropriate, and also the administrators of privately managed pension funds/voluntary pension funds, as appropriate, in accordance with Items 1.46 – 1.60 of Annexe No.3;

c) the depositaries of privately managed pension funds/voluntary pension funds, as appropriate, in accordance with Items 1.61 and 1.62 of Annexe No. 3;

d) the financial auditors of privately managed pension funds/voluntary pension funds, as appropriate, in accordance with Items 1.63 and 1.64 of Annexe No. 3;

e) the marketing agents, in accordance with Items 1.65 – 1.70 of Annexe No. 3;

f) the specialised legal person applicant, in accordance with Items 1.71 and 1.72 of Annexe No. 3.

Art. 24. – The pension companies managing, based on the authorisations obtained in accordance with the legislation on private pensions, both a privately managed pension fund, and one or more voluntary pension funds, shall pay one fee for the request of amendments of the documents submitted for obtaining the

management authorisations, except for the amendment of the prospectuses of pension schemes and other documents on pension funds.

Art. 25. – (1) The fee applied to the operating income referred to in Item 3.1 of Annexe No. 3 shall apply to investment firms, investment management companies/alternative investment funds management companies, special purpose vehicle management companies, traders, market/system operators, central depositories, clearing houses/central counterparties, intermediaries and investment management companies of member or non-member states registered with ASF's Registry for the activities carried out in Romania, investment advisers and depositories.

(2) The amounts charged for monitoring the regulated entities referred to in Para (1) shall be determined through the application of the fee referred to in Item 3.1 of Annexe No. 3, having as basis of calculation the operating income obtained from the activities authorised by ASF carried out by them, calculated in accordance with the accounting regulations issued by ASF, and shall be paid quarterly in accordance with Art. 35 Paras (1) and (3).

Art. 26. - (1) The amount resulting from the fee referred to in Item 3.2 of Annexe No. 3 in the case of a public sale offering carried out by an intermediation syndicate shall be paid in ASF's account by the lead manager. The lead manager shall invoice all related fees to the client (offeror), for the entire intermediation syndicate.

(2) The lead manager referred to in Para (1) shall make the payments to the other members of the intermediation syndicate based on the invoices issued by them, in accordance with the contractual and legal provisions in force, by deducting the amount representing the fee of 1% of the amounts belonging to the members of the intermediation syndicate from the services supply activity within the offering.

(3) The provisions of Art. 25 Para (2) shall not apply to member intermediaries of the intermediation syndicate for the amounts to which they are entitled from the supply of the services related to the offering referred to in Para (1).

(4) For the application of the provisions of Paras (1) and (2), upon the reporting date referred to in Art. 36 Para (1), the lead manager must submit to ASF the manner of distribution of the invoiced amount, collected by the manager from the client (offeror) for the supply of all services related to the offering for the entire intermediation syndicate, to all and each of the members of the intermediation syndicate, through separate presentation of the amounts belonging to it from the services supply activity within such offering and the amounts belonging to each member of the intermediation syndicate. In this case, the members of the intermediation syndicate no longer have the reporting obligation in accordance with the provisions of Art. 36 Para (2), for the income obtained from the fees referred to in Para (1).

Art. 27. - The amounts deriving from the fee charged for monitoring the distribution activity of units carried out by private pension brokers and credit institutions referred to in Item 3.3 of Annexe No. 3 shall be paid quarterly in accordance with Art. 35 Paras (1) and (3). The basis of calculation shall be the income obtained from the distribution activity of units.

Art. 28. - (1) The amounts deriving from the tariffs for the analysis and coordination of the vocational training activity shall be calculated by vocational training providers through the application of the tariffs referred to in Item 3.4 of Annexe No. 3.

(2) The amounts due in accordance with Para (1) shall be paid within maximum 5 calendar days as of the date the courses ended.

(3) The amounts deriving from vocational training activities shall continue to be calculated through the application of the tariffs referred to in Item 3.5 of Annexe No. 3 by the vocational training providers certified by CNVM/ASF; such tariffs shall not apply to vocational training providers certified by CNVM/ASF organising lifelong vocational training classes financed from European funds or other grant sources.

(4) The amounts due in accordance with Para (3) shall be paid within maximum 5 calendar days as of the date the lifelong vocational training classes started.

Art. 29. – The amounts corresponding to the tariffs charged to maintain the ASF certification referred to in Item 2.16 of Annexe No. 3 shall be paid annually within maximum 10 calendar days as of the expiry date of the term of 12 consecutive months or multiple of 12 months after the completion of the last course organised by the vocational training provider. The tariff shall be applied to a vocational training provider certified by CNVM/ASF that intends to maintain the certification issued by CNVM/ASF, but it did not organise at least one course over a period of 18 consecutive months.

Art. 30. - (1) The amounts deriving from the tariffs charged for the operations referred to in Item 3.6-3.7 of Annexe No. 3 shall be paid by the undertakings for collective investment (UCI), as follows:

1. for the first year, biannually, no later than 30 June, and 31 December;
2. starting from the second year, no later than 30 June of the year for which such amounts are due;
3. in the case of termination of the operations and deregistration from ASF's Registry of a UCI, based on an individual act issued during the first semester of a calendar year, such UCI shall pay 50% of the tariffs referred to in Items 3.6-3.7 of Annexe No. 3 for that calendar year.

(2) The tariffs referred to in Item 3.8 of Annexe No. 3, corresponding to the first year of distribution of units to professional investors in Romania, shall be paid by AIFM that notified their intention to distribute, as follows:

1. if the notification was made during the first semester, the tariff shall be paid in full for the current year no later than 30 June of the year for which such amounts are due;
2. if the notification was made during the second semester, 50% of the counter value of the tariffs referred to in Item 3.8 of Annexe No. 3 shall be paid for that calendar year no later than 31 December.

(3) Starting from the second year, the annual tariffs referred to in Item 3.8 of Annexe No. 3 shall be paid by AIFM of Member States no later than 30 June of the year for which such amounts are due.

(4) If AIF's units are no longer distributed and AIF is deregistered from ASF's Registry based on an individual act issued during the first semester of a calendar

year, such AIFM shall pay 50% of the counter value of the tariffs referred to in Item 3.8 of Annexe No. 3 for that calendar year.

(5) The tariffs referred to in Item 3.9 of Annexe No. 3 shall be paid by AIFM that notified their intention to manage a NON-UCITS/AIF of Romania in ASF's account, as follows:

1. if the notification was made during the first semester, the tariffs referred to in Item 3.9 Letter a) or b) of Annexe No. 3, as appropriate, shall be paid in full for the current year no later than 30 June of the year for which such amounts are due;

2. if the notification was made during the second semester, 50% of the counter value of the tariffs referred to in Item. 3.9 Letter a) or b) of Annexe No. 3, as appropriate, shall be paid for that calendar year no later than 31 December.

Art. 31. – (1) The amounts deriving from the tariffs and fees charged for the operations set out in Annexe No. 3 shall be paid by the beneficiaries of the services upon the date of performance of such operations.

(2) The tariff/fee referred to in Items 4.5 and 4.6. of Annexe No.3 shall not apply in the case of the requests sent by authorised regulations, regulated and/or supervised by ASF and by the representatives of the public authorities.

Art. 32. – For the issuance of any individual act outside the scope of the categories expressly set out in Annexe No. 3, the applicant shall pay the tariff referred to in Item 4.2 of Annexe No. 3.

Art. 33. – For all of the authorisations issued by ASF to the entities referred to in Art. 2 Para (1), Letter b) of GEO No. 93/2012, which were destroyed, lost or stolen, duplicates shall be issued after paying the fee referred to in Item 4.4 of Annexe No. 3.

Art. 34. - The tariff/fee provided for the official interpretation of the regulations in force applicable to the entities referred to in Art. 2 Para (1) Letters a) and c) of GEO No. 93/2012 shall be paid by the applicant in accordance with Item 4.6 of Annexe No. 3, at the same time with the transmission of the request.

CHAPTER III

Follow-up the collection of revenues due to ASF

Art. 35. - (1) The tariffs, charges, fees and contributions referred to in Annexes Nos. 1- 3 shall be paid into the account indicated by ASF made public on its website, without deducting the bank charges from its payment obligation.

(2) The amounts due on a monthly basis, in accordance with Art. 3 Para (3), Art. 4 Para (4), Art. 5, Art. 8 Para (3), Art. 9 Para (5), Art.10, Art. 11 Para (2) and Art. 13, shall be paid no later than the 15th day of each month for the preceding month.

(3) The amounts due quarterly, in accordance with Art. 12 Para (2), Art. 25 Para (2) and Art. 27 shall be paid no later than the 15th day of the first month of the quarter following that for which the reporting is made, as follows:

- a) for the first quarter, no later than 15 April, inclusively;
- b) for the second quarter, no later than 15 July, inclusively;
- c) for the third quarter, no later than 15 October, inclusively;
- d) for the fourth quarter, no later than 15 January, inclusively.

(4) The annual tariffs and fees due to ASF shall apply and be paid by the regulated entities concerned, in accordance with the regulations and provisions of Art. 20 Paras (2) and (3), Art. 21 Paras (2) and (3), Arts. 29 and 30.

Art. 36. - (1) The entities liable to pay the amounts referred to in Art. 25 Para (2), Art. 26 Para (1), Art. 27 and Art. 35 Para (2) must submit to ASF monthly statements no later than the 15th day of each month, for the previous month.

(2) The entities referred to in Art. 3 Para (3), Art. 4 Para (4), Art. 5, Art. 8 Para (4), Art. 25 Para (1), Art. 26 Para (1) and Art. 27 shall send the reporting corresponding to the previous month drafted in accordance with Annex No. 4 Letter A. For the amending statements, the reporting drafted in accordance with Annexe No. 4 Letter B shall be filled out and sent to ASF.

(3) The entities referred to in Arts. 11 and 13 shall send the reporting corresponding to the previous month drafted in accordance with Annexe No. 5 Letter A. For the amending statements, the reporting drafted in accordance with Annexe No. 5 Letter B shall be filled out and sent to ASF.

(4) The entities referred to in Art. 9 Paras (1) and (2) and Art. 10 shall send the reporting in electronic form in accordance with the legal provisions in force.

(5) The member intermediaries of an intermediation syndicate constituted to carry out the public sale offering shall send the document issued by the lead manager to ASF. Such document shall certify that the payment obligation referred to in Art. 26 Para (2) shall be fulfilled by the manager.

Art. 37. – If the participants or, where applicable, custodian agents trading on regulated markets and/or alternative trading systems, fail to pay the amounts due to ASF to the market/system operators/central depositories, the latter shall notify ASF within the specified deadline for performing the reporting referred to in Art. 36 to take the necessary measures.

Art. 38. - (1) The entities referred to in Art. 12 Para (1) must send to ASF quarterly statements no later than the 15th day of the first month of the quarter preceding that for which the reporting is made.

(2) The entities referred to in Para (1) shall send the reporting corresponding to the previous quarter drafted in accordance with Annexe No. 6 Letter A. For the amending statements, the reporting drafted in accordance with Annexe No. 6 Letter B shall be filled out and sent to ASF.

Art. 39. – The monthly/quarterly statements shall be sent in electronic form as excel/pdf. to the address raportari_taxe@asfromania.ro.

Art. 40. - (1) If differences are identified between the reported data and the situation resulting from the verifications carried out, ASF, through its specialized directorate identifying the differences, shall request in writing the concerned entity the necessary clarification and corrections.

(2) The entity must act on the request within 5 working days as of the receipt date of the request, and the payment obligation shall be recalculated in accordance with the legal provisions in force.

Art. 41. – If the reporting obligations provided herein are not fulfilled, then ASF shall apply sanctions in accordance with the legislation in force.

Art. 42. – The owed tariffs, charges, fees and contributions shall be established at the level of *leu* without subunits by rounding it up to one *leu* for fractions over 50 *bani* inclusively and by disregarding fractions up to 49 *bani* inclusively.

Art. 43. - (1) Any overpaid amounts shall be adjusted during the following months, with prior notice to ASF.

(2) The tariffs, charges, fees and contributions paid by the entities regulated and supervised by ASF shall not be refunded to them if the request for authorisation/license/certification/registration is refused by reasoned decision or if the applicant withdraws the documentation.

Art. 44. – The amounts deriving from the fines applied by ASF- Insurance-Reinsurance Sector to natural and legal persons shall be constituted as income to the state budget at the fee of 50%, and the difference shall be constituted as revenues to ASF's budget.

CHAPTER IV Legal Responsibility

Art. 45. - (1) For failure to pay on time the payment obligations referred to in Art. 18 Para (2) of GEO No. 93/2012, ASF shall charge delay interest and penalties in accordance with the provisions of Government Ordinance No. 92/2003 on the Fiscal Procedure Code, republished, as subsequently amended and supplemented, hereinafter referred to as the *Fiscal Procedure Code*.

(2) The amounts deriving from interest and penalties applied in accordance with Para (1) shall be constituted as revenues of ASF in accordance with the provisions of Art. 18 Para (2) of GEO No. 93/2012.

Art. 46. – For failure to pay the amounts due on the dates and subject to the conditions established herein, or for delays exceeding 90 days, ASF shall take all actions to obtain an enforceable title , according to law, and may decide, as appropriate, to sanction such entities in accordance with the legal provisions in force.

Art. 47. – If the enforcement expenses, except for those incurred with the communication by mail, are higher than the claims subject to the forced execution, ASF may order the cancellation of such claim.

CHAPTER V Final Provisions

Art. 48. - (1) The income deriving from any other legal sources, and their amount shall be established by ASF by its own income and expenditure budget.

(2) The tariff charged by ASF for the issuance and sale of guidelines, leaflets and other specialised materials shall be established individually by ASF's decision.

Art. 49. - ASF may collect in foreign currency the tariffs, charges, fees, and contributions owed by the entities from other states which shall be registered in ASF's Registry and carry out activities or supply services in the territory of Romania.

Art. 50. – The payment of the tariffs and charges expressed in foreign currency shall be made at the exchange rate communicated by NBR, valid on the payment date.

Art. 51. - (1) ASF's own revenues shall be used for the purpose for which they were intended as provided in ASF's annual budget, in accordance with the provisions of Art. 18 Para (3) of GEO No. 93/2012.

(2) Its own revenues not used upon the closing of the financial year shall remain at ASF's disposal, and shall be used during the following year, in accordance with the provisions of Art. 19 Para (2) of GEO No. 93/2012.

Art. 52. – The charges and tariffs referred to in Annexes Nos. 1- 3 shall apply to the individual acts issued as of the date of entry into force of this regulation.

Art. 53. - Annexes Nos. 1-6 shall be an integral part hereof.

Art. 54. – Upon the entry into force of this regulation, the reporting deadlines included in Rule No. 10/2010 on the reporting and transparency obligations in the privately managed pension system, approved by Resolution No. 20/2010 of the Private Pension System Supervisory Commission, as subsequently amended and supplemented, and Rule No. 11/2010 on the reporting and transparency obligations in the occupational pension system, approved by Resolution No. 21/2010 of the Private Pension System Supervisory Commission, as subsequently amended and supplemented, shall be amended in accordance with the provisions of this regulation.

Art. 55. – Upon the entry into force of this regulation, the following acts shall be repealed:

a) Regulation No. 7/2006 on the National Securities Commission's revenues, approved by Order No. 30/2006 of the President of the National Securities Commission, republished in the Official Journal of Romania, Part I, No. 872 of 15 December 2009, as subsequently amended and supplemented;

b) CNVM Executive Orders Nos. 8/2012, 12/2012 and 17/2012¹;

c) ASF Decisions Nos. 853/2013 and 3/2014²;

d) Order No. 11/2009 of the President of the Insurance Supervisory Commission for the application of the Rules on the amount and payment term of the operation fee due by insurers and insurance brokers, published in the Official Journal of Romania, Part I No. 512 of 27 July 2009;

¹CNVM Executive Orders Nos. 8/2012, 12/2012 and 17/2012 were not published in the Official Journal of Romania, Part I.

² FSA Decisions Nos. 853/2013 and 3/2014 were not published in the Official Journal of Romania, Part I.

e) Resolution No. 16/2008 of the Private Pension System Supervisory Commission approving Rule No. 7/2008 on the fees for authorisation, licensing and operation in the privately managed pension system, published in the Official Journal of Romania, Part I, No. 272 of 7 April 2008, as subsequently amended and supplemented;

f) Resolution No. 17/2008 of the Private Pension System Supervisory Commission approving Rule No. 8/2008 on the fees for authorisation, licensing and management in the voluntary pension system, published in the Official Journal of Romania, Part I No. 272 of 7 April 2008, as subsequently amended and supplemented;

g) any other provision to the contrary.

Art. 56. – This regulation shall be published in the Official Journal of Romania, Part I, in the Bulletin of the Financial Supervisory Authority and on its website, and shall enter into force as of 1 January 2015.

President of the Financial Supervisory Authority

Mișu Negrițoiu

Bucharest, 27.11.2014
No. 16

Fees related to transactions with financial instruments and public offers

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff (lei)/ fee (%)
1.	Percentage of the value of transactions with financial instruments carried out in supervised alternative trading systems, except for the derivative transactions	a) Percentage of the value of transactions with financial instruments, other than those provided under Letters b), c), d) and e) b) Percentage of the value of transactions carried out by intermediaries having the capacity as Market Maker by reference to a financial instrument c) Percentage of the value of transactions with ETF (Exchange Traded Fund) financial instruments d) Percentage of the value of transactions: d1) with bonds, including bonds convertible into shares; d2) with preference rights; d3) with allotment rights. e) Percentage of the value of transactions with government securities	a) 0.06% b) 0.04% c) 0.04% d1) 0.02% d2) 0.04% d3) 0.04% e) 0%
2.	Tariffs applicable to transactions with derivatives carried out in supervised trading systems	a) Tariff for transactions with derivatives, except for that referred to in Letter b) b) Tariff for transactions with derivatives carried out by intermediaries having the capacity as Market Maker by reference to derivatives	a) 0.03 lei/contract b) 0.01 lei/contract
3.	Fees charged for monitoring the transactions carried out outside the trading systems	a) Percentage applicable to transactions with financial instruments, except for those referred to in Letter b) b) Percentage applicable to "turnaround" transactions	a) 0.06% b) 0.02%
4.	Tariff charged for monitoring transactions with derivatives carried out outside the supervised trading systems	Tariff applicable to transactions with derivatives	0.25 lei/contract, but not more than 500,000 lei
5.	Percentage of the value of public sale offerings	a) Percentage of the value of the public sale offering / for the admission to trading on regulated markets and in alternative trading systems, except	a) 0.1%, but not more than 1,000,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff (lei)/ fee (%)
		Letter b) b) Percentage of the value of the public sale offering related to corporate bonds, bonds issued by authorities of the central and local public administration and government securities c) Percentage of the value of the cross-border public carried out by an issuer for which Romania is a home Member State and which intends to carry out a public offering for sale/admission to trading on a market in a Member State other than Romania.	b) 0,05%, but not more than 500,000 lei c) 0,1%, but not more than 1,000,000 lei
6.	Percentage of the value of public purchase offers /takeover bids	a) Percentage of the value of the public purchase offer; b) Percentage of the public takeover bid	a) 1% b) 1.5%

Annexe No. 2

Fees and charges applicable for the operation/management/supervision of undertakings for collective investment, private pension funds and insurers/insurance/reinsurance brokers

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/ fee (%)
1.	Percentage/charges of the net asset value/gross earned contributions, corresponding to private pension funds, investment funds/undertakings for collective investment (UCI)	a) monthly percentage of the net asset value of investment funds (undertakings for collective investment) b) monthly percentage of the net asset value of privately managed pension funds (Pillar II) c) monthly fee of the value of the gross contributions earned by the private pension funds (Pillar II) d) monthly percentage of the net asset value of voluntary pension funds (Pillar III) e) monthly fee of the value of the gross contributions earned by the voluntary pension funds (Pillar III)	a) 0.0078% b) 0.0078% c) 0.3% d) 0.02% e) 0.5%
2.	Operation fee applicable to depositaries of privately managed pension funds	Monthly fee of the income obtained from all activities carried out for privately managed pension funds /voluntary pension funds	10%
3.	Operation fee applicable to insurers and insurance brokers	a) Percentage on gross premiums earned by insurers b) Percentage applied to income from brokerage activity	a) 0.3% b) 0.3%
4.	Contribution to the development and maintenance of the CEDAM database and for the exercise of the supervision and control of the insurance against civil liability in respect of the use of motor vehicles	Percentage on gross premiums earned for RCA	1%

Revenues from other activities

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
1.	Tariff/fee for settlement of requests for authorisation/license/ approval/certification and withdrawal of the regulated entity's authorisation	1.1. authorisation investment firm / intermediaries' branches 1.2. authorisation intermediaries for auctions with greenhouse emission allowances in the name of their clients, in accordance with the provisions of Article 18 Para (3) of Regulation (EU) No 1031/2010 1.3. authorisation investment advisers: a) natural persons b) legal persons 1.4. authorisation traders 1.5. authorisation/validation: directors/members of the board of administration of the market operator, central depository, clearing house, central counterparty; 1.6. authorisation representative of internal control / compliance compartment; 1.7. authorisation financial investment services agent /tied agent. 1.8. authorisation investment management company/ branch of investment management company 1.9. authorisation open-end investment fund 1.10. authorisation investment company that is: a) managed by an investment management company (SAI); b) self-managed 1.11. authorisation: a) market operators b) system operators 1.12. authorisation/approval of the authorisation of regulated markets, establishment and management of an alternative trading system.	15,000 lei 10,000 lei a) 2,000 lei b) 7,500 lei 7,500 lei 5,000 lei 1,000 lei 1,000 lei 15,000 lei 10,000 lei a) 20,000 lei b) 30,000 lei a) 150,000 lei b) 50,000 lei 25,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		1.13. authorisation of central depositaries, clearing houses and central counterparties	200,000 lei
		1.14. authorisation securitisation companies:	
		a) for establishment	a) 20,000 lei
		b) for operation	b) 10,000 lei
		1.15. authorisation establishment and operation of securitisation fund	20,000 lei
		1.16. authorisation special purpose vehicle management companies:	
		a) for establishment	a) 10,000 lei
		b) for operation	b) 5,000 lei
		1.17. authorisation special purpose vehicle's portfolio management company	15,000 lei
		1.18. authorisation changes in the organisation and operation manner/conditions considered upon the authorisation date of authorised, regulated and supervised entities	1,000 lei
		1.19. authorisation changes in the minimum contents of the internal regulations of investment management companies and self-managed undertakings for collective investment (UCI)	1,000 lei
		1.20. authorisation of:	
		a) acquiring a qualifying holding within an authorised entity, other than market operators and central depositaries;	a) 5,000 lei
		b) intention to acquire 5% of the voting rights in a market operator or central depositary	b) 50,000 lei
		1.21. authorisation regulations issued by market operators, system operators, central depositaries, clearing houses, central counterparties	5,000 lei
		1.22. approval preliminary notice for public offer	1,000 lei
		1.23. approval notice drafted in order to exercise the right referred to in:	
		a) Art. 206 of Capital Market Law No.297/2004, as subsequently amended and supplemented,	a) 20,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		b) Art. 207 of Capital Market Law No.297/2004, as subsequently amended and supplemented	b) 0 lei
		1.24. approval of prospectus drafted for the admission to trading on a regulated market, given that the admission is not preceded by a public offer	5,000 lei
		1.25. approval document drafted for the cases referred to in Art. 15 Para (3) Items 2 and 3 of Regulation No.1 /2006 on securities issuers and operations, approved by Order No. 23/2006 of the National Securities Commission, as subsequently amended and supplemented,	3,000 lei
		1.26. authorisation agents representing the interests of mortgage bonds/securitised financial instruments holders	7,500 lei
		1.27. License of: - other undertakings for collective investment (NON-UCITS); - non-harmonised undertakings for collective investment (UCI) from other member states/UCI of non-member states	10,000 lei
		1.28. approval modifications to documents submitted for registration with the Financial Supervisory Authority (ASF) of the entities referred to in Items 1.27./2.2. and 2.1.	1,000 lei
		1.29. license/authorisation/deregistration from ASF's Registry of SAI distribution agents	500 lei
		1.30. approval of direct transfers referred to in Art. 81 Para (1) Letter g ⁴) of Regulation No.13/2005 on the authorisation and operation of the central depository, clearing houses and central counterparties, approved by Order No. 60/2005 of the National Securities Commission, as subsequently amended and supplemented	0.15% of the value of transfers, but not less than 5,000 lei
		1.31. license/confirmation of the capacity of systematic internaliser	5,000 lei
		1.32. approval of delegation by SAI/self-managed UCI of the	10,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		activities referred to in Art. 6 Letter a) of Government Emergency Ordinance No. 32/2012, on undertakings for collective investment in transferable securities and investment management companies, and amending and supplementing Capital Market Law No. 297/2004	
		1.33. certification capacity of vocational training provider	10,000 lei
		1.34. approval modifications of certain elements in the documents submitted to ASF for the certification of vocational training providers	1,000 lei
		1.35. certification vocational training of natural person	100 lei
		1.36. modification decision for authorisation of a course organised by a vocational training provider	200 lei
		1.37. authorisation establishment and operation with the insurer National Office of the Trade Register	40,000 lei
		1.38. authorisation operation insurance and/or reinsurance broker	5,000 lei
		1.39. authorisation new insurance class	40%
		1.40. authorisation portfolio transfer	50%
		1.41. authorisation/license for approval of modifications required, and for the supply of any information or certification by ASF intended to serve in the relationships with third parties	35 euro
		1.42. authorisation for the supply of educational programmes in the insurance field	6,500 lei
		1.43. certification as lecturer in the insurance field	500 lei
		1.44. license subordinated insurance agents	5,000 lei
		1.45. establishment authorisation for founders/ pension company:	
		a) privately managed pension system administrator	a) 80,000 lei
		b) voluntary pension system	b) 80,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		<p>1.46. authorisation administration and registration with ASF's Registry for administrator:</p> <p>a) privately managed pension system administrator</p> <p>b) pension company/investment management company/insurance undertakings – for voluntary pension system</p> <p>1.47. authorisation pension scheme prospectus for:</p> <p>a) privately managed pension system administrator</p> <p>b) pension company/investment management company/insurance undertakings – for voluntary pension system</p> <p>1.48. authorisation pension fund and registration with ASF's Registry:</p> <p>a) privately managed pension system administrator;</p> <p>b) pension company/investment management company/insurance undertakings – for voluntary pension system</p>	<p>a) 300,000 lei</p> <p>b) 150,000 lei</p> <p>a) 30,000 lei</p> <p>b) 12,000 lei</p> <p>a) 30,000 lei</p> <p>b) 8,000 lei</p>
		<p>1.49. authorisation/approval modification (management authorisation, prospectus, fund) in:</p> <p>a) privately managed pension system;</p> <p>b) pension company/investment management company/insurance undertakings – for voluntary pension system</p> <p>1.50. authorisation members of the Supervisory Board/ Board of Administration, Board of Directors/managers/ directors, inclusively in the case of extension of mandate, for:</p> <p>a) privately managed pension system administrator;</p> <p>b) pension company/investment management company/insurance undertakings – for voluntary pension system</p> <p>1.51. authorisation/approval other modifications of the documents authorised/approved for:</p>	<p>a) 1,000 lei</p> <p>b) 1,000 lei</p> <p>a) 1,000 lei</p> <p>b) 1,000 lei</p>

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		a) privately managed pension system administrator;	a) 1,000 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 1,000 lei
		1.52. license natural person marketing agent and registration with ASF's Registry for:	
		a) privately managed pension system administrator;	a) 50 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 50 lei
		1.53. re-license natural person marketing agent for:	
		a) privately managed pension system administrator;	a) 25 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 25 lei
		1.54. approval/authorisation individual adhesion act for:	
		a) privately managed pension system administrator;	a) 1,000 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 500 lei
		1.55. approval/authorisation modification individual adhesion act for:	
		a) privately managed pension system administrator;	a) 500 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 250 lei
		1.56. approval subjects of the course for marketing agents for:	
		a) privately managed pension system administrator;	a) 100 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 100 lei
		1.57. authorisation person in charge with investment, internal control, risk management for:	

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		a) privately managed pension system administrator;	a) 1,000 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 1,000 lei
		1.58. authorisation replacement fund depositary for:	
		a) privately managed pension system administrator;	a) 5,000 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 3,000 lei
		1.59. authorisation merger pension funds for:	
		a) privately managed pension system administrator;	a) 300,000 lei
		b) pension company/investment management company/insurance undertakings – for voluntary pension system	b) 150,000 lei
		1.60. authorisation taking over the management of a pension fund for: administrator offeror (pension company/investment management company/insurance undertaking – for voluntary pension system)	100,000 lei
		1.61. license and registration with ASF's Registry depositary in the privately managed pension system/voluntary pension system	80,000 lei
		1.62. approval modification depositary in the privately managed pension system/voluntary pension system	1,000 lei
		1.63. license and registration with ASF's Registry auditor in the privately managed pension system/voluntary pension system	35,000 lei
		1.64. approval modification auditor in the privately managed pension system/voluntary pension system	1,000 lei
		1.65. broker operation authorisation and registration with ASF's Registry for legal person marketing agent in the privately managed pension system/voluntary pension system	5,000 lei
		1.66. license and registration intermediary with ASF's Registry	4,000 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		<p>for legal person marketing agent in the privately managed pension system/voluntary pension system</p> <p>1.67. approval modification incorporation documents broker for legal person marketing agent in the privately managed pension system/voluntary pension system</p> <p>1.68. license natural person marketing agent and registration with ASF's Registry for legal person marketing agent in the privately managed pension system/voluntary pension system</p> <p>1.69. re-license natural person marketing agent for legal person marketing agent in the privately managed pension system/voluntary pension system</p> <p>1.70. approval subjects course marketing agents for legal person marketing agent in the privately managed pension system/voluntary pension system</p> <p>1.71. license specialised legal person and registration with ASF's Registry for the privately managed pension system/voluntary pension system</p> <p>1.72. approval subjects course marketing agents for legal person specialised in the privately managed pension system/voluntary pension system</p> <p>1.73 withdrawal of authorisation/ license/certification at the request of the entity, for:</p> <p>a) natural person</p> <p>b) legal person</p>	<p>1,000 lei</p> <p>50 lei</p> <p>25 lei</p> <p>100 lei</p> <p>1,500 lei</p> <p>100 lei</p> <p>a) 200 lei b) 1,000 lei</p>
2.	Tariff/fee for entry/registration/maintenance/deregistration in/from ASF's records and registries	<p>2.1. registration as depository of UCI's assets</p> <p>2.2. registration of:</p> <ul style="list-style-type: none"> - other undertakings for collective (NON-UCITS)/alternative investment funds (AIF); - non-harmonised UCI from other member states/UCI from non-member states <p>2.3. registration/deregistration groups:</p> <ul style="list-style-type: none"> a) registration groups with ASF b) deregistration groups from ASF's records 	<p>20,000 lei</p> <p>10,000 lei</p> <p>a) 10,000 lei b) 1,000 lei</p>

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		2.4. registration with ASF's Registry of the entities subject to authorisation/license by ASF:	
		a) legal person	a) 1,000 lei
		b) natural person	b) 100 lei
		2.5. registration with ASF's Registry of credit institutions of Romania as intermediary	20,000 lei
		2.6. registration with ASF's Registry of special administrator/ liquidator/evaluator/ independent expert/ IT auditor:	
		a) natural person	a) 1,000 lei
		b) legal person	b) 5,000 lei
		2.7. Registration with ASF's Registry of the changes in the manner of organisation and operation of the entities referred to in Items 2.5. and 2.6.	1,000 lei
		2.8. registration with ASF's Registry of investment management companies, investment firms, credit institutions, private pension brokers distributing units in the territory of Romania	3,000 lei
		2.9. deregistration from ASF's Registry, upon request, of the credit institution of Romania registered as intermediary	1,500 lei
		2.10. deregistration from ASF's Registry, upon request, of the investment management company, investment firm, credit institution and private pension broker distributing units in the territory of Romania	1,000 lei
		2.11. deregistration from ASF's Registry, upon request, of the special administrator/liquidator/ evaluator/ independent expert/ IT auditor, for:	
		a) natural person	a) 500 lei
		b) legal person	b) 1,500 lei
		2.12. registration with ASF/deregistration upon request of the financial instruments, except for government securities	500 lei
		2.13. registration/certification in the Registry of Actuaries	35 euro

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		<p>vocational training providers certified by ASF organising lifelong vocational training courses</p> <p>3.6. Tariff charged for monitoring the distribution activities in the territory of Romania of the units issued by UCITS of other members states</p> <p>3.6.1 For the distribution of the units of more undertakings for collective investment in transferable securities (UCITS) or of divided UCITS (umbrella fund), the tariff shall be applied to each fund/sub-fund, as follows:</p> <p>a) for 2-10 funds/ sub-funds of the same UCITS</p> <p>b) for 11-20 funds/ sub-funds of the same UCITS;</p> <p>c) more than 20 funds/ sub-funds of the same UCITS</p> <p>3.7. Tariff charged for monitoring the distribution activity in the territory of Romania of the units issued by non-harmonised UCI of member states/UCI of non-member states</p> <p>3.7.1. For the distribution of the units of more non-harmonised UCI of member states/divided UCI of non-member states (umbrella fund), the tariff shall apply to each sub-fund, as follows:</p> <p>a) for 2-10 sub-funds of the same UCI;</p> <p>b) for 11-20 sub-funds of the same UCI;</p> <p>c) more 20 sub-funds of the same UCI;</p> <p>3.8. Tariff charged for monitoring the distribution activity in the territory of Romania, exclusively to professional investors of the units issued by AIF managed in other member states and/or management of NON-UCITS of Romania:</p>	<p>training course completed</p> <p>5,000 lei/year</p> <p>a) 4,000 lei/year</p> <p>b) 3,000 lei/year</p> <p>c) 2,000 lei/year</p> <p>10,000 lei/year</p> <p>a) 8,000 lei/year</p> <p>b) 6,000 lei/year</p> <p>c) 4,000 lei/year</p>

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		<p>a) in the case of distribution of units of one AIF; b) in the case of distribution of units of more AIF or divided AIF (umbrella funds):</p> <p>b.1) for each fund/ sub-fund – for the distribution of a number ranging between 2 and 10 AIF or sub-funds of the same AIF; b.2) for each fund/ sub-fund – for the distribution of a number ranging between 11 and 20 AIF or sub-funds of the same AIF; b.3) for each fund/ sub-fund – for the distribution of a number ranging between 21 and 40 AIF or sub-funds of the same AIF; b.4) for each fund/ sub-fund – for the distribution of more than 40 AIF or sub-funds of the same AIF.</p> <p>3.9. Tariff charged for monitoring the management activities of NON-UCITS/AIF of Romania by alternative investment funds managers of other member states:</p> <p>a) in the case of direct management, referred to in Art. 5 Para (2) of ASF Rule No. 13/2013 on the interim procedure concerning the distribution to professional investors of Romania of units issued by alternative investment funds managed in other member states of the European Union, and the management by an alternative investment fund manager of a member state of an undertaking for collective investment of Romania, as subsequently amended; b) in the case of the management through a branch, referred to in Art. 5 Para (3) of ASF Rule No.13/2013, as subsequently amended</p>	<p>a) 10,000 lei/year</p> <p>b,1) 8,000 lei/year</p> <p>b,2) 6,000 lei/year</p> <p>b,3) 5,000 lei/year</p> <p>b,4) 4,000 lei/year</p> <p>a) 6,000 lei/year</p> <p>b) 15,000 lei/year</p>
4	Tariff and fees from other activities carried out by ASF	4.1. Tariff charged for the issuance of an individual act for the settlement of the validation request of the agent representing the interests of the	2,500 lei

No.	Category of revenues	Specifications (the operation, the basis of calculation to which the percentage is applied etc.)	Level of the tariff/charges/fee (%)
		<p>bond/secured financial instrument holders</p> <p>4.2. Tariff charged for the issuance, upon request, of an individual act not falling within the scope of the categories expressly provided in this annexe.</p> <p>4.3. Tariff/fee for the issuance of copies of public documents, kept and managed by ASF:</p> <p>a) on paper b) magnetic medium</p> <p>4.4. Fee for issuance of duplicates of authorisations issued to the entities referred to in Art. 2 Para (1) Letter b) of GEO No. 93/2012 (fee applied to the value of the authorisation fee)</p> <p>4.5. Fee applicable to requests referring to the field regulated under Art. 2 Para (1) Letter b) of GEO No. 93/2012 for the issuance of information, certification or opinions</p> <p>4.6. Tariff/fee for official interpretation of the regulations in force applicable to the entities referred to in Art. 2 Para (1) Letters a) and c) of GEO No. 93/2012</p>	<p>1,000 lei</p> <p>a) 0.5 lei/page, b) 0.5 lei/page of each folder contained, plus the cost of the medium 25%</p> <p>35 euro</p> <p>10,000 lei</p>

FINANCIAL INVESTMENT AND INSTRUMENTS SECTOR

.....
 Str., No., Block.....
 Entrance....Apt....., Sector/County.....
 Locality.....
 Telephone...../Fax
 Contact person
 Telephone....., Email.....

A. Statement regarding the fee due to the Financial Supervisory Authority per month/quarter

Specifications	
Category of fee (in accordance with Annexe No. to ASF Regulation No. 16/2014)	
Basis of calculation:	
Level of fee/tariff	
Delay increases	
Amount due:	
Amount paid, of which:	
- related to the fee,	
- related to the delay increases	
No. PO.	
Date PO.	

B. Amending statement regarding the fee due to the Financial Supervisory Authority per month/quarter

Specifications	Statement initially reported	Rectified statement	Differences (+/-)
1	2	3	4=3-2
Category of fee (in accordance with Annexe No. to ASF Regulation No. 16/2014)			
Basis of calculation:			
Level of fee/tariff			
Delay increases			
Amount due:			
Amount paid, of which:			
- related to the fee,			
- related to the delay increases			
No. PO.			
Date PO.			

INSURANCE– REINSURANCE SECTOR

.....SA/SRL
 Str., No., Block.....
 Entrance....Apt....., Sector/County.....
 Locality.....
 Telephone...../Fax
 Contact person
 Telephone....., Email.....

A. Statement regarding the operation fee/contribution to the development and maintenance of CEDAM database owed to the Financial Supervisory Authority for the month of....

Lei

No.	Specifications	TOTAL *) Cumulated from the beginning of the year	of which, for the reporting month **)	No. and date of payment document ***)
0	1	2	3	4
1.	Category of fee (operation fee, contribution to the development and maintenance of CEDAM database)			
2.	Volume Gross premium earned			X
3.	Percentage fee established by the Financial Supervisory Authority (%)			X
4.	Operation fee due/contribution			X
5.	Delay increases due			X
6.	Total amount paid, of which: - related to the operation fee/contribution - related to delay increases			

*) The amounts corresponding to the indicators of column 1, cumulatively from the beginning of the year, inclusively those corresponding to the month for which reporting is made, are inserted in column 2.

**) Only the amounts corresponding to the month for which reporting is made are inserted in column 3.

***) Whenever payments are made the copy of the payment document shall also be sent together with the following details: total amount paid, of which:

- operation fee/contribution;
- delay increases;
- month for which every payment is made.

B. Amending statement regarding the operation fee/contribution to the development and maintenance of CEDAM database owed to the Financial Supervisory Authority for the month of....

Lei

No.	Specifications	Amount initially reported *)	Rectified amount**)	Differences (+ / -)	No. and date of payment document ***)
0	1	2	3	4=col.3-col.2	5
1.	Category of fee (operation fee, contribution to the development and maintenance of CEDAM database)				
2.	Volume Gross premium earned				X
3.	Percentage fee established by the Financial Supervisory Authority (%)				X
4.	Operation fee due/contribution				X
5.	Delay increases due				X
6.	Total amount paid, of which: - related to the operation fee/contribution - related to delay increases				

*) The amounts initially reported for that month are inserted in column 2.

**) The rectified amounts corresponding only to the month for which the rectification is made, replacing those initially reported, are inserted in column 3.

***) Whenever payments are made the copy of the payment document shall also be sent together with the following details: total amount paid, of which:

- operation fee/contribution;
- delay increases;
- month for which every payment is made.

INSURANCE- REINSURANCE SECTOR

.....SA/SRL
 Str., No., Block.....
 Entrance....Apt....., Sector/County.....
 Locality.....
 Telephone...../Fax
 Contact person
 Telephone....., Email.....

A. Statement regarding the operation fee for the brokerage activity due to the Financial Supervisory Authority for the quarter.....

Lei

No.	Specifications	TOTAL * cumulated from the beginning of the year	of which, for the reporting quarter **	No. and date of the payment document ***
0	1	2	3	4
1.	Total revenues from the brokerage activity			X
2.	Percentage fee established by the Financial Supervisory Authority			X
3.	Operation fee due			X
4.	Delay increases due			X
5.	Total amount paid, of which: - related to the operation fee - related to delay increases			

*) The amounts corresponding to the indicators of column 1, cumulatively from the beginning of the year, inclusively those corresponding to the quarter for which reporting is made, are inserted in column 2.

**) Only the amounts corresponding to the quarter for which reporting is made are inserted in column 3.

***) Whenever payments are made the copy of the payment document shall also be sent together with the following details: total amount paid, of which:

- operation fee;
- delay increases;
- quarter for which every payment is made.

B. Statement regarding the operation fee for the brokerage activity due to the Financial Supervisory Authority for the quarter.....

Lei

No.	Specifications	Initially reported amount *	Rectified amount **	Differences (+ / -)	No. and date of the payment document ***
0	1	2	3	4=col.3-col.2	5
1.	Total revenues from the brokerage activity				
2.	Percentage fee established by the Financial Supervisory Authority				X
3.	Operation fee due				X
4.	Delay increases due				X
5.	Total amount paid, of which: - related to the operation fee - related to delay increases				

*) The amounts initially reported for that quarter are inserted in column 2.

**) The rectified amounts corresponding only to the quarter for which the rectification is made, replacing those initially reported, are inserted in column 3.

***) Whenever payments are made the copy of the payment document shall also be sent together with the following details: total amount paid, of which:

- operation fee;
- delay increases;
- quarter for which every payment is made.