



NEWSFLASH

State of Emergency Certificates

Dear Ladies and Gentlemen,

In the context of the present pandemic caused by the COVID-19 virus, STALFORT Legal. Tax. Audit. informs about current issues on a regular basis.

Our recent articles on COVID-19 (and more) can be found here:

- COVID 19. What should employers take into account? LINK [https://stalfort.ro/wp-content/uploads/2020/03/20200316_ADZ_CW_COVID-19_COVID-19.-What_should_an_employere_take_into_account.pdf]
- Newsflash: Special paid leave for child care during temporary school closure. LINK [https://stalfort.ro/wp-content/uploads/2017/09/20200317_-NEWSFLASH-Special_paid_leave_for_school_closures.pdf]
- COVID 19. Force Majeure and hardship in times of pandemics. LINK [https://stalfort.ro/wp-content/uploads/2020/03/20200320_MM_Force_Majeure_and_hardship_in_times_of_pandemics-1.pdf]
- Newsflash: State to bear indemnity for “technical unemployment LINK. [http://stalfort.ro/wp-content/uploads/2020/03/20200326_-NEWSFLASH_Indemnity_contract_suspension.pdf]

State of Emergency Certificates

On 25. March, the Minister’s Order no. 791/ 2020 approving the procedure for obtaining the “State of Emergency Certificates”, was published. It is highly relevant in practice.

Which certificates can be obtained?

Applicants May receive one of the following two types of State of Emergency Certificates:

- **TYPE 1 (BLUE),**

in case their activity is fully or partially interrupted as a result of decisions issued by public authorities, during the decreed state of emergency;

- **TYPE 2 (YELLOW),**

in case they register a drop in revenue of at least 25% compared to the average of January and February 2020.

Which procedure has to be followed?

Applications for State of Emergency Certificates will be submitted electronically using the platform <http://prevenire.gov.ro>, and the certificates will be issued automatically and electronically.

This requires uploading:

- Identification data of the company;
- An affidavit of its legal representative, confirming personally that all pieces of information are true and that the applicable laws are respected.

The application requires an electronic signature. If the legal representative does not hold one, another person (e.g. a lawyer) holding an electronic signature can be authorized.

Are there specific aspects?

Both types of certificate can be used either for obtaining support from the State or in legal or economic relationships (e.g. towards landlords). Applications may be filed for only one type of certificate.

As in certain cases there might be differences with respect to the effects, the identification of the certificate to be applied for requires an analysis of each single case.

The internet platform (<http://prevenire.gov.ro>) is not yet ready for the applications. This shall be resolved until 30. March.

We will be happy to answer any questions you may have.

Sincerely,
STALFORT Legal. Tax. Audit.

Contact and further information:



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