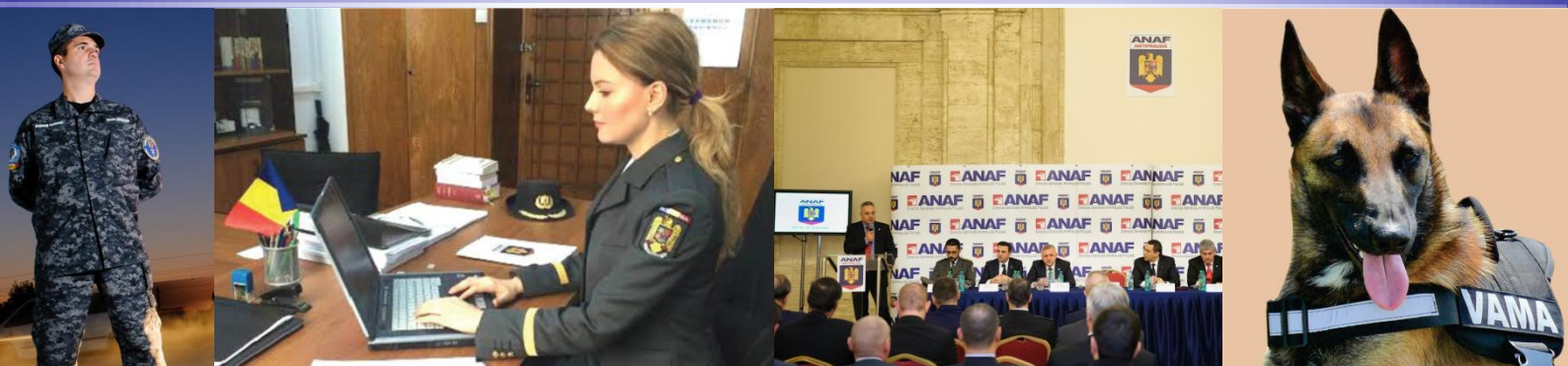


PERFORMANCE REPORT



2014

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Gelu – Ștefan Diaconu

President of the National Agency for
Fiscal Administration



Please allow me to draw your attention this publication in which are presented the activities and performances of the National Fiscal Administration in 2014.

The priority objective of this year was the continuation of the reorganization process of NAFA, mainly by operationalizing of the Fiscal Antifraud Directorate General, the results of which have become visible only after a year from its establishment. During 2014 we have developed new services for the taxpayers, the “Private Virtual Space” initiative proving to be a real success. We have continued the implementation of the Romanian Administration Modernization project (RAMP), developed together with the World Bank and we have assumed a series of initiatives with impact in all the fields of activity of the agency (promotion of the legal regulations that facilitate the reimbursement of VAT, starting the fiscal audits within the programme for the increase of fiscal compliance of high wealth individuals, carrying out a pilot project for the fight against under-declared/undeclared labor and many others).

Thus we have succeeded through continuous efforts to increase the efficiency of the activities of this institution, by decreasing the cost of collection with around 10%, maintaining th volume of collected budgetary income, keeping in sight, at the same time, the modern technical developments.

ORGANIZATIONAL REFORM OF NAFA:

Structure of NAFA staff:

	25.123	Total number of employees
	16.636	Administration of budgetary revenue
	1.414	Fiscal antifraud
	4.641	Fiscal inspection
	2.432	Customs

Operational structures of NAFA:

Fiscal administration	<ul style="list-style-type: none">• 1 General directorate for the administration of large taxpayers (central level, operative structure)• 8 Regional general directorates for public finance• 41 County administrations for public finance• 6 Public finance sector administrations, one fiscal administration for medium taxpayers and one fiscal administration for non-residents• 162 Fiscal offices municipal, urban and communal
Antifrauda fiscală	<ul style="list-style-type: none">• 8 Regional fiscal antifraud directorates
Vama	<ul style="list-style-type: none">• 8 Regional customs directorates• 37 Interior customs offices• 52 Border customs offices

At the level of Regional General Directorates for Public Finance the percentage distribution of staff is:

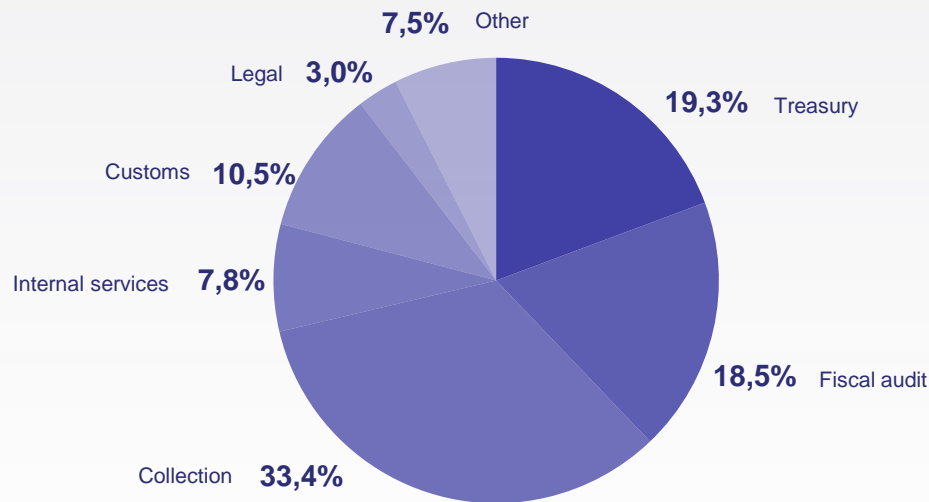
Staff allocated to collection represents 33.4% respectively 7,768 persons, treasury 19.3%, respectively 4.486 persons, fiscal audit 18.5%, respectively 4,307 persons, customs 10.5%, respectively 2,436 persons, internal services 7.8%, respectively 1,807 persons, legal 3%, respectively 687 persons, other activities not mentioned before

7.5%, respectively 1,734 persons.

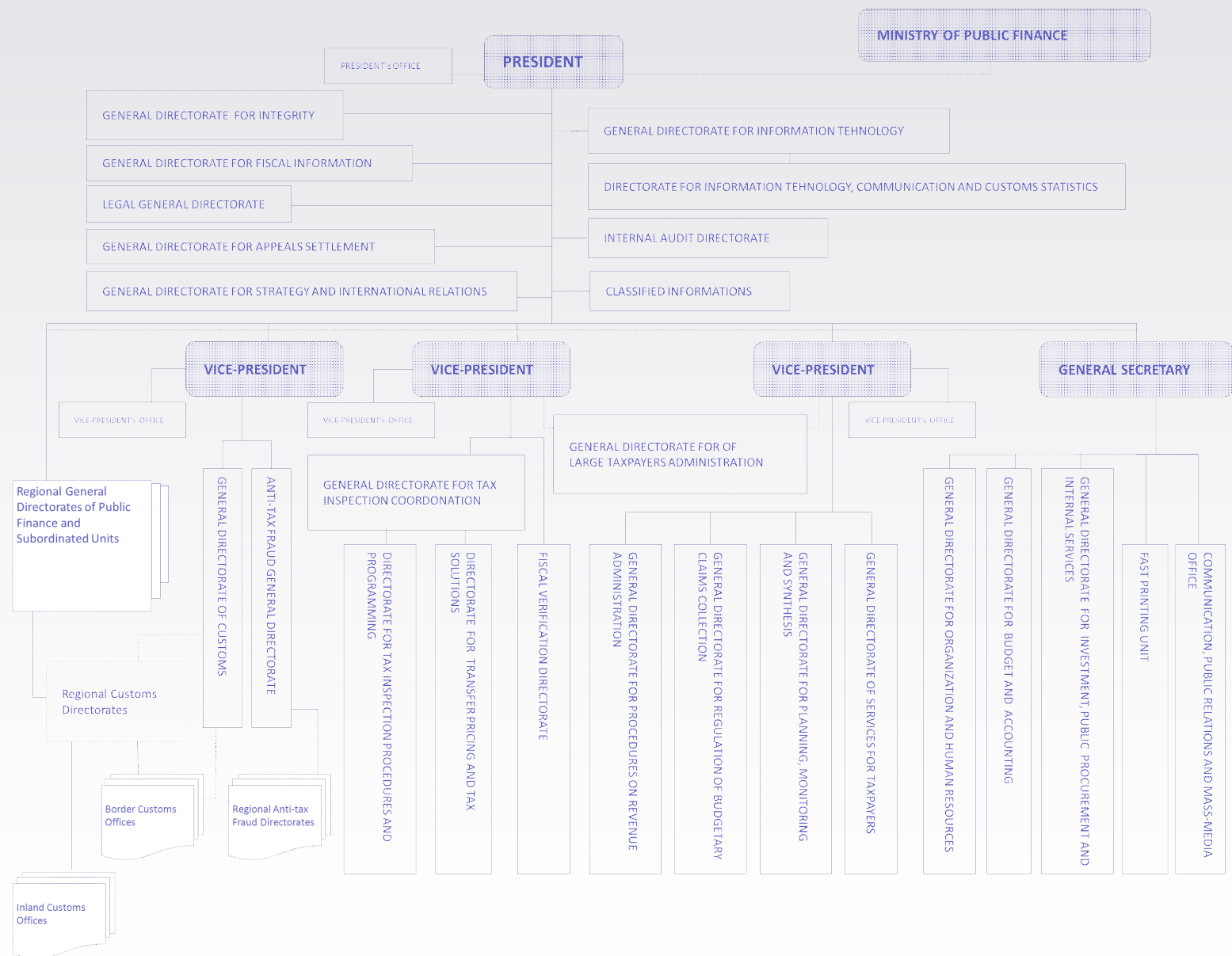
In 2014 have been organized recruiting contests, being recruited a number of 1,318 antifraud inspectors and a number of 260 civil servants for the fields of the administration of large taxpayers, IT etc.

In 2014 were organized hiring tests being recruited a number of 1,318 antifraud inspectors and a number of 260 public servants in the fields: administration of large taxpayers, IT etc.

DISTRIBUTION OF STAFF AFFERENT TO THE REGIONAL DIRECTORATES GENERAL



NAFA ORGANIZATIONAL CHART



Achievements of NAFA in 2014 :

Collection of budgetary revenues in 2014:

The total of budgetary revenues collected by NAFA has totaled 182,542.1 million lei, registering a nominal increase of 2.3 p.p. over the economic growth in 2014 (2.9%), respectively with 8,992.6 million lei in absolute figures more than in 2013 (173,553.5 million lei).

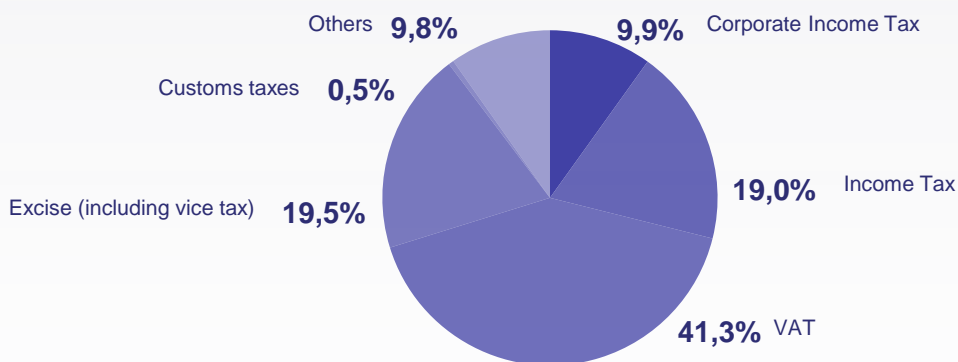
The State Budget revenues have been 123,145.7 million lei, the nominal increase rate being 4.6 in comparison with 2013. The most important contribution to the State Budget has been coming from VAT (41.3%) followed by excises (19.5%) and income tax (19%).

The collection of income tax, 23,442.7 million lei, has registered an increase rate of 4.1% in comparison to the subsequent year.

For corporate tax has been collected an amount of 12,190.3 million lei (11.9%), more than in 2013 (10,893.2 million lei).

Collection for VAT has been at 50,878.9 million lei, with 948.6 million lei less than collected in 2013. This decrease is owed to the amounts reimbursed for VAT in 2014 amounts larger by 20% than the ones reimbursed in 2013, thus negatively affecting the results of VAT collection.

REVNUES COLLECTED BY NAFA FOR THE STATE BUDGET



Collection from excise have increased by 14,2% (+2,984.0 million lei), respectively 24,000.6 million lei in 2014 compared to 21,016.5 million lei in 2013.

For the Social Security Budget the revenues have been 38,845.5 million lei, an increase of 2.6% over 2013 (37,851.2 million lei). The revenue of the National Health Insurance Fund was 19,026.9 million lei, registering an increase of 14.8% over 2013 (16,574.2 million lei).

In comparison with 2013, the unemployment budget has registered an increase in revenue of 6.2% from 1,439.6 million lei to 1,528.5 million lei.

In regard to **the administration of large taxpayers**, 2,484 companies from all over the country have been administered, to which can be added the administration of their secondary offices registered as wage or income assimilated to wages payers.

The amount of 91,090.6 million lei have has been collected, 14.7% more than 2013.

The state budget revenue (formed mainly from VAT, excises, income tax, corporate tax) has been 69,049.2 million lei, 14.5% over the level achieved in

2013 (60,297.6 million lei)

The collection of income tax, 7,588.6 million lei, has registered a level of 6% of growth over the subsequent year.

From corporate tax has been collected an amount of 6,839.9 million lei, with 1,365.5 million lei (24.9%) more than 2013 (5,474.4 million lei).

Collection from VAT has been of 27,190.6 million lei, with 2,361.9 million lei (9.5) more than 2013.

In excises, the collection in 2014 has been with 2,956.2 million lei more than the similar period of 2013, registering a growth of 15.0%.

Enforcement activity

In 2014 from enforcement has been collected an amount of 14,520.0 million lei, with 11.6% less than the previous year, respectively from summons 10,811.1 million lei (-3.7%); from frozen banking accounts 3,306.8 million lei (-30.3%); from frozen assets of third parties 364.6 million lei (-11.7%); from capitalization of seized mobile/immobile assets, 37.5 million lei (+8.2%).

The most efficient way for enforcement has proved to be the communication of the summons, which has led to the collection of 74.5% from the total revenue from enforcement. From enforcement has been collected an amount of 3,537.3 million lei for the state social security insurance , representing 24.4% of revenue from enforcement.

From the amounts collected for the state consolidated budget from legal persons debtors, 44.2%, respectively the amount of 6,133.4 million lei represents the amounts collected from the large taxpayers debtors and 21.9%, respectively 3,042.4 million lei, from medium size taxpayers.

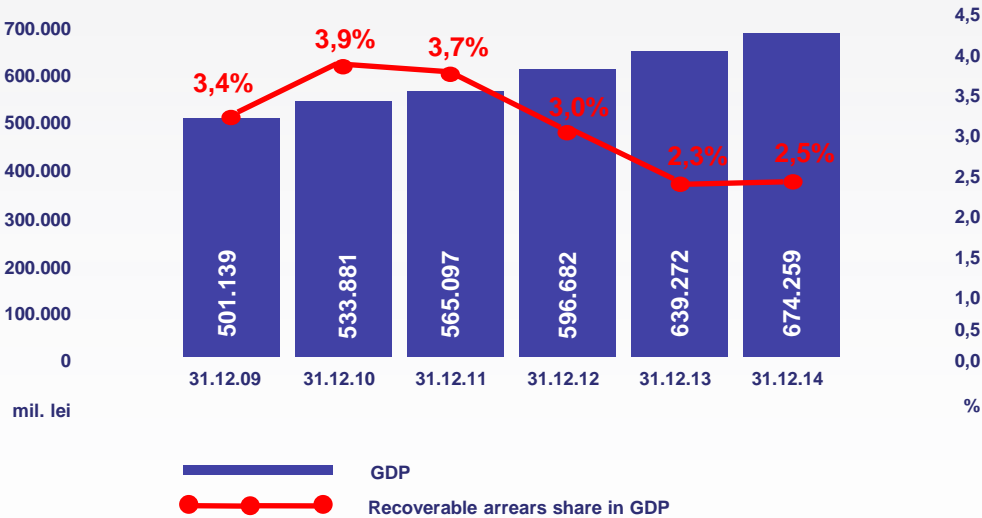
Recovered arrears

At the end of 2014 the arrears recovered for the budgets administered by NAFA were in the amount of 16,988.3 million lei.

The collection for the recovered arrears has been with 13.3% bigger in 2014 than the similar period of 2013, respectively from 28,867.3 million lei to 32,694.5 million lei.

In rapport to the GDP, the share of the arrears that remain to be recovered for the budgets administered by NAFA has been of 2.5%.

RECOVERABLE ARREARS SHARE IN GDP BETWEEN 2009 - 2014



From the arrears remaining to be recovered on December 31st 2014, the arrears held by large taxpayers represented 30.6% and recoverable arrears held by medium size taxpayers held a share of 14.7%.

On December 31st 2014 the collection of recoverable arrears was 70.5%.

During the process of the improvement of the collection of fiscal arrears, within NAFA has been carried out the Pilot Project targeting the recovery of fiscal arrears from medium taxpayers from Bucharest and the County of Ilfov, through which has been targeted the support and encouragement of taxpayers to obtain facilities for the payment of

outstanding fiscal obligations, for their decrease.

In 2014 have been approved 6,794 requests for payments rescheduling of outstanding budgetary obligations in value of 1,510.2 million lei, 33.1 more requests than in 2013 (5,105 requests for the amount of 1,603.2 million lei). The amounts collected from the payments rescheduled for payment have increased by 47.4% in 2014 (911.9 million lei) from 2013 (618.5 million lei).

Information regarding the performance and efficiency of NAFA's activity in 2014 can be found in Annex 4 "Collection costs" and Annex 5 "Level of performance indicators"

FIGHT AGAINST FISCAL EVASION:

Fiscal antifraud activity

In conformity with the internal studies made by NAFA and with the external estimations of the fiscal gaps, carried out by national and international specialty entities and based on own risk analyses, of investigation and fiscal information, the Fiscal Antifraud Directorate General has target its attention toward the fulfillment of objectives of main importance for the prevention and finding of fiscal evasion, out of which can be highlighted:

The increase of the degree of compliance of taxpayers, through the presence of antifraud inspectors in some areas as well as through the monitoring of some activities with high fiscal risk;

Identification and instrumentation of fiscal fraud phenomenon with significant negative fiscal implications for the state general consolidated budget based on risk analysis and on information forwarded by specialized institutions.

The fiscal antifraud activity has concretized in collected amounts (respectively the value of the contravention fines, the estimated value of seizures and the value of prejudices afferent to the criminal complaints) in a total value of 3,838.9 million lei (the equivalent of 872.4 million Euro)

For supporting the proposed objectives, the fiscal antifraud activity has been directed toward activities such as:

- fiscal antifraud inspection activities, through which have been instrumented fiscal evasion deeds carried out through fictive transactional chains, from which have been evaluated a total of prejudices caused to the state budget in the amount of 3,465.8 million lei (the equivalent of 787,6 million Euro).

- verification actions in line with the prevention and fight against fiscal evasion that manifests in the field of undeclared and under- declared labor, within the framework of the Pilot Project targeting the increase of the fiscal compliance in the field of tax on wages and social contributions, the actions being extended also on the taxpayers authorized as temporary labor agents. As a follow up of the inspections have been evaluated prejudices in a total amount of 338.4 million lei (the equivalent of around 77 million Euro) and instituted precautionary measures in value of 268.4 million lei

- actions for monitoring the road traffic of goods that have targeted intercommunity procurements, and also other verifications in traffic.

- inspection actions that have targeted the trading with grains and of the mill – bakery products, being carried out a number of 1,251 monitoring actions in 657 locations from all over the country, verification actions for a number of 10, 073 means of transportation, but also inspection actions at 1,872 taxpayers.

As a follow up of the verifications at 24,619 taxpayers:

- have been applied a number of 19,429 contravention fines in a total value of 93,3 million lei (the equivalent of 21.2 million Euro), most of them being applied during the verifications regarding the authorization for the activities that were carried out, the legal provenance of the goods, the existence and use of fiscal cash registers, the compliance with financial discipline;

- seizures have been made for cash, income from illicit activities and assets, their estimated value being of 279.8 million lei (the equivalent of 63.6 million Euro) out of which 193.8 million lei in cash and income obtained illegally; 86.02 million lei in assets;

- have been forwarded to the prosecutor offices 714 endorsements, the value of their afferent prejudice being in total of 3,465.6 million lei (the equivalent of 787.9 million Euro);





- have been issued dispositions for the suspension of activity for a number of 1,628 economic operators, mainly for non-compliance with the legal provisions regarding the existence and use of fiscal cash registers and with the trade norms;
- have been instituted 1,302 precautionary measures for patrimony assets, for a total value of 2,480.7 million lei
- have been proposed to be declared inactive a number of 592 taxpayers.

Through the issuing of the Joint Order of the Public Ministry – Prosecutor’s Office from the High Court of Appeals and justice and NAFA, on February 10th

2014, has become operational the Fight against Fraud Directorate, 267 inspectors belonging to this structure being detached in 2014 to the prosecutors’ offices, for a 3 years period. The detached antifraud inspectors have been requested for supplying specialty technical support to the prosecutors in the penal cases in the economic – financial field, for all the specific professional knowledge.

2,428 technical – scientific finding technical reports have been drafted with prejudices adding up to 6,460 million lei. Also have been carried out 1,521 fiscal verifications, 785 fiscal investigations in view of freezing funds, 1,489.1 million lei being the total value of the seized amounts and assets.

Activity in the customs field

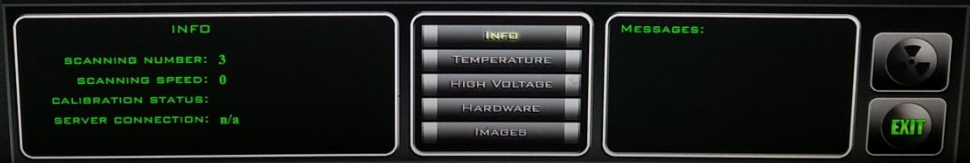
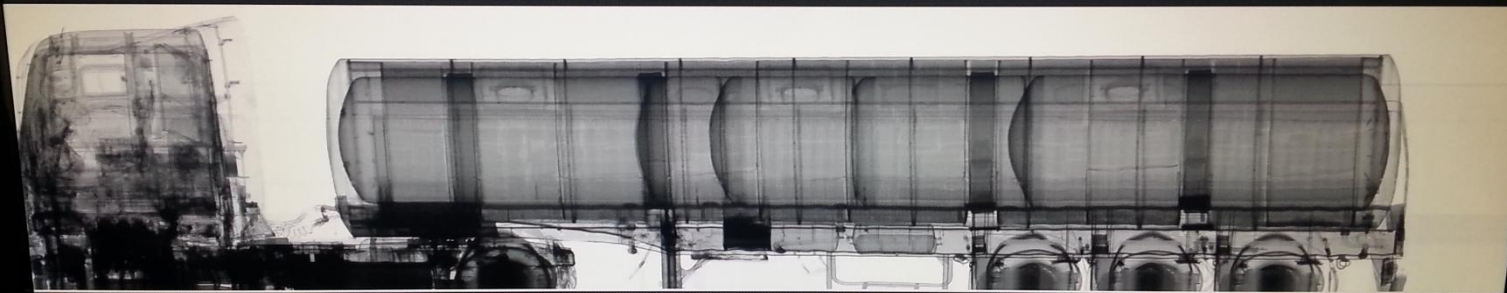
Over the entire territory of Romania, the customs administrations follow the uniform application of the customs and fiscal regulations for excisable products, in the field of authorization and fiscal surveillance.

The customs public servants contribute to the fulfillment of specific attributions, based on good practices that exist at the European and international level in the fiscal and customs fields, using the integrated customs IT system, auto vehicles, non – destructive control means or surveillance means placed at the border, canine teams for drug and

tobacco products detection and also a customs laboratory.

a) In the field of customs investigations and ex-post inspection, the activities have been carried out in the following main directions:

- the ex-post inspection and rechecking of customs declarations (as a follow up of the ex – post inspections have been established import rights and other taxes and owed taxes within the framework of the customs operations , as well as accessories in a total amount of 20.5 million lei, compared to 1.3 million lei in 2013);





- the administration and reporting to the EC of the cases that are over 10.000 Euro that represent customs frauds/irregularities (the main category of frauds identified in 2014 being: the inexact declaration of origin or provenance, erroneous tariff classification, illicit traffic of cigarettes);

- holding hearings for the economic agents that request AEO certificates;

- ex – post control of export restitutions.

b) **The activities of customs surveillance and inspection** targets the prevention and fight against the illicit traffic and of contraband with merchandise and goods having a high risk, being directed to the increase of the number of actions in traffic of the customs surveillance and inspection teams and of the canine teams. This field of action managed also in collaboration with other institutions of the state, within which have been seized assets with a total value of 28.5 million lei and applied fines in a total value of 16.7 million lei, can be shown through the presentation of some of its dimensions:

- the carrying out of 70 own customs surveillance and control actions, out of which 5 in collaboration with the antifraud inspectors and 3 missions at the request of other institutions (Directorate for the Investigation of Organized Crime and Terrorism, Romanian Police General Inspectorate, Border Police General Inspectorate);

- the carrying out of some customs surveillance and control on the Romania- Moldova border, in conformity with the protocol signed by NAFA and the Customs Service of the Republic of Moldova, to which participated antifraud inspectors, but also bodies of the Romanian Police General Inspectorate and of the Gendarmerie;

- the carrying out, in average, of 356 inspections/canine team on transportation means, having as follow up the application of fines and seizure of assets in a total value of 3.0 million lei (674,934 Euro).

c) **The activity carried out by the customs inspectors in the fight against drugs and intellectual property rights protection** has highlighted an estimated value of 10.4 Million Euro for goods that were proven not to comply with intellectual property rights, countries of origin of the goods seized being China, Turkey, Ukraine etc.

d) The customs staff has participated in 2014 to

different **customs operations**, in fields as: container counterfeit goods; fight against contraband with medication order through the Internet; fighting against counterfeit/pirate goods or illicit traffic goods (especially alcohol and tobacco); fight against illicit drug traffic and guns; illicit traffic with new psychoactive substances; counteracting the illicit diversions and the traffic of chemical precursors used for the fabrication of explosive devices.

e) Within the **Central Customs Laboratory** have been processed approximately 1,200 samples taken by the customs authority and by other authorities. The Central laboratory has participated in 3 inter-laboratory tests organized by the Customs Laboratories European Network (CLEN) from the European Commission and 1 test organized by the Mol Refinery – Hungary. Also, the staff of the Laboratory was involved in the “Improvement of cross – border cooperation between Moldova and Romania on Petroleum and Food Products” - IMPEFO Project, financed through the Joint Romania – Ukraine – Republic of Moldavia Operational Programme 2007 – 2013, that has as main targets the establishment of the customs laboratory I Chisinau and its preparation for accreditation and the procurement of 3 mobile laboratories (1 for Romania and 2 for Republic of Moldova).

Fiscal audit activity

The organizational measures taken as a follow up of the reorganization process started by NAFA in 2013 have continued during 2014, having as purpose:

- the continuation of the prevention and fight against fiscal evasion measures;
- decreasing the methods of avoiding filing and payment of the fiscal obligations;
- increasing the voluntary compliance in filing and payment;
- making a better selection of the taxpayers for fiscal audit depending on the level of risk established on the risk analysis and, thus a better allocation of the fiscal audit resources;
- Improvement of the results of fiscal audit activity, respectively the increase of the value indicators, through a which is measured the quality of the audit, especially for the increase of the additional amounts attracted to the general consolidated budget.

The main actions in which the fiscal audit structures have been involved in 2014 have been:

- fiscal audit in view of the settling within

deadlines of the returns of VAT with reimbursement option; carrying out audits subsequent to the reimbursement of VAT at the taxpayers selected depending on the level of risk established as a follow up of the risk analysis; identifying and fighting against frauds regarding VAT;

- fiscal audits on own initiative, at taxpayers individuals or legal persons, that present a high level of risk;

- fiscal audits at taxpayers identified as having fiscal risk in regard to transfer prices;

- unannounced audits, cross audits or on the spot investigations regarding the ongoing fiscal audits;

- audits in view of solving the restitution of excises requests that are in the high fiscal risk category, complying with the legal deadlines;

- audits based on delegation of competence disposed by the central level structures to the territorial structures that are in their coordination, to large taxpayers that have nor been audited in the prescription period; medium taxpayers - Bucharest Region and individuals with the fiscal address on the territory of the Bucharest Region;

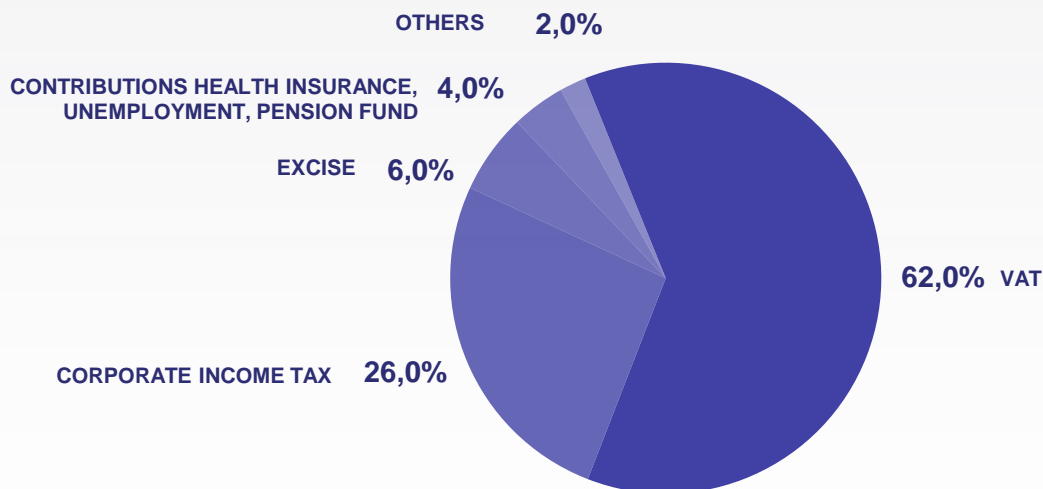
- fiscal audits at medium size taxpayers from the Regions of Brasov and Ploiesti, within the Pilot Project regarding the under declared wages;
- audits at the taxpayers that meet the conditions of being declared as inactive/reactivated.

In 2014 have been carried out 70,912 audits and controls (18.4% more than in 2013). That had as follow up the establishment of additional amounts (obligations and accessories) of 13,991.1 million lei

and the fiscal loss has been decreased with 1,575.5 million lei (1,156.2 lei in 2013).

The audit staff from within Directorate General for Large Taxpayers Administration has carried out in 2014 a number of 1,246 audits, in conformity with the activity schedules approved by NAFA's management. As a follow up of these actions have been drawn to the general consolidated budget an additional amount of 2,629.8 million lei.

SHARE ON CATEGORIES OF TAXES OF ADDITIONAL OBLIGATIONS ESTABLISHED AT LEGAL PERSONS TAXPAYERS, AS A FOLLOW UP OF FISCAL AUDITS



The main indicators are presented in Annex 10.

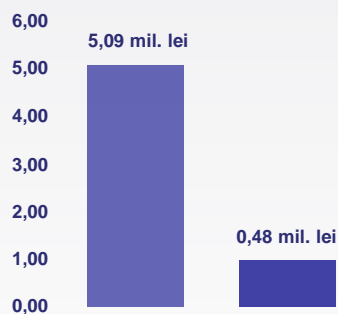
12,548 contravention fines have been applied, in a total amount of 24.0 million lei (AN INCREASE OF 15.9 % OVER 2013).

Have been forwarded to the competent bodies in view of the continuation of the inquiries a number of 2,914 notices for a total prejudice of 9,217.6 million lei (an increase of 55.5% over 2013).

2,339 precautionary measures have been instituted, for a value of 3,685.2 million lei (an increase of 26.5% over 2013).

The level of the amounts estimated to be made from the seizure of assets and cash has increase with 294.2%, from 5.6 million lei in 2013 to 22.0 million lei in 2014.

**ADDITIONAL AMOUNTS DRAWN FROM TAXPAYERS
(LEGAL PERSONS) PER INSPECTOR/AUDIT**



**ADDITIONAL AMOUNTS DRAWN FROM TAXPAYERS
(INDIVIDUALS) PER INSPECTOR/AUDIT**



- - additional amounts drawn per inspector
- - additional amounts drawn per audit

Settling of complaints

NAFA settles complaints in conformity with the established competences, complaints made against the tax decisions, administrative documents assimilated to tax decisions, decisions regarding the settling on the situation issued in conformity with the legislation in the customs fields, measures for reducing fiscal loss established through disposition of measures, that have as object taxes, contributions customs duties, their accessories as well as complaints formulated against rechecking decisions.

At the end of 2013 there 2,363 complaint files were being solved, comprising 4,762 requests regarding documents drafted by NAFA with a contested amount of 3,305.0 million lei.

During 2014 have been registered for settlement a number of 8,814 complaint files, comprising 17,621 requests regarding administrative documents drafted by NAFA, with a total contested amount of 8,992.9 million lei. The average time necessary for settling these complaints has been 62 days.

8,309 files have been settled by issuing 8,304 decisions comprising 16,434 requests regarding the documents drafted by NAFA's bodies, for a contested amount of 8,086.4 million lei, thus, on

December 31st 2014 remained to be solved a number of 2,868 complaint files comprising 5,949 requests regarding documents drafted by NAFA's bodies, for a contested amount of 4,211,5 million lei.

By percentages, the solutions issued by NAFA represent: 52.85 rejections, 4.55 suppressions, 6.85 admissions in comparison with 2013 when, by percentages, the solutions issued on amounts represented, 45.75 rejections, 14.85 suppressions, 4.25 admissions and 35.3 % other solutions.

From the total of the issued solutions has been arranged the fund for the amount of 5,188.3 million lei, representing 13,770 requests (admitted, suppressed or rejected), which represents 64.2% of the settled amounts.

Also, from the total of the amounts settled on the main issue have been admitted and suppressed the fiscal administrative documents compared against for a total amount of 916.7 million lei, representing a number of 2,219 requests. The percentage of the amounts for which have been issued admission solutions and suppression of fiscal administrative documents in the total of amounts settled on the main issue has been of 17.75 in comparison with 2013 when this percentage was 29.3%.

In the cases having as object the settlement solutions for the complaints of taxpayers, the Courts have pronounced themselves, establishing the amount of 395.7 million lei, in 734 cases have been correctly established the burden of the taxpayer, while for the amount of 112.3 million lei, in 483 cases have given a solution for the taxpayers, suppressing the fiscal administrative documents issued by NAFA. Also, for the amount of 13.1 million lei, the Courts have decided in 30 cases other solutions. Thus, from the total amount contested in Court 22.1% has been admitted in favor of the taxpayer.

In order to insure the decisional transparency of the activity of the settlement of complains and the manifestation of an active role in relation with the taxpayers, in view of complying with the provisions of the fiscal legislation in an unitary mode, has been published on the NAFA site a depersonalized content of the settlement decisions issued in the prior procedure. Also, during 2014 have been taken measures for the improvement of the fiscal legal framework and complaint settlement.

Fiscal Information Activity

NAFA supports the increase of the efficiency of the fiscal audit/investigation/verification activity, this representing one of the actions necessary for the achievement of its strategic objective of prevention and fight against fiscal fraud and evasion, especially in the intercommunity transactions. For the purpose of achieving this objective, within the administrative cooperation with Member States of the European Union, within the VAT field have been received a number of 1,606 requests for information from the other states and have been sent 2,947 requests for information and in the field of direct taxes, based on the provisions of Directive 2011/16/EU regarding the administrative cooperation in the fiscal field, as well as based on the convention regarding double taxation to which Romania is part, 246 requests for information have been received from the foreign fiscal administrations and have been sent abroad 83 requests for information from the direct taxation field.

Also, in the field of multilateral audits has been insured the cooperation of 8 audits carried out in view of fighting fraud in intercommunity transactions.

In 2014 has been insured the monitoring of the modifications of in power international sanctions and the corresponding informing of the structures from within NAFA and of the other interested public institutions, in conformity with GEO no. 202/2008 regarding the implementation of international sanctions and Order of the Minister of Public Finance no. 1.856/2011.

In view of extending information sources and at the same time improving them, at NAFA'S level have been signed 9 collaboration protocols with the institutions that have relevant information from the fiscal point of view: National Office for Gambling; National Council for Audiovisual; Sector Pension House of the Ministry of Defense; The Romania Bank Association; the Ministry of Agriculture and Rural Development – Directorate General for Fishing – AMPOP; the Ministry of Agriculture and Rural Development – Agency for the State Domains; the Romania Civil Aeronautic Authority; Romanian Naval Authority; Ministry of Transportation – Romanian Road Authority and have been updated, through the signing of additional documents, other 3 existing protocols.

At the same time have been made periodically analysis based on risk criteria for a number of approximately 9,600 Romanian taxpayers and have been solved 485 requests for information that came from other structures of NAFA and well as from other institutions regarding 54,319 taxpayers.

Also has been continued the implementation of the Fiscal Compliance Strategy based on risk management, being carried out a series of specific actions, such as:

- the updating of the Risk Register afferent of the Fiscal Compliance Strategy based on risk management.
- carrying out the Pilot Project that targets under-declared wages, as a follow up of the IMF recommendations regarding the implementation of Fiscal Compliance Strategy based on risk management.

Through the collaboration of the fiscal information, audit and antifraud structures, has been carried out the Project targeting the decrease of under-declared wages from the medium size taxpayers from the Ploiesti and Brasov regions. The Project has targeted the decrease of fiscal evasion in the field of under –declared labor, this being made public through a press communiqué launched in April 2014.

A pre-testing of the audit methodology has been done previously in real audits, this allowing the identification of models of evasion. Subsequently there were sent endorsement letters to all the taxpayers that were targeted by the Project. The fiscal audits that have been carried out in the second half of 2014 and been preceded by control actions of Labor Inspection.

As a follow up of the implementation of the Project a net superior increase of the gross wages fund has been registered for the two regions. Also in 2014 has been registered an increase in the average number of employees per total regions with 1,217.5 employees more than the average from the previous year.

As a follow up of the audits carried out for 500

selected taxpayers have been established additional fiscal obligations for a total amount of 110.9 million lei. Fines have been applied in the amount of 0.3 million lei and have been forwarded a number of 7 criminal endorsements to the prosecutor offices for a prejudice in value of 19.9 million lei and have been instituted precautionary measures in value of 44.7 million lei.

IMPROVEMENT OF VOLUNTARY COMPLIANCE

Assisting taxpayers

In view of the improvement of voluntary compliance and increase of the volume of budgetary collection, in 2014 has been targeted the supply, in conditions of quality, of the assistance requested by the taxpayers, as well as adapting and development of electronic services. In conformity with the Strategy regarding the services offered to taxpayers, the efforts have been targeted toward the diversification of the channels of communication with the taxpayers and of the increase of the percentage of electronic services, at the same time insuring the corresponding specialty assistance.

At the central level there has been maintained almost the number of solved requests, while the answers sent through e-mail and telephone calls have registered a decrease of 63%, respectively 19%.

The decrease of the number of requests is owed to the development of the other communication channels with the taxpayers, respectively:

- Private Virtual Space;
- SMS;
- On-line filing;
- Unification of the communication channels through e-mail in a single one.

At territorial level, a possible cause of the decrease of the number of requests made by the taxpayers

through e-mail (with 28%) and phone (with 22%) could be explained by:

- the reduction of the contact with the fiscal unit as a follow up of the extension of the channel of on line filing, based on the instruction posted on the portal;
- consultation of the thematic fiscal guides, posted on the portal, that facilitate the fulfillment of the fiscal obligations of the taxpayers;
- consultation of the press communiqué regarding the fiscal obligations of the taxpayers;
- the increase of the level of knowledge and awareness of the fiscal obligations, as a follow up of supplying quality assistance.

It can be observed an increase of the usage degree of the electronic channels for interaction with the fiscal administration. There have been posted on the portal, for consultation, thematic fiscal guide that facilitate the fulfillment of the fiscal obligations of the taxpayers.

The requests through written correspondence are determined by situations insufficiently regulated by the fiscal legislation.

In comparison with the other channels of communication formulating a written request for assistance offer the taxpayers the possibility to present complex situations, including attaching justifying documents that can help the fiscal body in the clarification of their fiscal situation.

Also, the “Assistance form” application has been implemented, application that contributes to the improvement of the procedure for supplying assistance through e-mail, allowing the automatic assignation and a better administration of the requests.

Through the “Assistance form” software 3,084 e-mails have been received, from the date of the implementation, respectively June 10th 2014, and up to the end of the year.

The implementation of the Governmental Agreement Delivery Unit – Priority Implementation Unit has included two sets of measures regarding the assistance for taxpayers.

- Establishing a “front – office” interaction with the fiscal administration. Two units have been designated as pilots for the implementation of the concept, respectively County Public Finance Administration Valcea and CPFA Ilfov. At the same time were elaborated the working procedures regarding the mode in which the interaction of the fiscal administration with the taxpayers functions, requesting from the implicated CPFA to dispose measures in view of implementation.

- Revision of all the types of requests filed by taxpayers for the issuing of diverse categories of documents/issuing of requested authorizations and of the documents necessary in view of issuing answers, in order to limit these documents to an

exhaustive list and for the unitary application by all the fiscal units.

The project Guide regarding the justifying documents necessary for issuing the diverse categories of documents/issuing of requested authorizations by the taxpayers has been elaborated, and it was sent to all the specialty directorates from within NAFA for completion/updating as the case may be.

NAFA has developed the “Private Virtual Space” and “The Fiscal Informative Paper”, insuring:

- communication of the fiscal administrative documents issued in electronic format by the fiscal bodies;
- transmission of requests and/or documents by individuals to the fiscal body.

Starting with September 15th 2014, the service has become functional for the individual taxpayers that have the fiscal domicile in the area covered by Regional Directorate General of Public Finance Bucharest, and starting with December 15th 2014 the service has become available all over the country.

Also, through the service “Fiscal Informative Paper” are put at the disposition of individuals some fiscal information for the purpose of guiding them in the fulfillment of their fiscal obligations (new legal procedures, timetable of the fiscal obligations, fiscal guides etc.).

Between September 15th – December 31st 2014, through the Private Virtual Space service have been registered a number of 7,617 requests out of which: with the “counter” option – 3,165; with the option “checking decision” – 4,452. The total approved requests – 7,502.

For establishing efficient communications, through which the taxpayers are made aware of their obligations, have been elaborated the following guides:

- “Guide regarding the filing and payment of social contributions by individuals that are making income from independent activities and other incomes as well as for individuals that do not make income”;
- “Guide regarding the taxing of income made from land leasing”;
- “Fiscal Guide for taxpayers that make income from liberal professions in Romania”;
- “Fiscal guide of individual taxpayers that make income from commerce”.



- “Fiscal guide for individual taxpayers that make income from rental and leasing”;

- “Fiscal guide for individual taxpayers that make income from intellectual property in Romania (project)”;

“Fiscal guide regarding the filing obligations of individuals that make income abroad and are operational in Romania”;

- “Employer’s guide”;

- “Guide regarding the justifying documents necessary for the issuing the diverse categories of documents/ issuing of authorizations requested by the taxpayers”;

- “Income from rental and leasing” – How to declare and how to pay income tax and health insurance contributions;

- “Income from leasing agriculture assets” - How to declare and how to pay income tax and health insurance contributions;

For analyzing the quality of the electronic services that are at the disposition of taxpayers, has been published, on NAFA’S webpage, a questionnaire through has been monitored the degree of satisfaction of the taxpayers in regard to the services offered. As a follow up of the answers of the taxpayers, have resulted the following:

- the necessity to introduce new information in the “Fiscal File” as well as establishing a higher frequency for their updating;

- the necessity to implement last generation servers and optimization of the site for all the operating systems;

- the necessity to implement an electronic payment system at NAFA’s offices, through the installations of card terminals, as well as through on line payment with bank cards;

- the necessity to implement an electronic communication that will allow the transmission and reception of information in a quickly and safely.

For the support of of the companies that provide electronic services, telecommunication, radio and television, a new special scheme called Mini One Stop Shop (M1SS) has become operational on January 1st 2015, M1SS allows companies to register and file and pay the VAT owed to the Member State – through the web portal provided by the Identification Member State (usually the Member State in which the company has established its economic activity). The simplification consists in the opportunity that the respective companies may not register in all every state in which they owe VAT, but to benefit from electronic services through the Identification Member State.

Verification of high wealth/high income individuals

The improvement of the fiscal compliance programme in 2014 was based on:

- Assuring the fiscal compliance of high wealth/high income individuals by applying a correct fiscal treatment, respectively the carrying out of fiscal audits at the taxpayers selected based on risk analysis, identification of undeclared income, their taxing, informing the taxpayers in view of having the necessary knowledge, understanding and correctly applying of the legal provisions in force, as well as the application of alternative treatments for the growth of the fiscal compliance;
- the increase of the average declared annual income of high wealth/high income individuals that are the object of the programme, from all the taxable sources;
- the development of campaigns for the increase of compliance in filing and payment the income made by the target group;
- the consolidation of the presence on line of the service for taxpayers assistance through the HWI programme;
- communication with the relevant professional organizations that activate in the field of income tax;

The implementation of the objectives that were presented has been achieved through the carrying out of specific actions, in the legal field, the increase of the voluntary compliance or in an operational plane, out of which can be highlighted:

- publishing of the Charter of rights and obligations of individuals that submitted to fiscal audits;
- carrying out the two endorsement campaigns:
 - conciliatory endorsement (before the filing date), so that on May 20th 2014 have been sent 425 endorsements to high wealth individuals, in view of encouraging voluntary compliance in filing for income obtained abroad, afferent to the fiscal year 2013;
 - non – filing endorsement (after receiving the information regarding filing within the deadline), so that on November 24th 2014 have been sent 328 non-filing endorsements to the high wealth individuals, through which has been requested the filing regarding income obtained abroad;
- initiation of fiscal verifications of individuals in the cases in which the result of the prior fiscal document verification represents significant differences in results.

As a follow up of the endorsement campaigns regarding the voluntary compliance of individuals having as object the income obtained abroad that were carried out in the last 2 years, as well as the verifications that have been started, the following results were obtained:

- for 2010, 24 persons from the target group have declared income obtained abroad,
- for 2011, 48 persons have declared such income,
- for 2012 have filed 48 persons,
- for 2013 have filed 59 persons.

At the same time the income from abroad declared for 2013 has been 7,9 times bigger than the ones declared for 2012, increasing from 18.3 million lei to 144.3 million lei.

In the operational field, from the 30 fiscal verifications started in 2013, have been finalized a number of 28 prior fiscal document verifications, for which verification reports have been drafted. A number of 2 fiscal verifications require additional investigations.

11 fiscal verifications notices have been issued to the individuals for which have been found differences

that outside the limits set by in power legal provisions. From the 11 fiscal verifications 7 are in the final phase, being at the stage of the procedure of communication to the individuals the findings that result from the verifications.

Procedures for the administration of revenue

In the field of administration of revenues and taxes with a regime of auto imposed or withholding have been carried out the following actions:

- updating the Nomenclature of payment obligations to the State Budget, as well as the filling instructions of some forms (OPNAFA no. 123/2014; OPNAFA no.1,292/2014; OPNAFA no. 1,793/2014; OPNAFA no. 4,024/2014) as a follow up of the amendments made to the provisions of the Fiscal Code, applicable starting January 1st 2014.

In the field of administration of income tax of individuals have been carried out the following actions:

- adapting the model and content of some forms to the amendments provisioned in Title III from the Fiscal Code (OPNAFA no. 530/2014; OPNAFA no. 1,672/2014; OPNAFA no. 2,365/2014);

Elaboration of the procedure regarding the recalculation of anticipated payments for taxes (OPNAFA no.2,365/2014). Within the procedure have been inventoried the situations that can lead to the recalculation of anticipated payments as a follow up on the requests of the taxpayers, the justifying documents necessary for the support of the filed requests, identification of the administration operations, as well as of the time necessary for solving the filed requests.

In 2014, the printing and communication of the tax decisions regarding the anticipated payments for income tax/health insurance contributions, as well as regarding the payment obligations of social insurance (Form 260) has been centralized through the Fast Printing Unit, in conformity with procedures.

In the field of mandatory social contributions have been carried out the following actions:

The approval of the procedure regarding the establishment of anticipated payment of taxes, of anticipated payments for contributions to the health insurance , as well as payment obligations for social security (OPNAFA no. 277/2014);

In regard to the administration of the Taxpayers Register and of non-resident taxpayers have been carried out the following actions:

The unification and modification of the applying

procedures of the provisions of Art. 78¹ from the Fiscal Procedure Code, as well as of the content of the forms that regulate the fluxes for the filing of inactive taxpayers, the fixing of material errors and the reactivation of taxpayers that were declared inactive, which are applied by the fiscal bodies, as well as by the control bodies of ADG (OPNAFA no. 1,847/2014).

- elaboration of the Norms for the selection of non-resident individuals that have assigned fiscal identification numbers.

In the field of the administration of VAT have been carried out the following actions::

- adapting the procedures as well as the forms in the field of VAT tax administration to the amendments made to the legislation regarding the Fiscal Code, Fiscal Procedure Code and the Methodological Norms for the application of the Fiscal Code;

- elimination, starting with January 1st 2014 of the obligation to justify the payment afferent to imports and procurement of goods/services carried out in an other Member State (OPNAFA no. 59/2014) and of those carried out in Romania by taxable persons not registered, not established on the territory of the European Union (OPNAFA no. 225/2014);

- regulation of the conditions for passing from the mandatory application to the optional application for the VAT system, for taxable persons that on January 1st 2014 applied the VAT system at cashing in (OPNAFA no. 235/2014);
- the modification of the Procedure for settling the negative accounts on VAT with reimbursing option (OPNAFA no. 491/2014), modification that targets the restructuring of the steps of the settling the negative accounts on VAT with reimbursing option. The procedure has been correlated with the

provisions introduced in the Fiscal Procedure Code regarding the carrying out of a risk analysis for establishing the list of taxpayers with high fiscal risk that follow to be selected for the carrying out of the ex post fiscal audit. At the same time has been regulated the possibility of the fiscal bodies to select for carrying out an ex post fiscal audit, randomly, and the taxpayers without fiscal risk.

The normative documents issued by NAFA are presented in Annex 11.

INCREASE OF COLLECTION EFFICIENCY

Revenue Administration Modernization Project (RAMP)

NAFA has a central role in the process of insuring the revenue necessary for the financing of the public investments vital for the development of infrastructure and public services, for the benefit of all the Romanian citizens.

The Project for the modernization of the Fiscal Administration (2013 – 2018), developed in partnership with the World Bank has become effective in the second semester of 2013 and is developed based on a strategy regarding the transformation of the organizational environment, having as the centre of preoccupation the facilitation of compliance through transparency and guidance, fair treatment and assistance for individuals as well as for legal persons, everything trying to be done at the lowest cost possible for the taxpayers through the use of technological solutions and electronic services. RAMP will especially contribute to the improvement of services for the taxpayers in terms of accessibility, trust, quality, promptitude and safety.

The year 2014 has meant for RQAMP the continuation of the procurement procedures initiated in the last part of the prior year and the start of the implementation activities for each component of the

project. For this, at the level of the Management Unit of the Project during 2014 have been administered a number of 24 procurement procedures, being signed 17 consultancy and delivery of goods or technical services contracts. All the information can be found on the NAFA portal, www.anaf.ro.

During 2014 NAFA has mobilized through RAMP important resources for the purpose of modernizing its own activity, has adopted a central approach in regard to the needs of the taxpayers, the identification of the taxpayers wishes, following that the first major results to be visible starting with 2015.

There exist a series of concrete benefits which are generated by the RAMP Project for NAFA's employees. In this sense are provisioned intensive training and development programmes, the use of modern analytical instruments and an efficient organization of the activity processes, which will imply less annual tasks, in conformity with the best international practices.

Through the implementation of RAMP NAFA has assumed a major commitment, that of becoming a modern fiscal administration at European level, preoccupied to offer services for the taxpayers and supporting the development of the business environment in Romania.

The development of NAFA's Projects

In completion of the reform initiative of NAFA carried out through the RAMP Project a series of punctual initiatives for change are carried out through other projects developed at the level of NAFA in the field of fiscal and customs administration.

Through the Project "Development of a viable partnership between the NAFA and the direct beneficiaries of the services it offers – premise for increasing the efficiency of the public revenues collection system: project financed through non-reimbursable funds within the Operational Programme for the Development of Administrative Capacity 2007 – 2013, code SMIS 31224 has been pursued the creation of a consultative decisional mechanism for the activity of public revenue administration. The objective of the Project is the increase of the degree of voluntary compliance of taxpayers through the consolidation of the fiscal civism. During 2014 have been organized 2 seminars which allowed 50 specialty civil servants from NAFA to develop the Manual for communication techniques and instruments. As well as the documents for the regulation of the organization of the periodic public consultations, NAFA – business environment and in the field of annual reporting.

In equal measure, during 2014 has been launched the Project "Improvement of the activity processes of the NAFA", project financed through non-reimbursable funds within the Operational Programme

for the Development of Administrative Capacity. Through this programme is desired, mainly, the improvement of the quality of the services offered by NAFA to its clients through: the definition of services and their display in a services catalog; the increase of the operational efficiency through the redrafting of the activities processes of NAFA; the elaboration of the standards of quality at the level of the services that are delivered to the taxpayers. During 2014 have been launched the procurement procedures for this Project and have been started the execution of the consultancy contracts

Also during 2014, the Directorate General for Information Technology has implemented and finalized with success the Project "Implementation of the IT security Policy in the context of the Modernized European Customs Code" financed through non-reimbursable funds within the Operational Programme for the Development of Administrative Capacity, project within which have been carried out:

- elaboration of the IT security policy and the implementation of the afferent measures and procedures;
- development and implementation of the IT security monitoring system
- implementation of the pilot electronic signature for the Summary Declaration for Entry (SDE) administered by the Imports Control System;

- training of the customs/IT staff regarding the measures for IT security, the use of electronic signature for the summary declaration for entry and the configuration, installation and use of the IT monitoring system;
- procurement of hardware and software;
- establishment of the redundancy platform (operating systems and data bases) of the SIIV components.

In collaboration with the General Directorate for Integrity, have been taken steps for accessing non – reimbursable funds available through the Norwegian Financial Mechanism 2009 – 2014, steps taken after the signing, on October 31st 2014, of the financing contract for the implementation of the Project “Increase integrity in the National Agency for Fiscal Administration through inter-institutional cooperation and the consolidation of capacity”.

The objective of the Project is the development of the institutional framework and of the procedures for the prevention and fight against corruption and of braking of professional ethic, as well as the increase of the level of integrity within NAFA. The contract is carried out over a period of 18 months in partnership with the Secretariat General of the Government – the Chancellery of the Prime-Minister and with the fiscal administration of Norway.

In regard to the projects financed through the European Neighborhood Partnership Instrument (ENPI) within the Common Operational Programme

Romania – Ukraine – Republic of Moldova 2007 – 2013, NAFA in collaboration with the Customs Service of the Republic of Moldova assure the implementation of the Project “Improvement of the trans-border cooperation between the Republic of Moldova and Romania regarding petroleum products and foodstuffs IMPEFO” code MIS – ETC 988. The general objective of the Project is the promotion of an efficient administration through the modernization of the customs border common offices that exist between Romania and the Republic of Moldavia and the establishment of a good cooperation between the border authorities from Romania and the Republic of Moldova in view of insuring a high degree of transparency, safety and compliance of information with the customs regulations regarding the import, export and transit of petroleum products and foodstuffs.

At the same time, in the inter-institutional cooperation sphere NAFA has the quality of partner beside the Inspectorate general of the Romanian Police in the Project “Strengthening of the capacity of authorities in the enforcement of the law for fighting against intra-community frauds” – INTRAFRAUD“ HOME/2012/ISEC/FP/C1/40000038 42, respectively beside the Prosecutor Office in the Project “Improvement of the inter-institutional cooperation methods in view of fighting against VAT fraud” - HOME/2013/ISEC/AG/FINECC/40000051 84.

International cooperation activities

In 2014 NAFA has become a member of the Executive Council of the Intra – European Organization of the Tax Administration (IOTA), which represented a more active role and a visible position in the international context, through the intensification of the presence and activity within the framework of this organization.

In regard to the carrying out of some activities of international cooperation and exchange of experience with other fiscal and customs administrations, as well as international organizations on issues regarding the fiscal and customs administrations, NAFA has organized, in 2014 in Bucharest, a series of important reunions in its activity field:

□ 15 – 16 May 2014, the Reunion of the Managers of the Customs Administrations of the Member States of the European Union and Turkey.

Within the reunion have been analyzed important issues regarding the functioning of the customs union, the cooperation between the customs administrations and the use of technical means for un-destructive control for the prevention and finding of customs and fiscal frauds.

□ 4 – 6 June 2014, the **Forum “Large taxpayers”**, event under the Intra – European Organization of the Tax Administration (IOTA).

The objective of the event has targeted the knowledge regarding national approaches and experiences regarding the administration of large taxpayers and making an exchange of good practices regarding the methods used, the juridical solutions that were applied and the measures used for the improvement of voluntary compliance in regard to this category of taxpayers.

In the field of bilateral cooperation, NAFA has given a special attention to the intensification of the collaboration relations with the customs and fiscal authorities of the neighboring countries.

- Thus, on November 7 2014, in Chisinau, Mr. Romeo–Florin Nicolae , Vice-President of NAFA, has signed the Cooperation Plan between the National Agency for Fiscal Administration of Romania and the Customs Service from the Ministry of Finance of the Republic of Moldova regarding the intensification of collaboration in the field of prevention and fight against customs frauds;

- On November 27th 2014 have been signed, in Timisoara, the Protocol for collaboration between the Directorate General Customs from within the National Agency for Fiscal Administration from Romania and the Customs Administration form the Ministry of Finance of the Republic of Serbia regarding the intensification of collaboration in the field of prevention and fight against customs frauds;

- Also during 2014 have been intensified the collaboration relations with the fiscal and customs administrations from Bulgaria, Hungary and the Netherlands based on the Agreements for cooperation that already exist or on other cooperation instruments.

Regarding the participation in the activities developed in cooperation with tax administrations and / or international organizations in the field, on specialty of the tax and customs administration, NAFA representatives participated during 2014 to foreign missions in the Customs Programme (Program was coordinated in Romania by NAFA) / Fiscalis 2020 (European Commission programs) or during events conducted under IOTA, OECD, OMV, CEF Slovenia and the EU Council working groups and the European Commission or bilateral meetings.

These allowed access to real time information for NAFA staff regarding developments and initiatives at EU level, specialized training, exchange of experience and best practices in tax administration and customs.

Managerial control activity

The field of implementing managerial control principles, as an extremely important tool for decision-making, is just one of many efforts for

NAFA modernization and efficiency. At NAFA's central level, 27 internal working procedures were approved. Also, 112 versions of various operational and system procedures, there have been verified and processed .

There where developed materials which highlights the processes in internal/managerial control at headquarters and territorial units, respectively: implementation status of internal/managerial control system and so on. Equally, it was elaborated the Development programme of internal/managerial control for NAFA.

Integrity within NAFA

The integrity policy has been based on the optimization of the activity in regard to efficiency and efficacy, the main objectives established for integrity being:

- The promotion of integrity in the exercise of dignities and functions at the level of NAFA;
- The prevention and administrative fight against corruption deeds within the staff of NAFA and its subordinated units;
- Insuring the exercise of the ensemble of control and monitoring operations of activities carried out at the level of the central structure and the territorial ones that exist within or are subordinated to NAFA.

Thus, for the purpose of increasing the education degree in anticorruption, respectively for the prevention of deeds of breaking professional ethics and integrity, as well as regarding corruption deeds, in 2014 have been organized and carried out 74 prevention activities through informing and training within the professional training sessions. Their number was increased by 29.8% over the similar period of last year, when 57 such activities were carried out. In 2014 3,126 civil servants have participated to these activities, compared with only 2,082 civil servants in 2013. From the total number 379 have management positions (12.1%) and 2,747 have execution positions (87.9%). In rapport to the main fields of activities, from the 3,126 participants, 50.3% are from fiscal antifraud field, 37.1% from the fiscal field and 6.1% from customs. Also, from the total number of participants, 6.5 have been civil servants from the structures of the Ministry of Public Finance.

In 2014 were made the materials for promoting professional ethics and integrity, materials that were distributed to NAFA's staff.

In regard to highlighting the Anticorruption international Day from December 9th 2014, the posters dedicated to this event have been

disseminated within all the structures of NAFA.

Also, in 2014 has been started the process of the elaboration of the Professional Conduct Code of the staff of NAFA. For this purpose being requested proposals from each structure.

In order to respect the obligation of implementing the measures of the Action Sectorial Plan for carrying out the National Anticorruption Strategy, at the level of NAFA has taken place the evaluation of a representative sample of 10% of the staff with execution positions, respectively 50% of the staff with management positions, by giving the designated staff a questionnaire.

An other important component on which the integrity policy within NAFA has been based is the internal control activity, activity that has targeted, mainly, two objectives:

- methodological guidance and coordination of the activity of the internal control apparatus at the central and territorial level, for which purpose has been elaborated OPNAFA no. 443/2014 and have been revised/elaborated a number of four operational procedures applicable to this activity;
- carrying out the internal control activities at high as possible quality standards;

In regard to internal control activities during 2014 have been carried out 387 internal controls, through which have been proposed 422 measures, out of which:

- 24 measures regarding the endorsement of the competent structures for the continuation of the investigation and legal qualification of the deeds found after the investigations;
- 12 measures regarding the endorsement of structures with attributions in the fields in which the aspects were notified for, respectively the complaints being forwarded to the Directorate General for Integrity;
- 123 corrective measures for the elimination of the irregularities found as a follow up of the investigations that were made;
- 49 measures for the prevention of situations that can generate the non-compliance with the legal provisions in the exercise of work attributions, respectively the implementation of some forms of internal control that will reduce significantly the risks associated to the activities that come under verification within the internal control actions that were carried out;
- 55 measures regarding the endorsement of the Discipline Committees competent for the deeds notified as misconduct for 67 civil servants with management positions and 66 civil servants with execution positions.

The prejudice for the public funds that was found in 2014, as a follow up of the internal control activities was 112.2 million lei (approximately 25.5 million Euro).

Internal public audit activities

In conformity with the multi-annual internal public audit plan for 2014 – 2016 has been decided the prioritization of the activity for 2014 on the base of 7 criteria, respectively: changes in legislation, complexity of operations, the time elapsed from the last audit mission, appreciation of the internal control, financial impact, human resources, the image of the institution.

In the internal public audit plan for 2014 have been carried out 17 internal public audit missions that were planned, as follow ups, assurance and ad-hoc were under verification within the internal control activities that were carried out, decided by the management of NAFA.

The planning of the internal public audit missions has been done on the three levels, respectively: multi-annual planning, annual planning, planning within the framework of the mission, within each level keeping in view the analysis of the risks that were identified and other elements requested not only by the legislation specific for audit, but also by the general requests of the managerial control standards.

The impact of the recommendations that were formulated through the internal public audit reports create the premises for decreasing the dysfunctions and irregularities that were found and the creation of an appropriate internal control environment.

Communication and public relations

During 2014 NAFA has drafted and sent to the central and local mass-media 2.599 press communiqués, the subjects targeting mainly VAT but also the fields developed by NAFA, as would be: the implementation of the systems own site for the registration/enrolment in the special scheme Mini One Stop Shop, a communique regarding the pilot Project “Fighting against undeclared labor”, communiqué regarding the pilot Project “Facilities for the payment of overdue fiscal obligations”, the anniversary of 10 years of activity of NAFA, communiqués regarding the reimbursement of VAT and communiqués regarding the NAFA’s filing forms.

Also, during 2014 have been administered a total of 11,162 petitions addressed to NAFA (out of those 6,082 petitions have been addressed to the communication departments of the regional directorates general of public finance).

Based on Law no. 544/2001 regarding the free access to information of public interest in 2014 NAFA has answered to 4,516 requests for information of public interest (out of which 4,331 have been addressed to the communication

departments of the regional directorates general of public finance).

Investments, public procurement and internal services activities

In conformity with the Investments Programme of NAFA in 2014 have been financed for execution the following:

- Office space for the Bucharest I Customs Bureau (Pantelimon);
- Extension of the RDGPF Cluj headquarters;
- Office space for the border crossing point Racovăţ;
- Rehabilitation and furnishing of the Alexandru Ivasiuc no. 34 – 40, sector 6 headquarters;
- The procurement of 265 new auto vehicles.

Also have been initiated, through publication in the Electronic System for Public Procurement (www.e-licitatie.ro), as the case may be in the Official Gazette of the European Union (<http://ted.europa.eu>) and the NAFA portal (www.anaf.ro) a number of 68 procedures for public procurement, thus: negotiation without prior participation announcement publication (2), negotiation with prior participation announcement publication (1), open auction (59), requests for offers (6).

Furthermore have been published in the Electronic System for Public Procurement (SEAP) and on the NAFA site, 30 intention letters for direct procurement.

At the same time have been carried out the following activities:

- The carrying out of 99 public procurement contracts for providing products, services concluded with economic operators;
- The carrying out of 33 contracts for utilities regarding electrical power, cold water and sewage, hot water and heat, natural gas, fixed telephony;
- The carrying out of 13 protocols and 3 lease contracts for performing of services, signed with different public institutions.

Activity in the budgetary field

In 2014 the total payments made for the carrying out in good conditions of NAFA' activity – own apparatus, represented 97% of the total of the budgetary appropriations approved through the State Budget.

Information technology

During 2014 in the IT field have been carried out activities which have targeted the development of specific project, as would be:

- **VIES – VAT on Information System** – exchange of information between the Member States referring to current and/or historical registered data of the

VAT codes from RO, included in the Intra-community Operators Register as well as data regarding the turnovers declared by the intra-community operators through the Quarterly recapitulative statement (until 2010) respectively Monthly (starting with 2010) – D390;

- **EMCS_RO** - *Excise Movement and Control System* - electronic system for monitoring the movements of excisable products between the Member States, in a suspension regime;

- **MiniOneStopShop** - special scheme named Mini One Stop Shop (M1SS) allows companies to register, file and pay the VAT owed to the Consumption Member State through a web portal made available by the Identification Member State (usually the Member State in which the company has established its economic activity);

- **“Implementation of the IT security policy in the context of the European Modernized Customs Code”** financed through non-reimbursable funds within the framework of the Operational Programme Development of the Administrative Capacity”;

- **SERADAN** - *Evaluation System for the Risk of the Administration of Negative Accounts with reimbursement option*;

- **RAMBNETP** – *IT system for the Procedure of settling of complaints in regard to the reimbursement of VAT formulated by taxable persons not registered for VAT purposes in Romania, established outside the Community;*

SERADA – *Evaluation System for the Risk for the Administration of Request for the reimbursement of excises;*

AEOI – *IT System for Insuring the Automatic Exchange of Information;*

In the field of customs administration, NAFA insures through the Customs Integrated IT System the functioning, administration and continuity of the trans-European IT systems/software interoperable with the systems of the European Commission and of the national ones (approx. 28 components), as well as the administration and the security of communications. Thus have been issued 487 authorizations for access to the IT systems, SIIV and ECMS-RO components and have been processed 2,063,970 documents (import customs declarations, export customs declarations, summary customs exit declarations, summary customs entry declarations, documents T1, T2, CARNETETIR, e – DA).

The reauthorization of the economic operators for the SIIV components, in conformity with the new

policies of security defined and implemented within the framework of the Project “Implementation of the IT security policy in the context of the European Modernized Customs Code” - 600 authorized economic operators and over 1500 digital certificates issued by the internal authority for certification.

The Strategy Project “IT and communications” of NAFA in the customs field for 2013 – 2018 highlights the continuation of the development of trans – European IT systems, interoperable, that will sustain the customs functions in the context of the “Electronic Customs” and to contribute to harmonization and automation of the exchange of data between the Romanian Customs Administration, the European Commission and the customs authority of the Member States, on one side, and the economic operators, on the other side, and complying with CU Decision no. 70/2008/CE and with the provisions of the Multi-annual Strategic Plan of DG TAXUD (MASP)

In the field of fiscal antifraud have been carried out activities through a few IT systems, as would be:

- **TRAFIC CONTROL** – **TC System** – IT system for collecting information regarding the transports made by economic agents in the field of intra-community procurements;

- **C-LYNX** IT System for generating diagrams of the links between taxpayers based on D394, d390, Imports, ONRC;
- **GFTC – VIEWER** IT System – IY system for the visualization of documents attached at the border to each transport in the TC system;
- **DWGFTC** IT System – for statistic/operative reports regarding the transports in the TC System;
- **DW DGV Imports** IT System – system for statistic/operative reports regarding the imports made by economic agents, based on information taken from DGV;
- **ACVILA** IT System – IY System for the administration of the control documents of the Directorate General Fiscal Antifraud;
- **DWDECONT** IT System – VAT accounts;
- **DWIND/PRELIND** IT System – IT system for the analysis of performance, efficiency and taxpayers assistance indicators;
- **Official Gazette** IT System – System for depositing information regarding the normative acts published in the Official Gazette part IV, in view of consulting/examination/fast finding information, have

been published on the internet portal of NAFA 6,142 normative acts.

In the field of fiscal administration, during 2014, have been transmitted to the beneficiaries over 28 million files through the IT System for **Transmission of Electronic Declarations** – The system transmits to the beneficiaries (NAFA, HINH, PSSNH, LNA) of files resulted as a follow up of the processing filed in electronic format by taxpayers on the NAFA site and at the counters of fiscal administrations in view of their subsequent processing with specific software.

Also during 2014 have been transmitted to the beneficiaries over 22 million files through the IY system for electronic archiving of fiscal declarations and of financial situations filed in electronic format by the taxpayers on the NAFA site and at the counters of fiscal administrations.

Software has been developed and used for the exchange of information with other institutions (Public Pensions National House, Health Insurance national House, National Institute for Statistics, Sectorial Pension House of the Ministry of national Defense, the Administration for the Environment Fund, Competition Council etc.)

Also there have been implemented: the subsystem SAIVEN.GOTICA for the following of fiscal claims through fiscal administrative documents; there has been constituted the data base for International Sanctions; there have been finalized all the activities regarding the putting into production of the central software SI – ARC – software that administers the requests for the recuperations of claims from the EU states.

Also software has been made for the administration and centralization of the accounting operations of the Treasury of the State as well as at the level of regional directorates general of public finance.

In addition to the initiative in the mentioned fields there have been elaborated, tested and implemented assistance programmes for the companies that are under the supervision of the Financial Supervision Authority (ASF – SIIF), credit institutions (banks, foreign banks branches, credit cooperatives, non-banking institutions, the Guarantee of Deposits in the Banking System Fund, Romanian National Bank, private pensions companies under the supervision of Financial Supervision Authority, the Fund for Guaranteeing the Rights in the Private Pensions System through the IT system ASISBIL - taxpayers assistance IT system for filing financial statements and annual or semi-annual accounting reports.

As notable achievements, at the level of NAFA, we mention the following:

- insuring the availability and continuity of the functioning of the components of the Customs Integral IT system (SIIV) in compliance with the DGTAXUD requirements and with the national standards for insuring the customs activity
- the guarantee of the security of SIIV through the implementation of a solution for a secured connection of the type SSLVPN of the economic operators through Internet to its components;
- the updating of trans- European software (NCTS-RO, ECS-RO, ICS-RO) at the last version of KEL (known Error List) in compliance with the planning of DGTAXUD and of the obligations assumed by DGV/ANV.

Legal activity

During 2014 the activity of NAFA in the legal field has materialized through:

- participation to the meetings organized within NAFA and MoPF and within other authorities of the public central administration (more than 110) as well to meetings of the specialty commissions from the Chamber of Deputies and Senate (more than 14);

- the issuing and transmission of 339 favorable endorsements /favorable endorsements with observations/ negative endorsements in view of settling the requests referring to the law drafts, drafts of ordinances, drafts of emergency ordinances, orders of the president of NAFA or MofPF, drafts of Government decisions, memorandums etc.

- endorsement for legality for drafts in the field of human resources and labor individual contracts, notes referring to the constitution of commission for the settlement of complaints formulated against the individual professional performances evaluations (more than 4,000)

- favorable endorsement/ favorable endorsement with observations and proposals/ negative endorsement of a number of 784 protocols signed with other public institutions; fiscal solutions, agreements for prices in advance; documentation regarding the requests for the settlement of fiscal claims, through the passing into public property of the State of some immobile assets; payment facilities; documentation for attribution; public procurement contracts;

- drafting and transmitting of letters/point of view/methodological guidance (over 380) and letters/points of view for the settling of prior

complaints addressed to NAFA (over 200);

- participation to more than 12 meetings of the Commission for analyzing the requests based on the provisions of article IX from GEO no. 46/2009 regarding the improvement of fiscal procedures and the decrease of fiscal evasion for the 32 files registered and in progress during 2014;

- the instrumentation of 7,688 litigations, thus structured:

- 2,972 files in the courts for administrative litigation, out of which 641 settled (64.3%won);
- 2,286 files regarding contravention complaints, out of which 158 settled (82.3 won)'
- 2 commercial files, out of which 2 solved (100% won)
- 23 civil suits;
- 378 penal files for infringements in the fiscal field in litigation, out of which 210 settled (94% won);
- 23 files in litigation at the Constitutional Court, out of which 23 settled (100% won);
- 1,895 files regarding complaints to enforcement, out of which 411 settled (65%won);
- 109 files of insolvency for large taxpayers;

- instrumentation of 180 files in the in the penal investigation faze, out of which 25 settled;
- the issuing of 7,674 mandates (National Office of the Trade Register – NOTR), files representing voluntary liquidations, liquidations at the request for delisting from NOTR;
- monitoring and drafting of endorsements/mandates necessary for the instrumentation by the territorial fiscal bodies in approx. 2,996 files of insolvency;
- elaboration of letters (over 1,432), documents necessary for the settlement of insolvency files in which the debtors have the quality of large taxpayers.

Professional training

In the field of professional training has been targeted the fulfillment of the general objective in professional training through the identification of the needs in regard to the training of staff, the administration of the training programmes and, not lastly, the monitoring of the results of the training.

In 22014, at the level of NAFA have been carried out, in collaboration with the School of Public

Finance and Customs, a total number of 1,569 training session (out of which 82 training sessions for the central apparatus), to which have participated 17.741 persons.

The subjects that were discussed have targeted divers fields of activity as would be: antifraud, customs, IT, communication, public procurement, fiscal issues, European affairs, management, fiscal audit, foreign languages, treasury, deontology.

As a follow up of the signing by the management of NAFA and the World Customs Organization (WCO) of the Agreement for the use of training lectures in e-learning format made by WCO, on the platform Moodle Vama of NAFA have been downloaded and implemented from the Click platform of WCO on the Moodle Vama platform a number of 5 lectures in the fields of customs tariffs, customs procedures, customs control, respectively agreements regarding the environment: ex-post customs control; the harmonized System of Customs duties; TIR Carnet; Standards for the facilitation of trade; CITES convention.

ANNEXES:

Annex 1: Collection of budgetary revenues in 2013 – 2014 structures on budgets and main taxes

Name of budget	Collection		Indici realizări	Percentages in GDP	
	2013 mill. lei	2014 mil. lei	2014/2013 %	2013 %	2014 %
TOTAL REVENUE COLLECTED BY NAFA (including tax on vice, excluding revenues from subventions)	173.553,5	182.546,1	105,2	27,6	27,1
State Budget	117.688,6	123.145,7	104,6	18,7	18,3
- Corporate tax	10.893,2	12.190,3	111,9	1,7	1,8
- Income tax (including overdrafts afferent to the tax on wages owed in conformity with Law 32/1991)	22.514,0	23.441,7	104,1	3,6	3,5
- VAT	51.827,0	50.878,5	98,2	8,3	7,6
- Excises (including tax on vice)	21.016,5	24.000,6	114,2	3,3	3,6
- Customs duties	620,0	643,0	103,7	0,1	0,1
- Other revenues	11.183,1	11.718,9	104,8	1,8	1,7
Account 47.01, amounts collected in unique account pending distribution	-365,2	272,7			
State Social Security Budget (excluding revenue from subventions)	37.851,2	38.845,0	102,6	6,0	5,8
Budget for unemployment insurance (excluding income from subsidies)	1.439,5	1.528,5	106,2	0,2	0,2
Budget of the Health Insurance National Fund (excluding income from subsidies)	16.574,2	19.026,9	114,8	2,6	2,8

Annex 2: Taxpayers assistance activity in 2014

Name of indicator	Central level	Territorial level	TOTAL
Number of letter in writing solved	618	30.585	31.203
Number of answers through e-mail	2.972	6.850	9.822
Number of answers to telephone	29.483	733.329	762.812

Annex 3: Degree of voluntary compliance (%)

Name of indicator	2013	2014
Degree of voluntary compliance	93,1	94,1
Degree of voluntary payment (value)	81,8	83,7

Annex 4: Collection cost

Name of indicator	2013	2014
Lei spent for 1 million in revenue (net)	11.554,5	11.135,4
Expenditure for staff for 1 million lei revenue	10.291,3	9.845,0

Annex 5: Level of performance indicators

Name of performance indicator	M.U.	2013		2014	
		Planned level	Degree of achievement	Planned level	Degree of achievement
Degree of achievement of the budgetary revenue collection programme (gross values)	%	100	96,9	100	98,7
Degree of achievement of the budgetary revenue collection programme (net values)	%	100	96,7	100	98,7
Degree of achievement of the budgetary revenue collection programme collected in customs	%	-	-	100	103,0
Decrease of recoverable arrears existing in balance at the end of the prior reporting year (cumulated data)	mil. lei	14.327,1	6.903,0	11.953,4	7.296,1
Degree of collection/settlement of arrears through enforcement from legal persons	%	55	58,3	62	53,0
Degree of collection of recoverable arrears from legal persons	%	70	73,0	73	70,7
Degree of collection of arrears from legal persons	%	-	-	42	41,2
Percentage of collection by applying enforcement measures in total of collection	%	12	10,0	12	8,0
Degree of voluntary compliance for the payment of fiscal obligations (value)	%	85	81,8	88	83,7
Degree of collection of recoverable obligations additionally established through the activity of fiscal audit for legal persons	%	25	57,4	40	31,7
Degree of collection of recoverable obligations additionally established through the activity of fiscal audit for individuals	%	20	24,8	35	15,5
Degree of processing within the legal period of fiscal declarations	%	100	100	100	100
Degree of voluntary filing, on types of taxes	%	92	93,1	94	94,1
Evolution of the stock of accounts of negative sums of VAT with reimbursement option that, at the end of the month, have the legal settlement time delayed with more than 180 days, in comparison with the stock of this type of accounts from the end of the previous year	%	100	-14,2	100	75,5

Name of performance indicator	M.U.	2013		2014	
		Planned level	Degree of achievement	Planned level	Degree of achievement
Degree of voluntary compliance for payment of the fiscal obligations for VAT – value – for non-resident taxpayers registered for VAT purposes	%	-	-	-	80,3
Degree of voluntary compliance for payment of the fiscal obligations for diplomatic missions, foreign offices	%	-	-	-	78,6
Number of requests for the reimbursement of VAT settled by an inspector at non-resident legal persons taxpayers not registered for VAT purposes	no.	-	-	-	206,5
Number of requests for the reimbursement of VAT and excises settled by an inspector at diplomatic mission and embassies	no.	-	-	-	910,2
Rate of refusal of sums requested for reimbursement by non-resident legal persons taxpayers registered for VAT purposes	%	-	-	-	44,5
Rate of refusal of sums requested for reimbursement in the case of diplomatic mission and embassies	%	-	-	-	2,5
Number of audits carried out by an inspector at legal persons taxpayers	no.	-	13,5	-	10,7
Number of audits carried out by an inspector at individuals taxpayers	no.	-	27,2	-	21,3
Number of audits carried out by an inspector at non-resident taxpayers	no.	-	8,5	-	-
Additional sums collected (net), per inspector as a follow up of audits carried out at legal persons taxpayers	lei	-	3.788.934	-	5.255.866
Additional sums collected (net), per inspector as a follow up of audits carried out at individual taxpayers	lei	-	725.958	-	750.839
Additional sums collected (net), per inspector as a follow up of audits carried out at non-resident taxpayers	lei	-	2.247.344	-	-
Additional sums collected (net), per audit as a follow up of audits carried out at legal persons taxpayers	lei	-	-	-	493.247
Additional sums collected (net), per audit as a follow up of audits carried out at individual taxpayers	lei	-	-	-	35.235

Name of performance indicator	M.U.	2013		2014	
		Planned level	Degree of achievement	Planned level	Degree of achievement
Percentage of the number of imposing decision in the total reports of fiscal audits finished for legal persons taxpayers	%	90	89,6	≥90	90,4
Percentage of the number of imposing decision in the total reports of fiscal audits finished for individuals taxpayers	%	-	-	-	109,4
Percentage of the number of imposing decision in the total reports of fiscal audits finished for non-resident taxpayers	%	-	66,7	-	-
Percentage of taxes and contributions for which the tax base has been modified in total taxes and contributions verified for legal persons taxpayers	%	-	-	≥65	68,5
Degree of insuring the collection of fiscal claims through the prism of insuring measures instituted by the fiscal audit	%	-	43,7	-	41,9
Decrease of fiscal loss as a follow up of fiscal audits carried out at legal persons taxpayers which register fiscal loss	lei	-	-	-	735.892
Decrease of fiscal loss per inspector s a follow up of fiscal audits carried out at legal persons taxpayers	lei	-	509.268	-	-
Rate of amounts admitted in Court in the total amounts contested in Court	%	-	25,0	-	23,7
Percentage of amounts for which admission and/or dismissal solutions have been pronounced in the total sums settled in substance by the settlement of complaints from within NAFA and RDGPF	%	-	15,4	-	13,1

Name of performance indicator	M.U.	2013		2014	
		Planned level	Degree of achievement	Planned level	Degree of achievement
Efficiency of the ex-post control carried out on customs operations	lei	-	-	-	498.845
Additional amounts established afferent to the signed control documents	lei	-	-	-	4.806,9
Result of actions in the fields:					
- findings in illicit drug trafficking	no.	-	-	-	16
- findings in illicit precursors trafficking	no.	-	-	-	3
- findings in illicit anabolic steroids trafficking	no.	-	-	-	42
- findings in illicit products with special regime trafficking	no.	-	-	-	34
- findings in illicit CITES trafficking	no.	-	-	-	4
- findings in illicit assets of the national patrimony trafficking	no.	-	-	-	2
- complaints respecting the supervision of the market	no.	-	-	-	53
- findings regarding amounts of over 10,000 Euros not declared at entry/exit from the EU	Euro	-	-	-	111.760
- violations of intellectual rights	no.	-	-	-	692
- alcohol confiscation	hl.	-	-	-	339,5
- wholesale tobacco confiscation	tons	-	-	-	10,9
- cigarettes confiscation	no.	-	-	-	62.604.599
- energy products	Tons	-	-	-	85,5
- identification of taxpayers for which are proposed measures of suspension/annulment/revocation authorizations/to declared inactive	no.	-	-	-	297
Degree of confirmation under the deadline of transit operations received in the quality of destination office	%	-	-	≥99,9	74,5

Denumire indicatori de performanță	M.U.	2013		2014	
		Nivel planificat	Grad de realizare	Nivel planificat	Grad de realizare
Assuring the laboratory analysis for the control actions	no.	-	-	-	1.282
Number of audit operations (current and thematic) carried out by an antifraud inspector	no.	-	-	-	46,5
Value of contravention fines applied as a follow up of the audits per antifraud inspector	Lei	-	-	-	149.311
Estimated value of confiscated goods and cash as a follow up of the audits per antifraud inspector	Lei	-	-	-	447.737,5
The value of the afferent freezing measures instituted as a follow up of the audits per antifraud inspector	Lei	-	-	-	3.969.032,3
Value of prejudice afferent to the penal notifications forwarded to the empowered bodies in view of the continuation of investigation per antifraud inspector	lei	-	-	-	5.544.932,1
Percentage of the value of the penal notifications with a prejudice larger than 1 million Euro in the total value of the prejudice afferent to the penal notices forwarded to the empowered bodies	%	-	-	-	90,4
The percentage of the number of decisions of instituting freezing measures disposed by the control bodies as a follow up of the audit operations carried out (current and thematic) in the total number of penal notifications forwarded to the empowered bodies in view of the continuation of the investigation	%	-	-	-	182,4
The percentage of value of the sums afferent to instituting freezing measures as a follow up of the audit operations carried out (current and thematic) in the total value of the prejudice afferent to the penal notifications forwarded to the empowered bodies in view of the continuation of the investigation	%	-	-	-	71,6

Annex nr. 6: Evolution of recoverable arrears

Budget type	Recoverable arrears (mil. lei)		Pace 2014/2013
	2013	2014	(%)
Budgets administrated by NAFA	14.941,8	16.988,3	13,7
State Budget	10.620,2	12.878,8	21,3
State Social Security Budget	3.108,1	2.938,2	-5,5
Unemployment insurance Budget	137,3	128,2	-6,6
National Health Fund Budget	1.076,2	1.043,1	-3,1

Annex 7: Arrears registered by large and medium size taxpayers in 2014

Taxpayers	Explanations regarding the provenance of the budgetary arrears	Collection (million lei)	Budgetary arrears remaining to be recovered (million lei)
Total for country 31.12.2014 out of which:	total, out of which:	32.694,5	16.988,3
	in balance at the end of the previous year	4.045,4	7.296,1
	registered during the reporting year	28.649,1	9.692,2
Medium size taxpayers 31.12.2014	total, out of which:	8.689,4	2.504,7
	in balance at the end of the previous year	928,2	686,1
	registered during the reporting year	7.761,2	1.818,6
percentage in country total (%)	total, out of which:	26,6	14,7
	in balance at the end of the previous year	22,9	9,4
	registered during the reporting year	27,1	18,8
Large taxpayers 31.12.2014	total, out of which:	13.031,3	5.203,5
	in balance at the end of the previous year	1.698,2	1.427,5
	registered during the reporting year	11.333,1	3.776,0
percentage in country total (%)	total, out of which:	39,9	30,6
	in balance at the end of the previous year	42,0	19,6
	registered during the reporting year	39,6	39,0

Annex 8: Collection as a follow up of carrying out different types of enforcement

Budgets	2013	2014	Pace
	- mil. lei -		2014 / 2013
			-%-
State Budget	10.399,8	9.509,9	-8,6
State Social Security Budget	4.357,0	3.537,4	-18,8
Unemployment security budget	173,5	144,5	-16,7
Health Insurance national Fund	1.490,1	1.328,2	-10,9
Total	16.420,4	14.520,0	-11,6

Annex 9: Collection as a follow up of carrying out different types of enforcement

Types of enforcement	Collected fiscal claims		Pace
	2013	2014	2014 / 2013
	- mil.lei -		-%-
- collection from freezing bank accounts	4.745,4	3.306,8	-30,3
- collection from income (from third parties)	413,0	364,6	-11,7
- seizure of mobile assets	13,1	15,5	18,2
- freezing of immovable assets	21,6	22,0	2,1
- collection from payments after the communication of the summons	11.227,3	10.811,1	-3,7
Total	16.420,4	14.520,0	-11,6

Annex 10: Fiscal audit activity within the Directorate General for the Administration of Large Taxpayers

INDICATORS	anul 2014
Number of fiscal audits	1246
Additionally established fiscal obligations	2.629,8 mil. lei
Number of fines applied	68
Value of the contravention fines applied	0,2 mil. lei
Number of precautionary measures	4
Value of precautionary measures	79,6 mil. lei
Number of penal notices	16
Penal notices – value of prejudice	134,3 mil. lei
Decrease of fiscal loss	31,2 mil. lei

Main fields of activity that were verified	Additionally established obligations - million lei -	Number of fiscal audits
Annex activities for transports	117,2	47
Production and trade of energy products	333,6	38
Production and capitalization of alcohol and alcoholic drinks	36,2	18
Production and trade of tabbaco products	212,2	47
Production and trade of agricultural products and foodstuffs	95,3	107
Construction and materials for construction	72,0	88
Exploitation and processing of timber	58,7	32
Other fields	1704,5	869

Annex 11: LEGISLATIVE ACTIVITY

In the field of administration of self-taxation regime or by withholding

OPNAFA no. 123/2014 for amending OPNAFA no. 1.950/2012 regarding the approval of the model and content of the forms used for declaring self- taxation taxes or for withholding;

OPNAFA no. 1,292/2014 for the approval of the model of form 106 “Informative declaration regarding the dividends to which the stockholders are entitled”;

OPNAFA no. 1,703/2014 for amending and completing OPNAFA no. 1,950/2012 regarding the approval of the model and content of the forms used for declaring self- taxation taxes or for withholding;

OPNAFA no. 4,024/2014 for amending and completing OPNAFA no. 1,950/2012 regarding the approval of the model and content of the forms used for declaring self- taxation taxes or for withholding;

In the field of administration of income tax

OPNAFA no. 530/2014 for amending and completing OPNAFA no. 52/2012 for the approval of the model and content o some forms provisioned in Title III of Law 572/2003 regarding the Fiscal Code, with the subsequent amendments;

OPNAFA no. 1,672/2014 for amending of some forms regarding the administration on income tax and social contributions;

OPNAFA no. 2,318/2014 for the approval of the procedure regarding the organization of the evidence of contraventional sanction applied for not complying with the regime of filing of fiscal documents – (internal order) published on the Internet;

OPNAFA no. 4,018/2014 for amending OPNAFA no. 52/2012 for the approval of the model and content o some forms provisioned in Title III of Law 572/2003 regarding the Fiscal Code, with the subsequent amendments;

In the field of administration of mandatory social contributions

OPNAFA no. 117/2014 for the approval of the form “Tax decision regarding anticipated payments with the title of social contributions for health insurance for income obtained from renting or leasing”

OPNAFA no. 277/2014 for amending OPNAFA no. 973/2013 for approval of the procedure of the establishment of anticipated payments with the title of tax, representing health insurance contributions, as well as the payments with the title of social security contributions;

OPNAFA no. 3,045/2014 for amending and completing OPNAFA no.2,130/2013 for the approval of the Procedure for establishing and regulating the social health insurance contributions owed by individuals in conformity with Title IX^ of the Fiscal Code

In the field of the administration of the Register of taxpayers and of non – resident taxpayers

Order of the Vice Prime-Minister, Minister of Public Finance no 35/14.01.2014 regarding amending Order of the Minister of Public Finance no.262/2007 for the approval of the fiscal registration of taxpayers forms. With the subsequent amendments and completions;

OPNAFA no. 1.847/2014 for the approval of the application procedures of Article 78¹ of the Fiscal Procedure Code and the model and content of forms.

In the field of VAT management

OPNAFA no. 59/2014 regarding amending of OPNAFA no. 3/2010 for the approval of the Procedure of receiving the requests for the reimbursement of VAT paid by taxable persons for imports or procurements of goods/services done in an other Member State of the European Union;

OPNAFA no. 225/2014 amending OPNAFA no. 5/2010 for the approval for the Procedure for the settlement of the requests for the reimbursement of VAT formulated by taxable persons that are not registered for VAT purposes in Romania, established outside the Community;

OPNAFA no. 235/2014 amending OPNAFA no. 3.331/2013 for the approval of the Procedure for the modification ex-officio of the fiscal vector regarding VAT, as well as of the model and content of some forms;

OPNAFA no. 93/2014 for the approval of the model and content of some forms for informative declarations;

OPNAFA no. 266/2014 for the approval of the selection Procedure of the taxpayers that do not comply with the obligation of registering for VAT purposes, internal order;

OPNAFA no. 491/2014 for amending and completing the Procedure for the settlement of the negative sums accounts of VAT with reimbursement option, approved through Order of the Minister of Public Finance no. 263/2010;

OPNAFA no. 4.023/2014 for approving the procedure for the registration of taxable persons in view of applying special regimes for electronic, telecommunication, radio or television, as well as for the filing for VAT, in conformity with the provisions of article 1524 and article 1525 of the Fiscal Code, in the situation in which Romania is the Member State of registration;

OPNAFA no. 3.998/2014 for amending and completing OPNAFA no. 5/2010 for the approval for the Procedure for the settlement of the requests for the reimbursement of VAT formulated by taxable persons that are not registered for VAT purposes in Romania, established outside the Community;

In the field of regulating the collection of budgetary claims administered by NAFA

OPNAFA no. 127/2014 for the approval of the application of the procedure of joint liability regulated by the dispositions of article 27 and 28 of GO no.92/2003 regarding the Fiscal Procedure Code;

OPNAFA no. 223/2014 for amending OPNAFA no. 1.294/2007 regarding taxes, contributions and other amounts representing fiscal claims which are paid by the taxpayers in a unique account;

OPNAFA no. 380/2014 amending OPNAFA no. 2.289/2010 for the approval of the Procedure regarding the issuing and communication of administrative documents for the debtors that register overdue fiscal obligations under a certain limit;

OMPF no. 665/2014 suspending the provisions of privind suspendarea prevederilor OMPF no. 1,870/2004 for the approval of the Instructions for the filling of the record number of payment;

OPNAFA no. 3,663/2014 for amending and completing OPNAFA no. 1,359/2009 approving the Procedure regarding the printing and centralized transmission of administrative and procedural documents, with the subsequent amendments and completions, published on NAFA'S Intranet;

OPNAFA no. 2,280/2014 amending and completing OPNAFA no. 3,361/2013 for the approval of the model and content of some forms used in the certification of payment of excises in the case of auto vehicles procured intra-community;

OPNAFA no. 2,281/2014 completing Annex 1 of OPNAFA no. 1,294/2007 regarding taxes, contributions and other sums representing fiscal claims, which are paid by the taxpayers in an unique account;

OPNAFA no. 2,447/2014 amending and completing OPNAFA no. 1,438/2009 approving the model of some forms used in the field of collection of budgetary claims, with the subsequent amendments and completions;

OPNAFA no. 3,093/2014 approving the procedure regarding the certification of the mode of complying of the taxpayers, legal persons, obligated to insure in the pensions public system, in conformity with the provisions of Chapter II from Title IX2 of the Fiscal Code, o fiscal obligations representing the contributions for State social security and the model and content of forms used within this procedure;

OPNAFA no. 3,001/2014 amending OPNAFA no. 3,582/2013 regarding the organization of the administration of middle size taxpayers;

OMPF nr. 1,536/2014 amending and completing the Order of the Vice Prime- Minister, Minister of Public Finance. No 1,107/2012 regarding the issuing through the centre of fast printing of some administrative and procedural document;

OPNAFA no. 1,920/2014 rectifying OPNAFA no. 3,749/2013 approving the List of large taxpayers and the List of middle size taxpayers (not published);

OPNAFA no. 3,565/2014 amending OPNAFA no. 3,581/2013 regarding the organization of the administration of middle size taxpayers;

OPNAFA no. 3,564/2014 amending OPNAFA no. 3,582/2013 regarding the organization of the administration of middle size taxpayers;

OPNAFA no. 3,661/2014 approving the List of large taxpayers and the List of middle size taxpayers (not published);

OPNAFA no. 1,296/2014 amending and completing OPNAFA no. 2,605/2010 approving the Procedure of the effective implementation of the precautionary measures provisioned by Government Ordinance no. 92/2003 regarding the Fiscal Procedure Code;

OPNAFA no. 1,694/2014 regarding the identity cards issued to the fiscal executors that fulfill the precautionary measures and carry out the enforcement procedure of fiscal claims;

OPNAFA no. 2,446/2014 approving the model of some forms used in the field of collection of fiscal claims;

OMPF nr. 1,015/2014 repealing OMPF no. 585/2005 approving the model of some forms used in the field of collection of fiscal claims;

OPNAFA no. 2,869/2014 amending and completing Annex 1 la OPNAFA no. 127/2014 for the approval of the application of the procedure of joint liability regulated by the dispositions of article 27 and 28 of GO no.92/2003 regarding the Fiscal Procedure Code;

OMPF nr. 1,682/2014 amending OMPF no. 2,389/2010 approving the Procedure on capitalization, under an emergency regime, of the foodstuffs and the raw materials necessary for the preparation of foodstuffs, highly perishable or which, through the passing of time, lose from weight or value, including animals, live birds or plants, in the case of the application of precautionary measures and/or enforcement provisioned by GO no. 92/2003 regarding the Fiscal Procedure Code.

In the field of Customs regulations

OPANAF 230/2014 for approving the instructions regarding the insuring of customs supervision and administration of information regarding some categories of goods introduced in Romania by travelers in personal luggage;

OPNAFA no. 1,136/2014 approving the instructions for the filling of the administrative document in electronic format (e – DA) using ECMS- RO- Control movements of the moves of excisable products in excise suspension regime;

OPNAFA no. 2,781/2014 approving the use of electronic signature extended to the carrying out of customs formalities for the goods that enter or exit the European Union through the customs offices in Romania;

OPNAFA no. 3,633/2014 for the approval of the Technical Norms for the implementation of the representation right provisioned in Regulation (CEE) no. 2,913/1992 of the Council for the institution of the Community Customs Code and the Filling Instructions for boxes 2, 8, 14 and 54 of the customs declaration in particular situations that result from the type of reprezentative declarații vamale în situații particulare ce decurg din tipul reprezentării;

OPNAFA no. 3,503/2014 for the approval of the Technical Norms regarding the simplified procedure for carrying out the customs procedures for army forces and the goods of army forces that pass through the State border of Romania; (Internal Order);

OPNAFA no. 1,420/2014 approving the Technical Norms for the implementation of the community/common transit regime under the coverage of TIR Carnet;

OPNAFA no. 1,421/2014 approving the Technical Norms for the implementation of the community/common transit regime;

OPNAFA no. 3,177/2014 regarding the customs formalities that are carried out for the goods that are transported on the Danube.

In the field of the services offered to the taxpayers

OPNAFA no. 1,154/2014 regarding the Procedure for communication through electronic means between NAFA and individuals;

OPNAFA no. 2,782/2014 approving The Norms for access to the components of the Customs Integrated IT System (SIIV);

OPNAFA no. 2,783/2014 approving the Norms for access to the transit application NCTS-RO.

In the field of integrity

OPNAFA no. 1,483/2014 through has been designated the civil servant for ethical counseling and monitoring of the compliance with the conduct Norms at the level of the own apparatus of NAFA.

In the field of fiscal audits

OMPF no. 544/2014 regarding the approval of the Chart of rights and obligations of individuals who are subjected to fiscal audits.

In the field of internal/managerial control

OPNAFA no. 538/2014 approving the second revision of the System Procedure PS - 00, edition I approved through OPNAFA no. 977/2008 referring to the modality of carrying out the formalized procedure on activities within NAFA.

Reorganization of the national Agency for Fiscal Administration

OPNAFA no. 200/2014 amending the Annex to OPNAFA no. 2,211/2013 for the approval of the territorial competence of administration;

OPNAFA no. 330/2014 amending and completing the Annex to OPNAFA no. 2,211/2013 for the approval of the territorial competence of administration;

OPNAFA no. 795/2014 amending and completing the Annex to OPNAFA no. 2,211/2013 for the approval of the territorial competence of administration;

GD 781/2014 regarding the opening of the international border crossing point and of the Customs Office of Vicovu de Sus (Romania) and - Krasnoilsk (Ucraina) and for amending GD no. 520/2013 regarding the organization and functioning of NAFA.



National Agency for Fiscal Administration

Published by the National Agency for Fiscal Administration

Printed by the Fast Printing Unit

www.anaf.ro