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Budget code:

This return shall be deemed as a debt security and it produces the legal effects of a payment notice as of the date of its submission, according to the law. Under the sanctions applied to false statements in public documents, I hereby declare that the data provided in this statement is accurate and complete.

Surname, Name:

Position/Capacity:

Signature

Reserved for tax authority

Reg. no.:

Date:

INSTRUCTIONS

on how to fill out form 101 "Corporate income tax return", code 14.13.01.04

I. Submitting the return

1. The Corporate income tax return shall be filled out and submitted annually by payers of corporate income tax, up to the date of March 25 (inclusively) of the year following the one for which the tax is calculated. Taxpayers provided in art. 34 par. (5) let. a) and b) of Law no. 571/2003 on the Tax code, as subsequently amended and supplemented, shall submit the annual Corporate income tax return up to the date of February 25 (inclusively) of the following year.

The return shall also be submitted by legal entities residing in a member state of the European Union or of the European Economic Area that opt for the adjustment of the tax paid in Romania, according to art. 116¹ of Law no. 571/2003, as subsequently amended and supplemented.

In this event, the box "Option for the adjustment of tax, according to art. 116¹ of Law no. 571/2003 on the Tax Code" shall be checked and the state of residence shall be provided in the relevant section.

The return shall be submitted during the statute of limitation period and shall be accompanied by the tax residence certificate(s), which shall mention that the legal entity was residing in a member state of the European Union or of the European Economic Area in the year of obtaining the income and in the year of opting for the adjustment of tax in Romania.

In order to identify the advance payment for the period June 1 - December 31, 2015, supporting documents shall be provided to attest the withholding of tax at source (e.g.: contracts, invoices, payment orders, foreign currency payment orders etc.).

Taxpayers who are subject to the provisions of art. 16 par. (3) of Law no. 571/2003, as subsequently amended and supplemented, are bound to submit the Corporate income tax return up to the 25th day of the third month (inclusively) after the conclusion of the amended tax year.

Legal entities that, during the tax year, are dissolved by liquidation, according to law, are required to submit the annual Corporate income tax return and to pay the tax until the date of submitting the financial statements.

Legal entities that, during the tax year, are dissolved without liquidation, are required to submit the annual Corporate income tax return and to pay the tax up to the conclusion of the taxable period, as defined by Law no. 571/2003, as subsequently amended and supplemented.

The return is submitted to the competent tax authority for the management of taxes due by the taxpayer.

In the event that the taxpayer makes amendments to the submitted return, the amended return shall be filled out on the same form template, by marking the relevant box with an "X".

In filling out the form, the provisions of Law no. 571/2003, as subsequently amended and supplemented, of Government Decision no. 44/2004 for the approval of the Implementing rules for the application of Law no. 571/2003 on the Tax code, as subsequently amended and supplemented, as well as the decisions of the Central Tax Commission set up within the Ministry of Public Finances shall be considered.

2. The Corporate income tax return is to be filled out with the help of the supporting application.

The form shall be submitted to the competent tax authority, in PDF format, with an XML file attached, on a CD, accompanied by a paper copy, signed according to the law, or forwarded through long-distance electronic means, in accordance with the applicable legal provisions.

II. Filling out the return

1. Reporting period

The box for "Year" shall be filled out in arabic numerals with the calendar year for which the return is filled out (e.g.: 2014).

The boxes concerning the "Period" shall be filled out as follows:

- the period comprised between the first day of the first month in the quarter in which the taxpayers have started to perform the activities provided in art. 112² par. (6) of Law no. 571/2003, as subsequently amended and supplemented, and the end of the reporting year, in the event of taxpayers paying income tax for micro-enterprises which, during the year, start to perform activities such as those provided in art. 112² par. (6) of Law no. 571/2003, as subsequently amended and supplemented, and which become payers of corporate income tax starting with the relevant quarter (e.g.: July 1, 2014 - December 12, 2014);

- the period representing the amended tax year, in the event of taxpayers who have opted for a different fiscal year than the calendar year, in accordance with the applicable accounting laws. For the first amended tax year, the previous period of the calendar year will also be included, comprised between January 1 and the day prior to the first day of the amended tax year, and this shall be construed as a single tax year.

The box for "Year" shall be filled out by persons who are subject to the provisions of art. 116¹ of Law no. 571/2003, as subsequently amended and supplemented, with the year of obtaining the income for which adjustment of the withheld tax is requested.

2. Section A. "Identification data of the taxpayer"

The box "Tax identification number" is used for inserting the tax identification number given according to law, by introducing the digits with a right alignment.

In the event that the return is filled out by an authorized/tax representative, appointed in accordance with the law, the box shall be filled out with the tax identification number given by the competent tax authority to the person for which the obligation is being fulfilled, as well as its identification data, while the "Position/Capacity" box is to be filled out with "Representative".

In the event that the taxpayer is registered for VAT purposes, the first box shall be marked with the RO prefix.

The "Name" box is used to specify the name of the taxpayer.

The boxes relating to the address shall be filled out with the data concerning the address of the taxpayer's tax residence.

3. Section B. "Data on the corporate income tax"

Rows 1 - 10 are to be filled out with the relevant data, as registered in the accounting books of the taxpayers.

Row 2 "Operating expenses" shall also include the expense relating to the corporate income tax.

In the event that there is a negative result (loss), this will be registered with a "-" (negative) sign.

Row 11 - shall be filled out with the amounts representing favorable differences in the exchange rate, resulting pursuant to the assessment of foreign currency receivables and debts, registered in the accounting books at the date of changing the accounting system, to the account "Result carried over", as a consequence of restatement or transposition, which become taxable on the date of their collection/payment, for the restated or transposed period. Furthermore, the amounts representing reserves that were deductible when calculating the taxable profit shall also be inserted, pursuant to becoming taxable according to the provisions of art. 22 par. (5), (5¹), (5²) and (6) of Law no. 571/2003, as subsequently amended and supplemented.

Moreover, this row shall also be used to fill out the amounts representing income which is considered when calculating the taxable profit, as provided by art. 19 par. (3) of Law no. 571/2003, as subsequently amended and supplemented, according to the legal provisions that were applicable up to the date of April 30, 2005 (inclusively).

This row shall also be used to fill out the amounts representing adjustments in the fair value of real estate investments, following the subsequent assessment by use of the fair value model by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards, which become taxable concurrently with the deduction of tax depreciation, as applicable, according to art. 20 let. g) of Law no. 571/2003, as subsequently amended and supplemented.

Row 11.1 - shall be filled out by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards with the amounts recorded in the credit balance of the account "Result carried over from specific provisions", according to art. 19³ let. a) pt. 1 of Law no. 571/2003, as subsequently amended and supplemented, representing the reserves becoming taxable in accordance with art. 22 par. (5) of Law no. 571/2003, as subsequently amended and supplemented.

Row 11.2 - shall be filled out by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards with the amounts recorded in the result carried over arising from other adjustments, which are taxed in accordance with art. 19³ of Law no. 571/2003, as subsequently amended and supplemented, other than those recorded in row 11.1.

Row 11.3 - shall be filled out by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards with the amounts representing the reduction or annulment of prudential filters that were deductible when calculating the taxable profit, in accordance with the provisions of art. 22 par. (1) let. d¹) of Law no. 571/2003, as subsequently amended and supplemented.

Row 12 - shall be filled out with the amounts representing unfavorable differences in the exchange rate, resulting pursuant to the assessment of foreign currency receivables and debts, registered in the accounting books at the date of changing the accounting system, to the account "Result carried over", as a consequence of restatement or transposition, on the date of their collection/payment, for the restated or transposed period. This row shall also be used to insert the management costs capitalized at the value of inventories (on the date of deducting the relevant inventory from the books), the value of research-development expenses and the value of fixed assets of inventory objects to be recovered, according to the initial depreciation period, as applicable. Moreover, this row shall be used to fill out the amounts representing expenses which are considered when calculating the taxable profit, as provided by art. 19 par. (3) of Law no. 571/2003, as subsequently amended and supplemented, according to the legal provisions that were applicable up to the date of April 30, 2005 (inclusively). This row shall also be used to fill out the amounts that are deductible when calculating the taxable profit, according to art. 21 par. (4), let t) of Law no. 571/2003, as subsequently amended and supplemented.

Row 12.1 - shall be filled out by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards with the amounts recorded in the debit balance of the account "Result carried over from specific provisions", according to art. 19³ let. a) pt. 2 of Law no. 571/2003, as subsequently amended and supplemented, representing the amounts becoming deductible, in equal installments, for a period of 3 years.

Row 12.2 - shall be filled out by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards with the amounts recorded in the result carried over arising from other adjustments, which are deducted from the calculation of the taxable profit in accordance with art. 19³ of Law no. 571/2003, as subsequently amended and supplemented, other than those recorded in row 12.1.

Row 14 - shall be filled out with the amount representing tax depreciation established according to the provisions of art. 24 of Law no. 571/2003, as subsequently amended and supplemented, as well as the tax depreciation established according to art. 19¹ par. (1) let. b) of the same regulatory document. This row shall also be filled out with the amounts representing the tax value left un-depreciated, according to art. 24. par. (15) of the Tax code, in the event of deducting the fixed assets from the accounting books.

Row 15 - shall be filled out with the amount representing expenses relating to interests and differences in the exchange rate, which are carried over from previous tax years, according to the provisions of art. 23 par. (12) of Law no. 571/2003, as subsequently amended and supplemented. These amounts shall be taken over from row 34 in the "Corporate income tax return" submitted for the previous years.

This row shall also be filled out, in the event of reorganization operations, with the following values:

- the beneficiary legal entity shall also specify the amount representing expenses relating to interests and differences in the exchange rate carried over from the previous period by the transferor taxpayer and forwarded by the latter, proportionally to the transferred assets and liabilities, according to art. 23 par. (2) of Law no. 571/2003, as subsequently amended and supplemented;

- the transferor legal entity shall also specify that part of the amount representing expenses relating to interests and differences in the exchange rate carried over from the previous period which is still to be recovered, re-calculated proportionally to the assets and liabilities retained, according to art. 23 par. (2) of Law no. 571/2003, as subsequently amended and supplemented.

Row 16 - shall be filled out with the value representing the establishment or net increase of the legal reserve in the reporting period, in accordance with the provisions of art. 22 par. (1), let. a) of Law no. 571/2003, as subsequently amended and supplemented.

Row 17 - shall be filled out with the tax provisions established according to art. 22 of Law no. 571/2003, as subsequently amended and supplemented, other than those registered in row 2 of the form - operating expenses.

Row 17.1 - shall be filled out with the amounts representing prudential filters that are deductible from the calculation of the taxable profit, in accordance with the provisions of art. 22 par. (1) let. d¹) of the Tax code.

Row 18 - shall be filled out with the value of other deductions from the calculation of the taxable profit, according to the provisions of Law no. 571/2003, as subsequently amended and supplemented.

Row 18.1 - shall be filled out with the amount representing additional deductions from the calculation of the taxable profit relating to eligible expenses for research-development activities, according to the provisions of art. 19¹ of Law no. 571/2003, as subsequently amended and supplemented.

Row 20.1 - shall be filled out with dividend income received from a Romanian legal entity, if the Romanian legal entity receiving the dividends owns, at the date of their registration according to accounting regulations, for an uninterrupted period of 1 year, at least 10% of the share capital of the legal entity distributing the dividends, according to art. 20 let. a) of Law no. 571/2003, as subsequently amended and supplemented.

Row 20.2 - shall be filled out with dividend income received from a foreign legal entity located in a third country, as it is defined in art. 20¹ par. (3) let. c) of Law no. 571/2003, as subsequently amended and supplemented, having concluded a tax treaty with Romania, if the Romanian legal entity receiving the dividends owns, at the date of their registration according to accounting regulations, for an uninterrupted period of 1 year, at least 10% of the share capital of the legal entity distributing the dividends, according to art. 20 let. a) of Law no. 571/2003, as subsequently amended and supplemented.

Row 20.3 - shall be filled out with dividend income received from a subsidiary located in an EU member state, under the conditions provided in art. 20¹ of Law no. 571/2003, as subsequently amended and supplemented.

Row 21 - shall be filled out with financial earnings representing income from sales/transfers of shareholder equities in a Romanian legal entity or in a foreign legal entity located in a country having concluded a tax treaty with Romania, if on the date of the sale/transfer (inclusively) the taxpayer owns, for an uninterrupted period of 1 year, at least 10% of the share capital of the legal entity in which there is a shareholder equity, according to art. 20 let. e) of Law no. 571/2003, as subsequently amended and supplemented.

Row 22 - shall be filled out with amounts representing income from the liquidation of another Romanian legal entity or of a foreign legal entity located in a country having concluded a tax treaty with Romania, if, on the date of commencing the liquidation, the taxpayer owns, for an uninterrupted period of 1 year, at least 10% of the share capital of the legal entity subject to liquidation, according to art. 20 let. h) of Law no. 571/2003, as subsequently amended and supplemented.

Row 23 - shall be filled out with the values relating to non-taxable income, other than those registered in rows 20 - 22, provided in art. 20 of Law no. 571/2003, as subsequently amended and supplemented.

Row 26 - shall be filled out with the amounts representing expenses relating to the corporate income tax due, as well as expenses relating to the deferred corporate income tax, registered by taxpayers applying accounting regulations in accordance with the International Financial Reporting Standards.

Row 27 - shall be filled out with expenses relating to the tax on profits/income earned abroad, reflected as an expense in the accounting books.

Row 28 - shall be filled out with the values representing expenses regulated by art. 21 par. (4), let. b) of Law no. 571/2003, as subsequently amended and supplemented.

Row 29 - shall be filled out with the value of protocol expenses exceeding the limit provided by art. 21 par. (3), let. a) of Law no. 571/2003, as subsequently amended and supplemented.

Row 30 - shall be filled out with the value of expenses relating to sponsorship and/or patronage and to private scholarships, made according to the law and registered in the accounting books.

Row 31 - shall be filled out with the value of expenses relating to depreciation registered in the accounting books. This row shall also be filled out with the amounts representing the accounting value left un-depreciated, in the event of deducting the fixed assets from the accounting books.

Row 32 - shall be filled out with amounts registered as accounting expenses, used for the establishment or increase of provisions and reserves, over the limits or in different conditions than those provided in art. 22 of Law no. 571/2003, as subsequently amended and supplemented.

Row 33 - represents the value of expenses relating to non-deductible interests, which are not carried over to the next period, in accordance with the provisions of art. 23 par. (5) of Law no. 571/2003, as subsequently amended and supplemented.

Row 34 - represents the value of expenses relating to interests and foreign exchange rate losses for the reporting tax year, that are non-deductible for the current tax year, but which are carried over to the next period, according to the provisions of art. 23 par. (5) of Law no. 571/2003, as subsequently amended and supplemented.

Row 35 - shall be filled out with the value of expenses relating to tax-free income, other than those provided in art. 20 let. c) of Law no. 571/2003, as subsequently amended and supplemented.

Row 36 - shall be filled out with amounts representing other non-deductible expenses, such as:

- exceedings of the allowed limits, as established by the provisions of art. 21 par. (3) of Law no. 571/2003, as subsequently amended and supplemented, except for those mentioned at letters a), g), h) and i);
- expenses provided in art. 21 par. (4) of Law no. 571/2003, as subsequently amended and supplemented, except for those mentioned in letters a), b), i) and p);
- other expenses which are not made to obtain taxable income.

Row 39 - shall be filled out with amounts representing losses recorded in the current period, to be carried over to the next period, according to the provisions of art. 32 of Law no. 571/2003, as subsequently amended and supplemented.

Row 40 - shall be filled out by the transferor legal entity with the value of the tax loss registered in the current period, transferred to the beneficiary legal entity, and which is not recovered by the transferor legal entity, according to the art. 26 par. (2) of Law no. 571/2003, as subsequently amended and supplemented.

Row 41 - shall be filled out by the beneficiary legal entity with the value of the tax loss registered by the transferor taxpayer within that period of the current year comprised between January 1 and the date on which the relevant operation produces effects and transferred by the transferor legal entity to the beneficiary legal entity, according to art. 26 par. (2) of Law no. 571/2003, as subsequently amended and supplemented.

Row 42 - shall be filled out with the value of tax loss to be recovered from previous periods, relating to activities performed in Romania, as well as from external sources. This row shall not be filled out with tax losses from previous years, regulated by art. 32 of Law no. 571/2003, as subsequently amended and supplemented, that are not recoverable from the taxable profit of the reporting year.

This row shall also be filled out, in the event of reorganization operations, with the following values:

- the beneficiary legal entity shall also specify the value of tax losses that are not recovered from previous years and transferred by the transferor taxpayer, according to art. 26 par. (2) of Law no. 571/2003, as subsequently amended and supplemented;
- the transferor legal entity shall specify that part of the tax loss to be recovered from previous years that it continues to recover, re-calculated proportionally to the assets and liabilities retained, according to art. 26 par. (2) of Law no. 571/2003, as subsequently amended and supplemented.

Row 44.1 - shall be filled out with the amount resulting from the application of the 16% rate on the taxable profit to which this rate applies.

Row 44.2 - shall be filled out with the amount representing the 5% tax applied to income from activities relating to bars, nightclubs, clubs and casinos or sports betting, under the conditions regulated by art. 18 par. (1) of Law no. 571/2003, as subsequently amended and supplemented.

Row 45.1 - the tax paid to a foreign country is deducted if the provisions of the tax treaty concluded between Romania and the foreign state are applied and if the Romanian legal entity submits the relevant documentation, according to the legal provisions, to attest the fact that the tax has been paid to the foreign country.

The row shall be filled out with the smaller value between the following two values, for each state from which income is earned by means of a permanent headquarters or income subject to tax withheld at source, income taxed both in Romania and in the foreign country, respectively:

1. the value of taxes paid directly or indirectly by withholding at source and transferred by another person to that foreign state, for profits earned by permanent headquarters in that state or for other income arising in that state, as confirmed by documents attesting their payment;
2. the amount equal to the corporate income tax calculated by applying the rate provided in art. 17 of Law no. 571/2003, as subsequently amended and supplemented, for:
 - taxable profits earned by permanent headquarters in that foreign state, profits calculated in accordance with the provisions of title II of Law no. 571/2003, as subsequently amended and supplemented;
 - other income earned in that foreign state.

If a foreign legal entity residing in a member state of the European Union or in a state of the European Economic Area undertakes its activities in Romania by means of a permanent headquarters, and that permanent headquarters obtains income from another member state of the European Union or from another state in the European Economic Area, and such income is taxed both in Romania and in the state in which the income was earned, then the tax paid in the state in which the income was earned, either directly, or indirectly by withholding

and transfer by another person, shall be deducted from the corporate income tax to be determined according to the provisions of title II of Law no. 571/2003, as subsequently amended and supplemented, under the conditions provided in art. 31 par. (3¹) and (3²) of the same regulatory document.

Row 45.2.1 - shall be filled out with the amount representing the exemption from the payment of tax on reinvested profits, in accordance with the provisions of art. 19⁴ of Law no. 571/2003, as subsequently amended and supplemented.

Row 45.3 - shall be filled out with the amounts representing deductions of the corporate income tax, calculated according to the applicable laws, excluding the deduction relating to sponsorship and/or patronage and private scholarships, made according to the law.

Row 47.1 - shall be filled out with the amounts representing expenses relating to sponsorship and/or patronage, as well as expenses relating to private scholarships, granted according to the law, within the limits and under the conditions provided in art. 21 par. (4) let. p) of Law no. 571/2003, as subsequently amended and supplemented, in the current year.

Row 47.2 - shall be filled out with the amounts representing expenses relating to sponsorship and/or patronage, as well as expenses relating to private scholarships, carried over from the previous period, within the limits and under the conditions provided in art. 21 par. (4) let. p) of Law no. 571/2003, as subsequently amended and supplemented.

Row 49 - shall be filled out with the amount representing the difference in the corporate income tax assessed by tax inspection authorities for the fiscal year of reporting and which is included in the form indicators.

Row 50 - shall be filled out, for the reporting year, as applicable, with the amounts representing the corporate income tax or advance payments relating to the corporate income tax, which are declared on a quarterly basis in form 100. In the event of legal entities residing in a member state of the European Union or of the European Economic Area that opt for the adjustment of the tax paid in Romania, according to the law, the tax withheld at source by the income payer shall be inserted, which will represent an advance payment to the account of the corporate income tax.

Row 51 - shall be filled out with the amount representing the income tax for micro-enterprises, declared for the reporting year in form 100 by micro-enterprises which, during the course of the tax year, become corporate income tax payers, according to art. 112⁶ of Law no. 571/2003, as subsequently amended and supplemented.