



Stimati colaboratori,

Termen limita pentru depunerea declaratiei privind beneficiarul real pentru asociatii si fundatii

Potrivit art. XI alin. (2) din OUG nr. 29/2020, termenul de depunere a declaratiei privind beneficiarul real pentru asociatii si fundatii a fost prelungit cu 3 luni de la data incetarii starii de urgenta instituite prin Decretul nr. 195/2020.

Prin urmare, **azi** este ultima zi de depunere a declaratiei privind beneficiarul real pentru asociatii si fundatii.

In acest scop, consiliul director al asociatiei sau fundatiei imputerniceste o persoana fizica pentru a comunica, printr-o declaratie pe propria raspundere, incheiata in forma **autentica**, datele de identificare ale beneficiarului real. Declaratia se comunica Ministerului Justitiei.

Nerespectarea acestei obligatii constituie contraventie si se sanctioneaza cu amenda de la 200 lei la 2.500 lei.

Prin beneficiar real se intelege orice persoana fizica ce detine sau controleaza in cele din urma clientul si/sau persoana fizica in numele ori in interesul caruia/careia se realizeaza, direct sau

Dear collaborators,

Deadline for submission of the beneficial ownership statement for the associations and foundations

According to Article XI(2) of the GEO no. 29/2020, the time limit for the submission of the statement of beneficial ownership for associations and foundations was extended by three months from the date of the end of the state of emergency introduced by Decree no. 195/2020.

Today is therefore the last day for the submission of the statement on the beneficial ownership for associations and foundations.

For this purpose, the board of directors of the association or foundation empowers a natural person to communicate, through a declaration on its own responsibility, concluded in **authentic** form, the identification data of the real beneficiary. The statement is communicated to the Ministry of Justice.

Failure to comply with these obligations constitutes a contravention and is sanctioned with a fine from 200 lei to 2,500 lei.

A real beneficial owner means any natural person who ultimately owns or controls the customer and/or the natural person on behalf or for whose benefit a transaction, operation or activity is carried out, directly or indirectly.

indirect, o tranzactie, o operatiune sau o activitate.

In cazul persoanelor juridice fara scop lucrativ, beneficiarii reali sunt:

1. asociatii sau fondatorii;
2. membrii in consiliul director;
3. persoanele cu functii executive imputernicite de consiliul director sa exercite atributii ale acestuia;
4. in cazul asociatiilor, categoria de persoane fizice ori, dupa caz, persoanele fizice in al caror interes principal acestea au fost constituite, respectiv, in cazul fundatiilor, categoria de persoane fizice in al caror interes principal acestea au fost constituite;
5. oricare alta persoana fizica ce exercita controlul in ultima instanta, prin orice mijloace, asupra persoanei juridice fara scop lucrativ.

In the case of legal entities not for profit-making purposes, the real beneficial owners shall be:

1. associations or founders;
2. members of the governing board;
3. the executive persons empowered by the governing board to exercise its tasks;
4. in the case of associations, the category of natural persons or, where applicable, natural persons in whose main interest they are established, i.e., in the case of foundations, the category of natural persons in whose main interest they are established;
5. any other natural person who exercises control in the last resort, by any means, over the non-profit legal entity.

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