



No. 23/26 November 2010

Order no 2691/2010 for approval of the Form 307 "Statement regarding amounts resulting from the adjustment of value added tax, in case the transferee of assets is not a person registered for VAT", and for establishing the way of payment of such amounts, was published in Official Gazette no 786/24.11.2010.

Transfer of assets is a universal transfer of goods and/or services that are treated as a whole at the transferor, whether the transfer of assets is total or partial.

Taxable persons benefiting from the transfer of assets, which are not registered for VAT purposes under art. 153 of the Fiscal Code and will not register for VAT purposes as a result of the transfer, have the obligation to submit Form 307 until 25th of the following month when the transfer of assets occurred.

The form should include payment of VAT to the state budget, resulting from the adjustment in accordance with art. 128 par. (4), art. 148, 149 or 161, as applicable, as stipulated by the Fiscal Code.

Taxpayers benefiting from the transfer of assets, not registered for VAT purposes can be: legal persons, associations or other entities without legal personality, individual taxpayers who carry out economic activities independently or liberal professions, individuals.

If there are more transferors, the form is completed with VAT payment from adjustments resulting from the transfer of assets from all transferors.

The amount is declared and paid in lei until 25th of the month following the month in which the transfer of assets occurred.