

Legal Alert

22 - 26 January 2018

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New obligation for public constructions operating without a fire safety authorization

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New obligation for public constructions operating without a fire safety authorization

Law no. 28/2018 for the amendment of Law no. 307/2006 on fire safety (the "**Amending Law**") was published on 18 January 2018 in the Official Gazette of Romania no. 49, Part I.

According to the Amending Law, the beneficiaries of investments consisting in **constructions with public destination** operating **without obtaining the fire safety authorization** are obliged to place notice boards in front of the entrances to the respective areas, with the following content, printed in lettering with sizes of minimum 2,5 cm, red, white background: "**This area operates without the fire safety authorization.**"

What are the "public constructions" subject to this new obligation?

Firstly, the constructions must fall under the categories of buildings and establishments subject to fire safety authorization, as referred to in Government Decision no. 571/2016 for the approval of categories of buildings and establishments subject to fire safety approval and/ or authorization.

Secondly, the Amending Law mentions the destinations and functions of the constructions subject to this obligation as follows:

- i) buildings or premises arranged in **commercial buildings** such as bars, restaurants, shopping centers, shops, supermarkets and hypermarkets;
- ii) buildings or spaces arranged in **buildings with cultural destination**, such as theaters, cinemas, polyvalent rooms or other likewise opened to public participation;
- iii) buildings or premises arranged in **buildings with tourism destination**, such as hotels, motels or rooms to let in a hotel regime.

Failure to comply with this obligation constitutes a contravention and is sanctioned with a varying fine between RON 2501 to 5,000 RON.

For further questions regarding the aspects mentioned in this alert, please contact us.



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