CHAPTER I

General provisions

Art. 1. – The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation shall be set up as editorially independent, autonomous public services of national interest by the reorganization of the Romanian Radio and Television.

Art. 2. – The Romanian Broadcasting Corporation and the Romanian Television Corporation shall be legal persons with their seat in the Municipality of Bucharest and shall carry on their activity under the control of the Parliament, under the terms of the present law and in accordance with the international conventions to which Romania is a party.

Art. 3. – (1) Through their entire activity, the Romanian Broadcasting Corporation and the Romanian Television Corporation shall be bound to ensure pluralism, the free expression of ideas and opinions, the free communication of information, as well as the correct information of the public opinion.

(2) The contents of the programmes of the Romanian Broadcasting Corporation and the Romanian Television Corporation shall comply with the professional standards in the matter.

Art. 4. – (1) The Romanian Broadcasting Corporation and the Romanian Television Corporation, as public services, in
carrying out the general objectives of information, education, amusement, shall be bound to present objectively and impartially the facts of the internal and international social, political and economic life, to ensure the correct information of the citizens on public affairs, to competently and exactly promote the values of the Romanian language, of the authentic national and universal cultural, scientific creation, of the national minorities, as well as of the democratic, civic, moral and sporting values, to militate for the national unity and independence of the country, for the cultivation of human dignity, of truth and justice.

(2) In discharging their duties, the Romanian Broadcasting Corporation and the Romanian Television Corporation shall observe the principles of the constitutional order in Romania.

Art. 5. — (1) The programmes of the Romanian Broadcasting Corporation and the Romanian Television Corporation shall for no reason whatsoever serve as a means for the defamation of the country and of the nation, nor to instigate a war of aggression, national, racial, class or religious hatred, or for incitement to discrimination, territorial separatism or public violence, or for propagation of obscene manifestations, contrary to decent morals.

(2) The programmes which, by their contents, threaten the psychical or moral development of children and youth, shall not be broadcast from 5.00 a.m. to 24.00 hours.

(3) The minors with adverse behaviour or the persons presumed to have infringed the law shall be presented in such a way that the images should not occasion their identification. The visual exploitation of the psychosomatic deficiencies of the persons presented in television broadcasting is prohibited.

(4) The Romanian Broadcasting Corporation and the Romanian Television Corporation shall reserve part of their transmission time for the political parties represented in Parliament. The time assigned to political parties shall not exceed one hundredth of the entire weekly transmission time. The distribution of the transmission time among political parties shall be made in ratio with the share of their representation in Parliament, by calculating one time unit for every parliamentarian, including the representatives of the national minorities.

(5) The programmes shall not prejudice to the dignity, honour or private life of persons, or the right to their own image.

Art. 6. — (1) The broadcasting of advertisements by the public radio broadcasting and television services shall be made only on the basis of a contract concluded with the beneficiary of the advertisement, the producer of the advertising programme, or their authorized representatives, under the conditions established by the compulsory rules, drawn up by National Audio-visual Council, published in the Official Gazette of Romania.

(2) Non-observance of the norms established by the National Audio-visual Council with regard to the implementation of advertising within the radio and television programmes shall be sanctioned in accordance with the Law on audio-visual No. 48/1992.

Art. 7. — (1) The Romanian Broadcasting Corporation and the Romanian Television Corporation shall promote and encourage the transmission of Romanian audio-visual creations.

(2) Within maximum 4 years from the coming into force of the present law, the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation shall reserve to the European creations a majority percentage of the transmission time, which shall not include the informative and sporting transmissions, games, advertising and teletext services.

(3) Out of the European creation broadcast, at least 30% shall be Romanian creation, including creations specific to the national minorities.

(4) Out of the Romanian creation, at least 35% shall be cultural creation.

(5) The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation shall reserve, under the conditions of para (2)—(4), at least 10% of their transmission time to the creations of independent producers, from the country or from abroad.

(6) The enforcement of the provisions of para (2)—(5) shall be made gradually, in stages, the terms of which shall be established by the National Audio-visual Council.

* The compulsory rules, in revised form, have been published in the Official Gazette of Romania, Part I, No. 290 of August 7, 1998.
Art. 8. — (1) The autonomy and editorial independence of the public radio broadcasting and television services are guaranteed by law, and their programmes shall be protected against any interference from public authorities as well as against influence exercised by any parties, social-political formations, trade unions, commercial and economic organizations, or by pressure groups.

(2) The application of the compulsory norms established by the National Audio-visual Council under the conditions of Law on audio-visual No. 48/1992 shall not constitute interference.

(5) The statutes shall compulsorily comprise norms warranting:

a) the protection of the journalists and other transmission producers from attempts to impair their professional independence, and harm their rights;

b) the participation in the taking of decisions with regard to the statutes of the journalists and the other transmission producers;

c) the hearing of the person involved, when sanctions provided by law or by statute are to be applied;

d) the exercise of the profession of journalist or transmission producer under conditions of professional, moral or juridical responsibility, as the case may be;

e) the settlement of clash of opinions regarding the application of the statute by an internal arbitration instance.

Art. 11. — (1) In the sense of the present law, the specialty staff shall include any person that carries out, produces, drafts, elaborates or coordinates transmissions or programmes or that participates directly and creatively in the production of transmissions or programmes, regardless of whether they belong to the public service or other public corporations.

(2) For the duration of employment, the staff provided in para (1) cannot hold other positions, except those of didactic staff, unless approved by the executive committee of the public service where he is employed.

Art. 12. — (1) The audio-visual creation follows the general regime of the legislation regarding the copyright and the neighboring rights.

(2) The materials created in the capacity of employee of the public service, meant to the elaboration or making of broadcasts or programmes, may be used outside the corporation only with the written approval of the authorized persons in that public service.

(3) The communication networks and equipment, which are technical support for the transmission of the national programmes of the radio and television public services, shall be put at the disposal of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation, for the entire period of broadcasting, on the basis of a contract.

Art. 13. — (1) The specialist staff provided in art. 11 cannot belong to parties or to other political formations and is obliged to keep political equidistance in his professional activity, ensuring the observance of the diversity of opinions.
(2) The employees provided under paragraph (1) cannot be part in the management of other radio broadcasting or television companies, nor can they hold executive positions in these.

(3) The employees provided under paragraph (1) may contribute to other radio broadcasting or television companies only with the agreement of the executive committee of the public service in which they work.

(4) The non-observance of the provisions under paragraphs (1) and (2) shall be sanctioned with disciplinary cancellation of the individual labour contract or with the dismissal from office, as the case may be.

(5) If, by non-observance of the provisions under paragraphs (1) and (2), a damage has been caused to the corporation in which the incriminated person is employed, that employee shall be compelled to make good the damage, according to law.

(6) The way in which the provisions of the present article are to be carried out shall be provided in the organization and operation regulations of each corporation.

**Art. 14.** – (1) The news and information shall have to be broadcast faithfully and commented upon with probity, without any influence on the part of public authorities or of other legal persons of private or public law, or of certain natural persons.

(2) The news and information to be broadcast in the form of texts or images must be checked. Their meaning must not be distorted, or fabricated by the mode of formulation, titles or comments.

(3) The responsibility for information or creations brought to public notice shall, under the conditions of the law, devolve upon the producer of transmissions or programmes, on the author as well as on the public radio broadcasting and television services, respectively, as the case may be.

(4) The news or information broadcast that subsequently prove inaccurate must be corrected in similar conditions to the broadcasting.

(5) The broadcasting of information by which the legitimate rights or interests of a natural or legal person are damaged, shall entitle that person to request the specialty staff to rectify them within 48 hours from the request of the natural or legal person involved.

(6) In case of refusal, the person considering itself damaged in a right or legitimate interest, may request the director general of the corporation, within maximum 6 days from the expire of the term in para (5), to be granted the right to retort.

(7) The right to retort shall be broadcast within the same transmission and at the same hour when the right or legitimate interest of the person was damaged, within 48 hours from the request of the person involved.

(8) The responsibility for the broadcast of the rectification shall belong to the head of the editorial staff involved, and the responsibility for granting the right to retort shall devolve upon the director general of the corporation.

(9) The failure to broadcast the rectification and to grant the right to retort may be referred to law courts.

(10) The other cases regarding the right to retort shall be exercised according to the compulsory norms* established by the National Audio-visual Council, published in the Official Gazette of Romania.

(11) The confidential character of the information sources of the specialist staff is guaranteed by law.

(12) Disclosure of these sources, motivated by the infringement of public interest, may be made only on the basis of an order issued by a law court.

(13) In exercising their professional duties by the journalists and other transmission producers, the information cannot be obtained but by legal and moral means, and their use cannot be made for personal purpose.

**CHAPTER II**

**Object of activity**

**Art. 15.** – According to their type, the activity of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation shall have as an object:

a) the carrying out of radio broadcasting or television programmes, respectively, in the Romanian language, in the languages of the national minorities, or in other languages, for information, cultural, educational and entertainment purposes;

---

*The compulsory norms have been published in the Official Gazette of Romania, Part I, No. 503 of December 22, 1995.*
b) the broadcasting of programmes through transmission stations and lines for the transmission of programmes found in their own property, or by leasing audio-visual radioelectric telecommunication networks by satellite, cable, or other technical means included;

c) the organization and achievement in their own studios or in co-operation with other internal or external partners, of radio and television programmes, recordings on discs or on magnetic support, television feature films, television serials, documentary and scientific films required for their own programmes and for exchange with similar home of foreign organizations, or for turning to good account;

d) the carrying on of an impresario activity for their own artistic formations, organization of concerts, festivals and shows with audience as well as contests with their artistic formations or in co-operation with other artists, including quick-witted contests and chance games, concluding of contracts with Romanian or foreign artists and impresarios for the transmissions, concerts and shows they organize, paying fees and taking receipts, under the terms of the law;

e) the achievement of advertising activities through their own transmissions and publications, for home and foreign beneficiaries;

f) the organization of the documentation activity in specific problems, editing and transmission for the broadcasting of programmes, advertising materials, and of other publications connected with radio broadcasting and television activities;

g) the achievement of transmissions in support of the youth molding process, under instructive-educational, moral, religious and patriotic aspects, in co-operation with legal persons of public law and legal persons of private law, and natural persons;

h) the carrying out of the activity of research and design, as well as works specific to audio and video technique, for their own needs or of other beneficiaries at home or abroad, the following up of the results of scientific research and their turning to good account under the terms of the law, the promoting of technical and scientific progress in the activity of the corporation.

i) the carrying out directly, under the terms of the law, in their field of activity, of foreign trade activities and of payments in lei and in foreign currency;

j) the organizing of co-productions with foreign partners in the field of radio broadcasting and television programmes and the achievement of the production, processing, exchange, export and import of films or programmes for television or radio broadcasting programmes, as the case may be;

k) the representation in the relations with the international bodies in the same line of activity, to which Romania is a party, the concluding of conventions and establishing relations of collaboration with the radio broadcasting and television organizations in other countries;

l) the achievement and sending abroad of radio, television and film programmes, with a view to their broadcasting, in keeping with the agreements concluded with similar organizations from other countries;

m) the organizing of exchanges of transmission producers and of correspondents with radio broadcasting and television organizations in other countries, offering the possibility of a direct mutual information on the facts in Romania and in the respective countries;

n) the conservation and depositing in the archives of the audio-visual recordings and documents of interest for the national patrimony; the conservation periods and the conditions of depositing in the archives and of access to the recordings and documents in the archives shall be established by the organizing and operating regulations of the two corporations, under the terms of the law;

o) any other activities established according to law.

Art. 16. – (1) The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation shall elaborate and transmit radio and television programmes for broadcasting in the Romanian language and in other languages, addressed to listeners and viewers world-wide, to promote the image of Romania and its internal and foreign policy.

(2) To this end, departments for broadcasting abroad shall operate within the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation.
Art. 17. — The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation have the following rights:

a) to use their own transmitter and relay networks as well as those put at disposal by leasing;

b) to transmit or to record, free of charge, public debates of the public authorities, meetings, demonstrations, manifestations and other events or activities to which the access of the public is unrestricted. The radio broadcast or television transmission, or the recording with a view to transmission, free of charge, of any kind of works from theatres or public places in which these are performed, executed or shown, as well as of the cultural, artistic or sports manifestations can be made, for information purposes, only once, with a duration of not more than 5 minutes, on conditioned of observing the legislation on the copyright and the neighbouring rights;

c) to record and to use in their programmes the cultural creations in all fields, by observing the legislation on the copyright and neighbouring rights;

d) to establish the prices and tariffs in lei and in foreign currency for the activities and services carried out, in the specific domain of the activity performed, except subscription fees, in he terms of the law;

e) to organize their own network of correspondents within the country and abroad.

CHAPTER III
Organization and operation

Art. 18. — (1) Within the framework of each corporation, the management of the public radio broadcasting and television services shall be ensured by:

a) the board of management;

b) the director general;

c) the executive committee.

(2) The board of management shall be organized for each corporation separately, consisting of thirteen persons, one of them being the chairman.

(3) The chairman of the board of management shall be the director general of the corporation.

(4) The board of management shall carry on its activity on the basis of its own organizing and operating regulations.

Art. 19. — (1) The members of the board of management of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation, respectively, are appointed by the vote of the majority of the deputies and senators in the joint meeting of the two Chambers.

(2) The lists of candidates shall be sent to the standing bureaus of the two Chambers, as follows:

a) the joint parliamentary groups in the two Chambers submit proposals for 8 seats, in accordance with the political configuration and their share in Parliament;

b) the President of Romania, for one seat;

c) the Government, for one seat;

d) the employed personnel of each corporation shall appoint, by secret ballot, candidates for two seats, within one poll organized by the management of the respective corporation;

e) the national minorities parliamentary groups, for one seat.

(3) The proposals made shall nominate the candidate for the titular position, as well as the candidate for the substitute position and shall be forwarded to the standing bureaus of the two Chambers within 15 days from the starting of the nomination procedure.

(4) The standing bureaus of the two Chambers shall forward the lists of candidates to the specialty standing commissions, with a view to hearing them in joint meeting.

(5) Following the hearing, the specialty standing commissions shall draw up a motivated joint advisory opinion, which they shall present in the meeting of the Chamber of Deputies and of the Senate, accompanied by a list each of candidates proposed for the titular positions and a list each of candidates proposed for the substitute positions, but not less than 9 for each corporation separately, in accordance with the structure provided in para (2). In the case the proposals have not been made during the time provided in para (3), the board of management shall legally function in the composition of at least 9 validated members.

(6) The lists of candidates are totally subjected to the vote in the joint meeting of the Chamber of Deputies and the Senate, and are approved by the vote of the majority of deputies and senators. The vote is secret and shall be expressed by balls.
(7) The chairman of the board of management of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation, respectively, shall be appointed by the Parliament, in joint sitting, from among the titular members of the boards, at the proposal of the competent standing committees, by observing the hearing and voting procedures provided in this article. In view of the proposal, the competent standing committees shall examine with priority, within 7 days, the candidate recommended by the titular members of the management board. The hearing of the candidate is made by the committees, in the presence of the members of the respective board of management.

**Art. 20** — (1) The members of the board of management shall be appointed for a period of four years.

(2) The members of Parliament and of the Government cannot be part of the boards of management of the two corporations.

(3) The joint competent standing committees of the two Chambers may propose, with the vote of the majority members of the plenum of Parliament, the dismissal of any member of the board of management, whose activity is unsatisfactory. The Parliament decides by the vote of the majority. The seat become vacant in this way or for any other reason shall be filled by the titular substitute.

(4) In case the vacant seat cannot be filled by the substitute, those provided in art. 19 para (2) shall make a proposal of replacement that shall be put to vote, under the same conditions as the initial nomination. The mandate of the members thus nominated expires at the same time with the mandate of the whole board of management.

(5) The vacant seats in the board of management of each corporation shall be announced publicly within 15 days.

**Art. 21.** — (1) In case the nomination procedure of the board of management is not finalized by the Parliament during the legislature in which it was started, this shall be resumed after the constitution of the new Parliament.

(2) If, due to the unforeseen situation provided in para (1), the board of management whose mandate expires cannot be replaced, its mandate is extended until the appointment of the new board of management.

(3) When the situation provided in para (1) arises at a moment when, for various reasons, there is neither board of management nor legally appointed chairman, the Parliament, at the proposal of the competent standing committees, appoints a provisional director, with a well defined mandate.

(4) The extensions of the mandate or the duration of the provisional state cannot be longer than 6 months.

**Art. 22.** — The chairman and the members of the board of management shall take the following oath before the Parliament: “I swear to observe the Constitution and the laws of the country, to defend the interest of Romania, the fundamental rights and liberties of the citizens, to fulfill the duties that are incumbent upon me according to the office, with honour, conscientiously, and without bias, and to keep the professional secret. So help me God!”

**Art. 23.** — (1) The members of the board of management who are employees of the Romanian Radio Broadcasting Corporation and the Romanian Television Corporation, as the case may be, shall preserve all the rights and obligations deriving from this quality, less the right to hold, at the same time, also management positions in that corporation.

(2) The director general of the Romanian Radio Broadcasting Corporation, as well as the director general of the Romanian Television Corporation, receive a gross monthly salary assimilated to the position of a minister.

(5) The other members of the board of management of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation, respectively, receive, monthly, an indemnity representing 25% of the gross monthly salary of the director general of the corporation. The members of the board of management have the right to discount, under the terms of the law, the transport and accommodation expenses, occasioned by their participation in the meetings of the board of management.

(4) The members of the board of management and the members of the executive committee cannot be part of the board of management of a trading company which has activity in the field of the audio-visual and cannot participate in trading companies with which the Romanian Radio Broadcasting Corporation of the Romanian Television Corporation, as the case may be, have business relations or have conflicting interests.
Art. 24. — (1) The board of management shall hold monthly meetings and whenever the interests of the corporation call for it.
(2) The board of management is convened by the chairman, who proposes the agenda, or at the request of at least one third of the number of its members.

Art. 25. — In the taking of complex decisions, the board of management may attract external specialists in the activity of analysis.

Art. 26. — (1) The proceedings of the board of management shall be conducted by the chairman, or, in his absence, by another member of the board if designated by the chairman, or by the eldest member of the board.
(2) The board of management works legally in the presence of the majority of its members, and decisions shall be taken by the vote of at least one half plus one of the total number of its members. Non-achievement of the quorum leads to the reprogramming of the meeting within at most fifteen days with the same agenda.
(3) In case the board of management fails to meet at the time provided in the preceding paragraph, the chairman shall inform the committees for culture, art and mass media of the two Chambers on the situation created. After analyzing the initiative, the joint committees may propose to the Parliament plenum the replacement of one or several members of the board of management or its dissolution. The proposals of the committees shall be brought to the knowledge of the standing bureaus of the two Chambers within 24 hours from the date of the decision, and in case of dissolution, the Parliament shall appoint a new board of management within 60 days.
(4) The chairman of the dissolved board of management maintains his position of director general until the appointment of a new board of management or until the appointment of a provisional director general.

Art. 27. — The board of management has the following duties:
   a) to approve the development project of the corporation and the norms concerning the strategy and the structure of programmes; to supervise the observance of the way in which the corporation fulfils its obligations assumed under the programme schedule and the broadcasting licence issued by the National Audio-visual Council;
   b) to approve the organizational structure of the corporation, as well as the economic and personnel restructuring necessary for the efficient operation of the corporation;
   c) to approve the organization terms of the competitive examination for the appointment of members of the executive committee;
   d) to approve detailed regulations for stating precisely the functions of the public service provided in the present law and in international regulations;
   e) to approve the draft budget and to ensure its execution; to distribute the budgets to the autonomous operating units, after approval;
   f) to approve the balance sheet and the annual profit and loss account, to send them to the bodies provided by law and to make them public;
   g) to approve, according to competency, the investments to be made by the corporation;
   h) to establish, under the terms of the law, measures for the extension or restriction of the activity of the corporation, for the setting up or suppression of certain autonomous operating activities;
   i) to approve the composition of the executive committees of the units in the structure;
   j) to approve the organization and operation regulations of the corporation;
   k) to present proposals of subsidies to the Ministry of Finance, in order to be included in the state budget, with a view to their approval by Parliament;
   l) to approve the maximum volume of bank credits;
   m) to approve the proposals for modifying the budget within the limits of the own income;
   n) to approve the competencies of the organizational structures of the corporation regarding employment and making expenses of any kind, including investments, financial and commercial transactions, leasing of movable or immovable goods, under the terms of the law;
   o) to analyze the current reports regarding the activity of the corporation and to approve measures for the development of the future activity;
p) to approve the terms of collaboration for ensuring the watch of the objectives and of the goods, as established together with the Ministry of the Interior;

q) to approve the proposals of the executive committee for the participation in achieving certain activities with other companies having Romanian or foreign capital, for the leasing of certain transmission space on the radio or television channels;

r) to approve the proposals of representation of the national radio broadcasting or television corporations, respectively, in the relations with international bodies, as well those regarding the concluding of conventions and the establishing of collaboration relations with similar bodies in other countries;

s) to approve the proposals of sales and concessions, according to law;

t) to approve the measures for the observance of the legal provisions regarding the protection of the environment;

u) to present the annual report to Parliament and any other reports requested by the standing competent committees of the two Chambers;

v) to exercise any other duties which are incumbent upon it in accordance with the legal provisions and the organization and operation regulations.

Art. 28. — The director general shall have the following duties and responsibilities:

a) to ensure the current management of the corporation, together with the executive committee;

b) to order, control and answer for the carrying out of the decisions of the board of management, as well as of the conventions concluded by the corporation;

c) at the proposal of the executive committee, to approve norms, regulations, and service instructions for the exploitation, maintenance, reliability in operation, and the utilization of the corporation’s own emitter and relay networks, of the equipment provided, the designing and repair of the constructions and of all the equipment with which the corporation is endowed, as well as for trading, specific financial and accounting operations, the recruiting, training, and perfecting of the personnel;

d) to approve the hiring and dismissal of the corporation’s personnel and to appoint the heads of the departments and the managers of the directly subordinate units, following competition, under the terms of the law;

e) to approve, under the terms of the law, the hiring of specialists, for a limited period, to carry out studies, works, determinations and similar activities, required by the corporation;

f) to approve the participation and the mandate of the delegations in reunions at home and abroad, business or study meetings of interest to the corporation;

g) to exercise any other duties which devolve upon him from the legal provisions and the organization and operation regulations approved by the managing board, and to approve any other measures regarding the activity of the corporation.

Art. 29. — The director general represents the Romanian Radio Broadcasting Corporation or, as the case may be, the Romanian Television Corporation in its relations with the other bodies and organizations in the country, as well as in the international relations and he participates in international reunions, with the approval and the mandate given by the board of management.

Art. 30. — (1) The director general may delegate his duties to the subordinated personnel, except for the duties under article 28 let. c) and d).

(2) The provisional director general has the duties provided in art. 28—30. The appointments and hiring made by the provisional director general are for determined periods of time, until the limit of his mandate.

Art. 31. — The executive committee of the Romanian Radio Broadcasting Corporation and, respectively, of the Romanian Television Corporation is composed of director general and of maximum 7 members and it is carrying out its activity in keeping with the organization and operation regulations, having the following duties:

a) to carry out the resolutions and decisions of the board of management;

b) to draw up and submit for approval to the board of management the programme strategy;

c) to endorse the documents to be submitted for approval to the board of management;
Art. 34. — The duties of the departments, directorates and of the other compartments, as well as those of the autonomous component units shall be established by regulations approved by the boards of management of the two corporations.

Art. 35. — (1) The management of the territorial studios and of the other autonomous operating units shall be ensured by own executive committees, appointed by the board of management of the respective corporation, within the limit of the competencies that were delegated to them.

(2) If the territorial studios have also transmissions in the languages of the national minorities, their executive committees shall include representatives of the producers of such transmissions.

Art. 36. — (1) The basic salaries and the other personnel rights for the employees of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporations shall be negotiated through collective and individual labour contracts, concluded under the terms of the law.

(2) The salaries shall be compensated and indexed with the percentage established by Government decision for the autonomous régies and the trading companies, in relation with the financial possibilities of each corporation.

CHAPTER IV
Financial activity

Art. 37. — (1) The assets of the Romanian Radio Broadcasting Corporation as well as that of the Romanian Television Corporation shall be taken over from the Romanian Radio Broadcasting and Television Corporations

(2) The buildings, the state property spaces and land, that, at present, are used by Radio Broadcasting, Television and the territorial studios, as well as other goods in use, by title deed, provided in annex No. 1 and 2, are transferred in the use and administration of the Romanian Radio Broadcasting Corporation and, as the case may be, of the Romanian Television Corporation.
(3) The goods provided in para (2), that are part of the national cultural patrimony, shall be applied the national legislation in this domain.

Art. 38. — (1) The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation, each separately, administers the goods in their property or, as the case may be, dispose of these under parliamentary control.

(2) The channels 1 and 2 of the Romanian Television, as well as the programmes of the Romanian Radio Broadcasting, existing on the date of the publishing of this law in the Official Gazette of Romania, shall be constituted into public services, as national radio broadcasting and television stations.

Art. 39. — (1) The financial sources of the two corporations shall be constituted from state budget allocations, own income and other sources.

(2) For the funds received from the state budget, the director general of the Romanian Radio Broadcasting Corporation and that of the Romanian Television Corporation shall be principal persons entitled to authorize expenditure from the budget, under the terms of the law.

(3) The financial activity of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation shall be carried on on the basis of the own budgets.

(4) The execution accounts of the two corporations’ budgets shall be submitted to the Parliament together with the annual reports, with the endorsement of the committees for culture, art and mass media, as well as of those for budget, finance, in joint meeting, of the two Chambers of Parliament and shall be published.

(5) The board of management may decide the use of certain amounts for endowment and technological revamping.

Art. 40. — (1) The own income of the corporations derive from radio and television subscription fees, from sources achieved according to the object of activity, as well as from donations and sponsorship.

(2) The owners of radio and television sets shall be compelled to pay a subscription fee to the public services of radio broadcasting and television.

(5) The subscription shall be obtained on the basis of a typified application, which shall also contain the payment commitment of the subscriber. Upon approval, the application acquires the character of an authenticated document, constituting writ of execution and it shall be executed according to the same procedures as in the case of money due to the fisc.

(4) The level of the fees, by classes of subscribers, the collecting method as well as the acts constituting contravention shall be established by decision of the Government.

Art. 41. — (1) The funds allotted to the Romanian Radio Broadcasting Corporation and to the Romanian Television Corporation for the covering of development expenses, for the purchasing of equipment and spare parts for radio and television, consumables necessary for the carrying out of specific activities, as well as, integrally, the necessary funds for the use of transmission stations, of the radio-relays and of the video and sound circuits, owed to the economic units in the communication system; for the ensuring of the guarding as an objective of national interest; for the payment of the fees due to international government organizations, shall be approved through the annual budgetary law.

(2) The other expenses shall be covered from own revenues.

Art. 42. — (1) The financing needed for the production and broadcast of radio and television transmissions to foreign countries as well as for the development of this activity shall be ensured from the funds allocated from the state budget.

(2) The amounts required shall be earmarked separately in the budget of each corporation on the basis of the programmes established according to law.

Art. 43. — The Romanian Radio Broadcasting Corporation and the Romanian Television Corporation may enter into partnership with each other, or with third parties, with regard to achieving joint activities of interest to the partners, without thereby modifying the legal status of the public radio broadcasting and television services.

Art. 44. — The utilization of the funds of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation is subject to the control of the bodies authorized by law, according to the source of those funds.
CHAPTER V
Transitory and final provisions

Art. 45. — The territorial studios of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation shall be reorganized, and, on the basis of a protocol, they shall pass, as units without legal personality, into the structure of each corporation, according to their specific object of activity.

Art. 46. — (1) Within the parliamentary control activity, provided in art. 51, para (5) of the Constitution, and in art. 2 of the present law, the parliamentary committees for culture, art and mass media of the Chamber of Deputies and of the Senate, shall be entitled to request the following:
   a) an annual report, together with the budgetary execution account of each corporation;
   b) reports regarding specific matters to the activity of the two corporations;
   c) any kind of information and documents regarding the activity of the two corporations.

(2) In connection with the provisions of the preceding paragraph, the committees shall be entitled to make their own inquiries.

(3) The annual report, together with the budgetary execution account of each corporation shall be submitted until the date of April 15 of the following year and, with the endorsement of the committees for culture, art and mass media it shall be submitted to the debate and approval of the two joint Chambers.

(4) The reports and information provided in para (1) let. b) and c) shall be requested by decision of the standing special committee of the Senate or, respectively, of the Chamber of Deputies, with regard to severe deviations concerning the general objectives in the activity of the two corporations and in the infringing of the professional deontology.

(5) The reports, information and documents shall be submitted within the terms established by the committees, but not longer than 10 days, the committees having the right to decide on the solution.

(6) In case of non-observance of the terms provided in para (3) and (5), the joint committees may propose to the plenum of the two Chambers the dismissal of the chairman of the board of management, who is responsible for the delay.

(7) The rejection of the annual report by the Parliament shall bring about the dismissal, by right, of the respective board of management.

Art. 47. — The financial bonds of the Romanian Radio Broadcasting Corporation and of the Romanian Television Corporation contracted before the coming into force of the present law and resulting from the leasing of the emitters, radio relays and video and sound circuits, from VAT, including the increases; from local taxes, including the increases; to ensure the military guarding; for the payment of the fees due to the international bodies; for the carrying out of the transmissions for foreign countries shall be covered by the state budget, from the Fund of budgetary reserve at the disposal of the Government.

Art. 48. — (1) Annex 1 and 2 are integral part of the present law.

(2) The assets of the Romanian Radio-Television shall be taken over by the Romanian Radio Broadcasting Corporation and by the Romanian Television Corporation, on the basis of an official report, within 90 days from the appointment of the board of management.

(3) The Decree-law No. 136/1990 on certain measures regarding the Romanian Radio-Television, the Decree No. 29/1975 on the granting of some special indemnities, as well as any other provisions to the contrary shall be abrogated on the date of the coming into force of the present law.
### SPECIFICATION OF BUILDINGS AND PIECES OF GROUND

<table>
<thead>
<tr>
<th>Locality</th>
<th>Address of building</th>
<th>Present holder</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Bucharest</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. General Berthelot St. No. 60—64</td>
<td>Seat of Radio Broadcasting, formed of three blocks of houses and a concert hall</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Block A 8,530 sq. m. — two basements, ground floor and six storeys</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Block B 6,436 sq. m. — basement, ground floor and ten storeys</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Block C 5,914 sq. m. — basement, ground floor and six storeys</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Old block 4,692 sq. m. — basement, ground floor and four storeys</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Concert hall 10,530 sq. m. — basement, ground floor, and one storey</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Ground area 9,200 sq. m.</td>
</tr>
<tr>
<td>2. General Berthelot St. No. 71</td>
<td>Building consisting of basement, ground floor, and two storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Storehouse and metal hut</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Ground area 585 sq. m.</td>
</tr>
<tr>
<td>3. Plevnei St. No. 20 bis</td>
<td>Garage building with developed area of 1,594 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Ground area 1,776 sq. m.</td>
</tr>
<tr>
<td>B. Cluj Napoca</td>
<td>Donath St No. 160</td>
<td>Radio Broadcasting and Television Studio Cluj</td>
</tr>
<tr>
<td></td>
<td>Building consisting of basement, ground floor and one storey</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Garage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 10,178 sq. m.</td>
<td></td>
</tr>
<tr>
<td>C. Constanța</td>
<td>Villa No. 1 Mamaia</td>
<td>Radio Broadcasting Studio Constanța</td>
</tr>
<tr>
<td>1.</td>
<td>Building consisting of semi-basement, ground floor and one storey</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 1,674 sq. m.</td>
<td></td>
</tr>
<tr>
<td>D. Craiova</td>
<td>Stîrbei Vodă St. No. 3</td>
<td>Radio Broadcasting Studio Craiova</td>
</tr>
<tr>
<td>1.</td>
<td>Building consisting of semi-basement, ground floor and one storey with a built up area of 425 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Garage of 119 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Building with outbuildings and basement of 84 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Doorkeeper cabin with an area of 7 sq. m. and a watchtower with an area of 2.6 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 1,640 sq. m.</td>
<td></td>
</tr>
<tr>
<td>2. Lotrului St. No. 6</td>
<td>Garage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 315.6 sq. m.</td>
<td></td>
</tr>
<tr>
<td>E. Iași</td>
<td>Lascăr Catargi St. No. 44</td>
<td>Radio Broadcasting and Television Studio Iași</td>
</tr>
<tr>
<td>1.</td>
<td>Building with basement and ground floor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Two garages</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 1,387 sq. m.</td>
<td></td>
</tr>
<tr>
<td>2. Pinului St. No. 6</td>
<td>Garage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 295 sq. m.</td>
<td></td>
</tr>
<tr>
<td>F. Timișoara</td>
<td>Pestalozzi St. No. 14</td>
<td>Radio Broadcasting and Television Studio Timișoara</td>
</tr>
<tr>
<td>1.</td>
<td>Building formed of semi-basement, ground floor, and four storeys with an area of 1000 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Garage annex of 252 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Auto garage platform of 980 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 4,291 sq. m.</td>
<td></td>
</tr>
</tbody>
</table>
### THE ROMANIAN TELEVISION CORPORATION

#### SPECIFICATION OF BUILDINGS AND PIECES OF GROUND

<table>
<thead>
<tr>
<th>Locality</th>
<th>Address of building</th>
<th>Present holder</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. București</td>
<td>Dorobanților Rd. No. 191</td>
<td>The Romanian Television</td>
</tr>
<tr>
<td></td>
<td>TV Center consisting of:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Editorial block with basement, ground floor and thirteen storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Studio block with basement, ground floor and two storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Workshop block with basement, ground floor and two storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Film block with basement and ground floor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Exterior transmission base with basement</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Information bureau block</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Doorkeeper cabin</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 68,102 sq. m.</td>
<td></td>
</tr>
<tr>
<td>2. Molière St. No. 2</td>
<td>Administration block</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Block B — studio building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Block C — storehouse building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Block D — editorial building and garage</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 12,000 sq. m.</td>
<td></td>
</tr>
<tr>
<td>3. Sergiu St. No. 36</td>
<td>Motor depot base building block with basement and ground floor</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 2,795 sq. m</td>
<td></td>
</tr>
<tr>
<td>4. Pipera Rd. No. 63-65</td>
<td>Ground area 50,000 sq. m</td>
<td></td>
</tr>
<tr>
<td>B. Ilfov county</td>
<td>Sabarului St. No. 2</td>
<td>The Romanian Television</td>
</tr>
<tr>
<td></td>
<td>Film and magnetic tapes archive</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Building with ground floor and three storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 778 sq. m.</td>
<td></td>
</tr>
<tr>
<td>C. Cluj-Napoca</td>
<td>Donăth St. No. 107</td>
<td>Radio Broadcasting</td>
</tr>
<tr>
<td></td>
<td>Ground area 5,000 sq. m.</td>
<td>Television Studio Cluj</td>
</tr>
<tr>
<td>D. Iași</td>
<td>Lascăr Catargi St. No. 33</td>
<td>Radio Broadcasting and Television Studio Iași</td>
</tr>
<tr>
<td></td>
<td>Building with ground floor and two storeys</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 4,800 sq. m.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Three garages</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ground area 410 sq. m.</td>
<td></td>
</tr>
</tbody>
</table>