

On the approval of the tariffs and contributions levied by the National Deregulatory Authority
in the field of energy in 2021

Having regard to the provisions of Art. 2 para. (2) of the Government Emergency Ordinance no. 33/2007 on the organisation and functioning of the National Energy Regulatory Authority, approved with amendments and additions by Law no. 160/2012, with subsequent amendments and additions, as well as the provisions of Law no. 121/2014 on energy efficiency, with subsequent amendments and additions,

Under Art. 2 par. (33) of the Government Emergency Ordinance no. 33/2007, approved with amendments and additions by Law no. 160/2012, with subsequent amendments and additions,

The President of the National Energy Regulatory Authority issues the following

ORDER

Art. 1. Approval of the tariff charged to economic operators performing activities in the electricity, thermal and natural gas sectors for granting authorisations and licences, according to Annex no. 1, and the tariff charged for issuing attestations and authorisations to economic operators providing services for design, execution, verification and operation of electrical and natural gas installations, according to Annex no. 2.

Art. 2. Approval of the tariff charged for the authorisation of natural persons performing activities in the electricity, thermal and natural gas sectors, as set out in Annex No 3.

Art. 3.— (1) The monetary contribution collected annually by the National Energy Regulatory Authority from economic operators performing activities in the electricity, thermal and natural gas sector, which, according to the law, is within the regulatory competence of the National Energy Regulatory Authority shall be approved.

(2) The amount of the money contribution referred to in paragraph 1 and the conditions for its payment are set out in Annex No 4.

Art. 4.— (1) The fee and the money contribution shall be paid to the National Energy Regulatory Authority RO98TREZ70020F160300XXXX opened at the Bucharest Treasury and Public Accounting Activity.

(2) In the event of non-payment of invoices related to the tariff and contribution provided for in this order at maturity, i.e. within 20 days of their issue, for each day of late payment shall be charged penalties for late payment due for non-payment of the budgetary obligations in accordance with the legal provisions in force.

Art. 5.— Annexes No 1-4 are an integral part of this Order.

Tariff levied on economic
operators operating in the electricity, thermal and natural gas sectors for granting authorisations and licences

1. The tariff for granting/amending authorisations to set up and licenses for activities in the electricity and heat sector is set out in Table 1.

Table no. 1 – Tariff for granting/modifying establishment authorisations and licenses in

Electricity and heat sectors1)

No. No.	Activity Purpose of the request	Tariff (lei)	Application
0	1	2	3
1.	Granting authorisation to set up or refurbish power generation capacities ⁹⁾ or electricity and heat from power plants in cogeneration and for the construction of energy storage facilities added to such production capacities, with the maximum power flowed into the network of those capacities > 1 MW The tariff shall be applied to the total value of the investment provided in Annex no. 4 to the Regulation for licensing and authorisations in the electricity sector, approved by the Order of the President of the National Energy Regulatory Authority no. 12/2015, as amended and supplemented, and may not be less than 2,500 ^{lei5} .	0,32 %	1 MW < Pmax2) ^{<} 10 MW
		0,1 %	10 < Pmax2) ^{<} 100 MW
		0,05 %	Pmax2) ^{>} 100 MW
2	Granting authorisation to set up energy storage facilities which are not added to an existing power generation capacity, with the maximum electricity output of those capacities >1 MW The tariff shall be applied to the total value of the investment provided in Annex no. 4 to the Regulation for licensing and authorisations in the electricity sector, approved by the Order of the President of the National Energy Regulatory Authority no. 12/2015, as amended and supplemented.	0,1 %	Pmax2) ^{>} 1 MW
3.	Licensing for the exploitation of electricity generation capacities and, where applicable, electricity and heat generation capacities in cogeneration with Pe3) ^{>} 10 MW and energy storage facilities added to those production capacities	5.000	
4.	Licensing for the exploitation of power generation capacities and, where applicable, electricity and heat generation capacities in cogeneration of 5 MW < Pe3) ^{<} 10 MW and energy storage facilities added to those production capacities	2.5006)	
5.	Licensing for the exploitation of power generation capacities and, where applicable, electricity and heat generation capacities in cogeneration of 1 MW < Pe2) ^{<} 5 MW	5007)	
6.	Licensing for commercial exploitation of energy storage facilities not added to an existing production capacity	500	
7.	Licensing of electricity transmission, system service provision and balancing market management	10.000	
8.	Licensing for the activity of managing centralised electricity markets (other than the balancing market)	2.500	

9.	Licensing of electricity distribution service – $P^{2,3,4} > 10$ MW	10.000	
10.	Licensing of electricity distribution service – $P^4 < 10$ MW	2.500	
11.	Licensing of electricity supply activity	2.500	
12.	Licensing of the activity of the electricity trader	2.500	
13.	Licensing for aggregation activity	2.500	
14.	Modification of an authorisation to set up or a licence, except as referred to in points 15, 16, 17, 18 and 19	2.500	
15.	The modification of a licence for the operation of power generation capacities and, where applicable, electricity and heat generation capacities in cogeneration by $1 \text{ MW} < P_e^5 < 5 \text{ MW}$, except as provided for in points 16, 17, 18; and 19	500	
16.	Amendment of an authorisation to set up or a licence in the event of a change of legal form, name/name or any data relating to the premises of the applicant, except in the cases referred to in point 17	625	
17.	Modification of a licence in case of change of legal form, name/name or any data relating to the applicant's premises, in the case of a licence for the exploitation of power generation capacities and, where applicable, the capacity to produce electricity and heat in cogeneration with $1 \text{ MW} < P_e^3 < 5 \text{ MW}$	125	
18.	Granting/Modification of a provisional establishment authorisation/provisional licences, with the exception of the provisional establishment/licence authorisation provided for in	625	
19.	Grant/Modification of a provisional licence for the exploitation of power generation capacities and, where applicable, electricity and heat generation capacities in cogeneration of $1 \text{ MW} < P_e^3 < 5 \text{ MW}$	125	
20.	Analysis of the documentation attached to the application for the granting/modification of an authorisation to set up or license, in the cases referred to in points 1 to 4 and 7-14	2.500 ⁸⁾	
21.	Analysis of the documentation attached to the application for the granting/modification of a establishment authorisation or a licence in the cases referred to in points 16 and 18	625 ⁸⁾	
22.	Analysis of the documentation attached to the application for licensing, in the cases referred to in points 5, 6 and 15	500 ⁸⁾	
23.	Analysis of the documentation attached to the application for the grant/amending of a licence, in the cases referred to in points 17 and 19	125 ⁸⁾	
24.	Issue of a duplicate of the establishment/licence authorisation	125	
25.	Analysis of the documentation attached to the application for the granting/modification of a licence, in the cases referred to in point 26	2.500	
26.	Granting/Modification of a licence for carrying out activities in the field of centralised heat supply service	5.000	
27.	Granting/Modification of a licence exclusively for the production of heat in centralised system	2.500	$P_{t10} > 1 \text{ MW}$
		500	$P_{t10} < 1 \text{ MW}$
28.	Analysis of the documentation attached to the application for the granting/modification of a licence, in the cases referred to in item 27	2.500	$P_{t10} > 1 \text{ MW}$
		500	$P_{t10} < 1 \text{ MW}$

1) Public institutions in the fields of education and health are exempted from paying the tariff in Table no. 1 for granting/modifying establishment authorisations and/or licenses.

2) P_{max} is the maximum power output of production capacities.

3) P_E represents the installed electrical power of the production capacities.

4) P is the approved electrical power for users of the applicant's power grids in which the electrical power associated with its production and/or electricity consumption shall not be included.

- 5) Is the minimum rate for granting an authorisation to set up, the basis for calculating the tariffs for the authorisations referred to in point 18.
- 6) Shall be the minimum licence fee for the activities referred to in point 4, the basis for the calculation of the rates for licences referred to in points 5 and 18.
- 7) The minimum licence fee for the activities referred to in point 5 shall be the basis for the calculation of the tariffs referred to in point 19.
- 8) The analysis rate:
 - a) it shall be deducted from the fee for granting or amending the authorisation of the tender/licence to be collected in connection with the favourable settlement of the application;
 - b) shall not be returned to the applicant if the National Energy Regulatory Authority refuses to grant or modify the authorisation/licence or ranks that request;
 - c) where it is equal to the fee for granting or amending the authorisation of the tender/licence, no invoice shall be issued for the payment of the fee for granting or amending the authorisation of the tender/licence, the amount due being paid in advance by the analysis tariff;
 - d) it is also due to the legal entities of the Member States of the European Union referred to in Article 10(7) of the Regulation for the granting of licences and authorisations in the electricity sector, approved by the Order of the President of the National Energy Regulatory Authority no. 12/2015, as amended and supplemented, requesting the National Regulatory Authority for Energy to carry out in Romania the activity of supplying electricity or the activity of the trader of electricity on the basis of the licence/member of a similar document.
- 9) In the situations provided for in Article 9(2) of the Regulation for the granting of licences and authorisations in the electricity sector, approved by the Order of the President of the National Energy Regulatory Authority no. 12/2015, as amended and supplemented, item 1 of the table, which refers to joint capacities/installations in the field of electricity and natural gas, no longer applies the tariff for granting the authorisation provided for in item 1 of Table 3.
- 10) PT represents the installed thermal input of the thermal energy production capacities.

2. Tariffs for the analysis of documentation in the electricity sector are set out in Table 2.

Table no. 2 – Tariffs for the analysis of documentation in the electricity sector

No. No.	Type of documentation	Tariff (lei)
1.	Opinion on the connection of users to the power grids in the vicinity of the area of activity of some distribution operators	500
2	Confirmation of a closed distribution system of electricity	1000

NOTE:

The tariff set out in Table 2:

- a) to be paid by the applicant prior to submission of the documentation;
- b) shall not be returned to the applicant in the event of withdrawal of the application, the closing of the documentation and the non-approval/refusal of confirmation of the closed distribution system.

3. The fee charged for granting authorisations and licenses, for the analysis of applications for granting/modifying/extending authorisations for establishment/licenses, as well as for the analysis of documentation from economic operators performing activities in the natural gas sector is set out in Tables no. 3, 4 and 5.

Table 3 – Tariff for granting/modifying establishment authorisations and licenses in natural gas sector

No. No. I'm	Activity	Substantiation criterion	THE U.M.	Tariff (% of target value)	Tariff lei/U.M.
1.	Granting/Modification of establishment authorisations	Present value of the objective according to Annex no. 3 to the Regulation for granting authorisations for establishment and licensing in the natural gas sector, approved by the Order of the President of the National Energy Regulatory Authority no. 199/2020 (Regulation)	lion s	0,32	—
2.	Licensing of gas supply natural/biogas/biomethane	Quantity of natural gas/biogas/biomethane estimated to be supplied in the year in which the licence is granted	MWh	—	0,056
3.	Licensing of natural gas trader	Quantity of natural gas estimated to be supplied in the year in which the licence is granted	MWh	—	0,168
4.	Granting natural gas supply licence to natural gas producers	Quantity of natural gas estimated to be supplied in the year in which the licence is granted	MWh	—	0,168
5.	LNG Supply License	Quantity of LNG estimated to be provided in the year in which the licence is granted	t	—	0,780
6.	Granting/Modification of license for the operation of natural gas transmission	Estimated quantity of natural gas to be transported in the year in which the licence is granted	MWh	—	0,062
7.	Granting/Modifying the operating license of the distribution system.	Estimated quantity of natural gas to be distributed in the year in which the licence is granted	MWh	—	0,086
8.	Granting/Modification of the operating license of the underground gas storage system	Value of the target for which licensing is requested	lion s	0,32	—
9.	Granting/Modification of the operating license of the supply pipes related to the production of natural gas	Value of the target for which licensing is requested	lion s	0,32	—
10.	Granting/Modification of LNG terminal operating license	Value of the target for which licensing is requested	lion s	0,32	—
11.	Granting/Modification of license for commercial exploitation of hydrogen production plants	Quantity of hydrogen estimated to be produced in the year in which the licence is granted	MWh	—	0,056

NOTE:

The tariff for amending authorisations to set up/licenses in the natural gas sector in the case of changes in the status, name or premises/headquarters without changing the technical characteristics shall represent 25 % of the analysis tariff set out in Table 4 in points 1 to 3.

Table no. 4 – Tariff for the analysis of applications for granting/modifying/extending authorisations for establishment/licenses in the natural gas sector

No. No.	Type of licence	Tariff (lei)
1.	Authorisations to set up-granting/amendment	2.500
2.	Licenses – all types of granting/modification	2.500
3.	Extension of the validity of the establishment/licence authorisation	2.500
4.	Issue of a duplicate of the establishment/licence authorisation	125

NOTES:

1. The tariff set out in Table 4:

- a) to be paid by the applicant prior to submission of the documentation;
- b) shall be deducted from the tariff for granting/modifying the establishment/licence authorisation, with the exception of the tariff referred to in point 4;
- c) shall not be returned to the applicant in case of withdrawal of the application for authorisation/licensing, the completion of the documentation and the non-approval/licence;
- d) it is also due for the confirmatory decisions provided for in the Regulation for granting authorisations to set up and

Table no. 5 – Tariffs for analysis of documentation in the natural gas sector

No. No.	Type of documentation	Tariff (lei)
1.	Confirmation of a closed gas distribution system	1.000

licenses in the natural gas sector, approved by the Order of the President of the National Energy Regulatory Authority no. 199/2020.

2. The tariff for the analysis of requests for modification of authorisations to set up/licenses in the natural gas sector in the case of changes in statutes, name or premises/headquarters without changing the technical characteristics shall be 25 % of the analysis tariff set out in Table 4 in point 1 to 3.

NOTE:

The tariff set out in Table 5:

- a) to be paid by the applicant prior to submission of the documentation;
- b) shall not be returned to the applicant in the event of withdrawal of the application, the completion of the documentation and the non-confirmation;

4. The tariff for the authorisation of electricity and natural gas suppliers to participate in auctions of allowances for greenhouse gas emissions pursuant to Article 18(2) of Commission Regulation (EU) No 1.031/2010 of 12 November 2010 on the timing, administration and other aspects of auctioning of greenhouse gas allowances pursuant to Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for the trading of gas emission allowances with effect shall be set out in the Community table,

Table 6 – Tariff for authorising electricity and natural gas suppliers to participate in auctions of greenhouse gas allowances

No. Im	Activity Purpose of the request	Tariff (lei)
1.	Granting/Modification of authorisation for participation in auctions of greenhouse gas emission allowances	1.000
2.	Analysis of the documentation attached to the application for granting/modifying an authorisation participation in greenhouse gas emission allowance auctions	1.000

NOTES:

1. The analysis rate:
 - a) to be deducted from the fee for granting the authorisation/licence;
 - b) it shall not be returned to the applicant if the National Energy Regulatory Authority refuses to grant or modify the authorisation or ranks that request.
2. Public institutions in the fields of education and health are exempted from paying the tariffs listed in Table 6.

Annex No 2

Fee charged for issuing attestations and authorisations to economic operators providing services for design, execution, verification and operation of electrical and natural gas installations

1. The fee for issuing attestations to economic operators providing services of design, execution, verification and operation of electrical installations is set out in Table 1.

Table 1 – Tariff for issuing attestations

No. No.	Attested type – The category of activities	Tariff (lei)
1.	Type A1, Bp, Be, Bi, B, B	1.600
2.	Type A2, A3, C1A, C2A attestations	3.100
3.	Type A, C1B, C2B, D1, D2, E1, E2, E2PA attestations	4.500
4.	Issue of a duplicate attestation	125

NOTES:

1. The tariffs set out in Table 1:
 - a) it is also due for the confirmatory decisions provided for in the Regulation for attestation of economic operators designing, executing and verifying electrical installations, approved by the Order of the President of the National Energy Regulatory Authority no. 45/2016, as amended and supplemented;
 - b) items 1 to 3 shall not be refunded in case of withdrawal of the request for attestation/sight/confirmation by the economic operator, as well as in the case of failure to grant/neviate the attestation or refusal of confirmation, for whatever reason.
 2. The periodical targeting fee of the attestation/confirmation decision represents 50 % of the amount of the fee for issuing the respective type of attestation/confirmation decision.
 3. The tariff for amending the attestation/confirmation decision in case of change of the name, legal form or registered/professional seat of the holder of attestation/confirmation decision, except in cases of justified legislative changes or regulations, shall be 25 % of the fee for issuing that type of attestation/confirmation decision.
2. The tariff for authorisation/modification/extension of authorisations of economic operators performing activities in the field of natural gas is set out in Table no. 2.

Table no. 2 – Tariff for issuing authorisations

No. No.	Type of authorisation	Tariff (lei)
1.	Design – granting/extension	2.000
2.	Execution – granting/extension	3.000
3.	Issue of a duplicate authorisation	125

No. No.	Type of authorisation	Tariff (lei)
1.	Documentation analysis*)	600
2.	Authorisation for the installation of heating cost allocation systems (Type I)	2.400
3.	Authorisation for operation of heating cost allocation systems (Type II)	
4.	Authorisation for mounting systems for allocation of costs for hot water consumption (Type III)	
5.	Authorisation to operate systems for allocating costs for hot water consumption (Type IV)	
6.	Extension of authorisation	2.400
7.	Modification of authorisation	1.200
8.	Duplicate issuance of authorisation	125

*) Analysis rate:

a) shall be deducted from the tariff referred to in points 2 to 5;

b) shall not be returned to the applicant in the event of withdrawal of the application, the closing of the documentation and the failure to grant authorisation.

NOTES:

1. The tariffs set out in Table 2:

a) is also due for the confirmatory decisions provided for in the Regulation for the authorisation of economic operators performing activities in the field of natural gas, approved by the Order of the President of the National Energy Regulatory Authority no. 98/2015, as amended and supplemented;

b) points 1 and 2 shall not be refunded in the event of the closing of the application or the refusal to grant/modify the authorisation.

2. The fee for amending the authorisation/confirmation decision in case of change of the name, legal form or registered office of the holder of the authorisation/confirmation decision shall be 25 % of the fee for issuing that type of authorisation/confirmation decision.

3. The fee for the authorisation of legal entities that mount and/or operate systems for allocating costs for heating and hot water consumption in condominium buildings is set out in Table 3.

Table 3 – Tariff for granting/extension/change of authorisations for

Annex No 3

Charge charged for the authorisation of natural persons performing activities in the energy sector
electrical, thermal and natural gas

1. The fee for authorising electricians designing, executing and checking electrical installations is set out in Table 1.

Table no. 1 – Tariff for the authorisation of electricians

No. No.	Type of authorisation	Tariff (lei)
1.	Grade I	250
2.	Authorisation grades II, III, IV, type A or type B	250
3.	Extension for any of the grades of approval, type A or type B (including grade I), including periodic targeting	175
4.	Authorisation grades II, III, IV, type A+B	350
5.	Extension for any of the grades of approval, type A+B, including periodic targeting.	175
6.	Project verifier in the field of electrical technological installations, including periodic targeting	125
7.	Quality and extrajudicial technical expert in the field of technological electrical installations, including periodic targeting	175
8.	Issuing a duplicate of the authorised electrician/authorised electrician's adequacy	30

NOTE:

The tariff set out in Table 1:

a) shall be paid by the applicant prior to submission of the documentation;

b) shall not be returned to the applicant in the cases referred to in art. 42 paragraph (3) of the Regulation for the authorisation of electricians, project verifiers, technical executives with execution, as well as technical and extrajudicial experts in the field of electrical installations, approved by the Order of the President of the National Energy Regulatory Authority no. 11/2013, as amended.

2. The fee for attestation of project verifiers and technical experts in the natural gas sector and for the authorisation of natural gas performers is set out in Table 2.

Table no. 2 – Tariff for attestation/authorisation/extension cards/certificates of attestation of individuals

No. No.	Type of attestation	Tariff (lei)
1.	Project verifiers	350
2.	Extension of the right of practice of project verifiers, each type	175
3.	Technical experts	450
4.	Extension of technical experts' right of practice, each type	225
5.	Authorised installers	250
6.	Extension of the validity of the legitimacy of authorised installers, each type	125
7.	Issue of a duplicate certificate of attestation of project verifiers/technical experts	30

NOTE:

The tariff set out in Table 2:

a) to be paid by the applicant prior to submission of the documentation;

b) shall not be returned to the applicant in case of withdrawal of the application for authorisation/attestation, the completion of the documentation and the failure to grant the authorisation/attestation.

THE MONEY CONTRIBUTION⁵

collected annually by the National Energy Regulatory Authority from economic operators performing activities in the electricity, thermal and natural gas sectors

I. Money contribution levied from economic operators performing activities in the electricity and heat sector

1. a) For legal entities licensed for the provision of electricity transmission service, for the provision of the system service and for the administration of the balancing market or license for the provision of the electricity distribution service and for the holders of decisions confirming the closed distribution system granted by the National Regulatory Authority in the field of energy, the contribution charged is equal to 0.2 % of the turnover made by them in the year 2020 of the commercial activities that are subject to the transmission licenses of the electricity service, but not the minimum distribution of the electricity service.

b) For the purposes of this Annex, turnover shall be that defined and calculated according to the financial and accounting regulations in force, issued by the Ministry of Public Finance, with the exemptions provided for in item 13.

2. Holders of licenses granted by the National Energy Regulatory Authority, under the terms of the law, for carrying out activities of: commercial exploitation of power generation capacities and energy storage facilities added to generation capacity; commercial exploitation of electricity and thermal power generation capacities from cogeneration power plants and energy storage facilities added to generation capacity; centralised electricity market management; the supply of electricity; the activity of the electricity trader; aggregation; the commercial exploitation of energy storage facilities not added to an existing production capacity shall be required to pay annually to the National Energy Regulatory Authority a monetary contribution as follows:

a) for the legal entity holding the license, the contribution collected is equal to 0,1 % of its turnover in 2020 of the commercial activities that are the subject of the licenses it holds, but not less than the minimum contribution of 3,125 lei, except for the legal entity referred to in letters b) and c);

b) for the legal person who holds exclusively a license for commercial exploitation of the power generation capacity installed on 31.12.2020 above 1 MW and less than or equal to 5 MW and which does not have electricity and heat production capacities in cogeneration, the contribution to be charged in 2021 is equal to 3,125 lei;

c) for the legal entity that holds exclusively a license for commercial exploitation of the power generation capacity installed on 31.12.2020 above 5 MW and less than or equal to 10 MW and which does not have electricity and heat production capacities in cogeneration, the contribution charged in 2021 is equal to 7,500 lei.

d) for the legal person of the Member State of the European Union referred to in Article 10 (7) of the Regulation for the granting of licences and authorisations in the electricity sector, approved by the Order of the President of the National Energy Regulatory Authority no.12/2015, as amended and supplemented, a contribution calculated in accordance with the provisions of item a) shall be levied on turnover realised in Romania.

3. The natural and legal persons allowed to carry out the activity of commercial exploitation of energy production capacities without holding a license granted by the National Energy Regulatory Authority shall not be required to pay annually to the National Energy Regulatory Authority a monetary contribution, namely: holders of power generation capacities that can be powered without voltage from the SEN, self-starting groups and which are used by them for the purpose of supplying the safety of their own equipment or installations and holders of power generation capacities, including electricity and heat produced in cogeneration power plants connected to the power grid, with a total power output of less than 1 MW.

4. Holders of licenses granted for carrying out activities/services in the field of heat produced in centralised system have the obligation to pay annually to the National Energy Regulatory Authority a monetary contribution equal to 0,1 % of their turnover in 2020 of the activities covered by their licenses, but not less than the minimum contribution equal to 3,125 lei; the provisions of this point 5 to 13 shall also apply to holders of licences for carrying out activities/services in the district of heat produced in a centralised system.

5. In the case of any legal person covered by items 1 and 2(a), holder of a single licence granted by the National Energy Regulatory Authority:

a) if 2021 is the year of expiry of the validity or withdrawal of the license, the National Energy Regulatory Authority shall invoice the license holder the contribution of which shall be determined as follows: the value calculated in accordance with the provisions of items 1 and 2 shall be weighted by the ratio between the period of validity of the licence in 2021, expressed in calendar days, and the number of days of the calendar year (365), but may not be less than 3,125 lei;

b) the provisions of point (a) shall apply in situations where the validity of the licence expires in 2021, unless the amendment of that licence is requested or approved in order to extend its validity, at least for a period of the following year.

6. Public institutions in the fields of education and health are exempted from paying the money contribution to the National Energy Regulatory Authority.

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8. The license holder who in 2021 takes over the full activity carried out on the basis of a licence of the same type by another natural or legal person shall submit the statement on the value of the estimated turnover/realised in 2020 by the previous holder(s) of the licence/licens/licenses and shall ensure the full payment of the contribution for the year 2021 to the license holder/holders who cease their activity.

9. For license holders whose money contribution exceeds the level of 3.125 lei, it can be paid in equal quarterly rates; the deadline for payment of each of these instalments is the end of the first month of the quarter concerned, except for the first instalment to be paid according to the due term in the invoice issued by the National Energy Regulatory Authority.

10. The regularisation of the money contribution consists of invoicing the difference between the amount of the contribution initially invoiced at the beginning of the year and the amount of the contribution determined on the basis of turnover realised in 2020 from the commercial activities carried out by producers (for electricity production or for electricity and heat production delivered from units described in licences), transmission and system operators, distribution operators, aggregators, operators of energy storage facilities, electricity suppliers or traders for carrying out commercial activities only in the electricity sector and in the energy licensing sector. The money contribution collected for 2021 will be regularised by December 31, 2021. In order to regulate the money contribution, license holders shall transmit to the National Energy Regulatory Authority within 5 days from the deadline provided for by the law for the submission of annual financial statements with the Romanian tax administration authority:

a) the statement on turnover made in 2020 from the licensed activities;

B) annual financial statements for 2020, registered with the Romanian tax administration authority, including the analytical

verification balance.

The holders of licences under item 2 b) and c) are exempted from the transmission of annual financial statements to the National Energy Regulatory Authority.

11. In the case of the holder holding several licenses granted by the National Energy Regulatory Authority, and during the year of invoicing of the collected contribution ceases the performance of one of the activities regulated by the license, upon expiry of the validity or withdrawal of the respective license, the calculation of the monetary contribution shall be performed as follows:

a) the turnover achieved, related to the activity carried out in the previous year, on the basis of the licence whose validity expired or was withdrawn during the invoicing year, shall be weighted by the ratio between the number of days in the billing year/regulation of the contribution in which the licence was valid and the total number of days of that year;

b) when regularising the money contribution, the turnover achieved – the total for the previous year, which is the basis for the calculation for settlement – is the sum of the turnovers made from the activities carried out in the previous year on the basis of licenses, and one of these turnovers is that which was determined according to item a);

c) the regularisation of the money contribution consists of invoicing the difference between the value of the contribution initially invoiced at the beginning of the year and the amount of the contribution determined on the basis of the turnover realised in 2020, determined as specified in letter b).

12. When granting a license in 2021 for carrying out activities in the electricity sector, the applicant shall pay the National Energy Regulatory Authority a monetary contribution amounting to:

a) 0,2 % of the turnover which he estimated to achieve, by performing the activities covered by the licence granted in the year of granting it, in the case of licence applicants for the provision of the electricity transmission service, for the provision of the system service and for the management of the balancing or licensing market for the provision of the electricity distribution service, and confirmatory decisions;

b) 0.1 % of the turnover that he estimated to achieve, by performing the activities covered by the license granted, in the year of its granting, for applicants for other licenses granted by the National Energy Regulatory Authority, under the law, for commercial activities in the electricity and heat sector produced in cogeneration.

c) for the legal person who holds exclusively a license for commercial exploitation of the power generation capacity installed on 31.12.2020 above 1 MW and less than or equal to 5 MW and which does not have electricity and heat production capacities in cogeneration, the contribution to be charged in 2021 is equal to 3,125 lei;

d) for the legal entity that holds exclusively a license for commercial exploitation of the power generation capacity installed on 31.12.2020 above 5 MW and less than or equal to 10 MW and which does not have electricity and heat production capacities in cogeneration, the contribution to be charged in 2021 is 7.500 lei.

13. In determining the turnover for which the money contribution is charged, the following particular cases shall be considered:

a) turnover shall include revenues from sales of electricity and heat produced in the energy capacities specified under licence conditions;

b) the turnover of balancing market operators does not include revenues from the management of balancing markets;

c) turnover does not include the revenues from electricity transactions of electricity suppliers acting as intermediaries for the continuous double-trading market;

d) the turnover related to the activity of the electricity producer and, where applicable, heat shall not include the value of green certificates, according to the regulations of the Ministry of Public Finance.

14. For the analysis of the documentation submitted in order to issue the decision approving prices/tariffs in the electricity and heat sector produced in cogeneration and for heat produced in separate production capacities, individuals and legal entities will pay a monetary contribution of 3,125 lei if:

a) have the legal obligation to request the National Energy Regulatory Authority to approve prices/tariffs charged in carrying out commercial activities;

b) according to the law, they carry out such activities in the electricity sector without being licensed. This contribution shall be levied upon the submission of the analysis file and shall not be returned to the applicant if the National Energy Regulatory Authority refuses to approve or in case of restitution of documentation on the grounds that the documentation is not complete.

15. Economic operators, natural and legal persons, applicants for accreditation for the application of the promotion

system through green certificates, who are not holders of a license to commercially exploit the capacity to produce electricity from renewable sources E-SRE for which accreditation is requested, economic operators developing E-SRE production plant projects with power installed greater than 250 MW, subject to detailed evaluation of the support measure and notification to the European Commission, as well as the economic operators holders of EUR 1.215 requesting access to the application for central capacity.

a) 3.125 lei for economic operators legal entities, applicants for accreditation for the application of the promotion system through green certificates, who are not holders of a license to commercially exploit the production capacity of E-SREs for which accreditation is requested;

b) 600 lei for economic operators, applicants for accreditation for the application of the system of Promotion by green certificates, which are not licensed to commercially exploit the production capacity of E-SRE;

c) 150 lei for economic operators, applicants for re-accreditation for the application of the promotion system through green certificates, which are not holders of the license of commercial exploitation of E-SRE production capacity;

d) 600 lei/MW installed for economic operators developing projects of power plants subject to detailed assessment and notification of the support measure to the European Commission;

16. Economic operators accredited for the application of the promotion system through green certificates paid to the National Energy Regulatory Authority a monetary contribution of:

a) 125 lei for issuing a duplicate of the accreditation decision or the decision on suspension/withdrawal accreditation;

b) 350 lei for the communication of copies of documents from the file related to the accreditation decision. This money contribution shall not apply in situations where it is necessary to communicate data and information required by the authorities of the State, in accordance with the legal provisions in force.

17. Economic operators requesting approvals for the preliminary/final accreditation of new or refurbished cogeneration units shall pay the National Energy Regulatory Authority a monetary contribution determined by the formula: $T = 3.125 + 200 \times P$ [lei], in which 'T' is the monetary contribution and 'P' is expressed in [MW] and represents the sum of the electrical power [P(e)] and thermal [P(t)] installed.

II. Money contribution levied from economic operators performing activities in the natural gas sector on a licence basis

The monetary contribution levied for carrying out activities in the natural gas sector on a licence basis is set out in Table 1.

Table no. 1 – Money contribution levied for carrying out activities in the natural gas sector on a licence basis

No. No. I'm	Activity	Substantiation criterion	THE U.M.	Contribution money (lei/U.M.)
1.	Supply of natural gas/biogas/biomethane	Quantity of natural gas/biogas/biomethane	MWh	0,056
2.	Natural Gas Trader	Quantity of natural gas	MWh	0,168
3.	Supply of natural gas by natural gas suppliers who are also natural gas producers	Quantity of natural gas	MWh	0,168
4.	Provision of LNG	Quantity of LNG	t	0,780
5.	Operation of the natural gas transmission system	Quantity of natural gas transported	MWh	0,062
6.	Operation of the system of underground storage of natural gas	Quantity of natural gas stored in underground storage warehouses	MWh	0,094
7.	Operation of the natural gas distribution system, including closed distribution system	Quantity of natural gas distributed	MWh	0,086
8.	Operation of upstream supply pipes	Quantity of natural gas transported through upstream supply pipes to final customers and natural gas distribution systems connected/connected directly to upstream supply pipes	MWh	0,031
9.	Commercial exploitation of hydrogen production plants	Quantity of hydrogen produced	MWh	0,056

1. The monetary contribution provided for in Table 1 is also due for the confirmatory decisions provided for in the Regulation for the granting of licenses and licenses in the natural gas sector, approved by the Order of the President of the National Energy Regulatory Authority no. 199/2020.

2. Holders of licenses granted by the National Energy Regulatory Authority for carrying out the activity of managing the centralised natural gas markets and for the operation of the LNG terminal shall pay an annual contribution to the National Energy Regulatory Authority. The National Energy Regulatory Authority shall invoice the contribution that is levied from each license holder to the value of 0,1 % of the turnover achieved by him in the previous year from the activity that is subject to the administration of the centralised natural gas markets or to a minimum value, if the result of the calculation is less than or equal to 3,125 lei.

3. In the case of any natural or legal person who is the holder of a single license granted by the National Energy Regulatory Authority, if 2021 is the year of expiry of validity or withdrawal of the license, the National Energy Regulatory Authority shall invoice the license holder the contribution whose value is determined in accordance with the provisions of items 1 and 2 and shall be weighted by the ratio between the duration of the license in 2021, expressed in calendar days, and (365) calendar days;

4. Holders of licenses and holders of confirmatory decisions provided for in the Regulation for granting authorisations to set up and licenses in the natural gas sector, approved by the Order of the President of the National Energy Regulatory Authority no.199/2020 shall submit to the National Authority of Energy Regulatory, by the end of the second decade of February, the estimated turnover statement for 2020/quantity of natural gas/biogas/biomethane/hydrogen/LNG estimated for 2021 from the conduct of licensed activities, signed by the

applicant's legal representative or a person empowered by him. For license holders who do not transmit the value of the turnover/estimated amount, specified, by the deadline specified above, the money contribution shall be invoiced on the basis of a value that is estimated by the National Energy Regulatory Authority. The value of the turnover achieved in the previous year is estimated at the level of the last turnover achieved by the license holder of the National Energy Regulatory Authority. The estimated quantity of natural gas for 2021 shall be established taking into account the data held by the National Energy Regulatory Authority following the monitoring of the natural gas market. The amount of biogas/biomethane/hydrogen/LNG shall be established by the National Energy Regulatory Authority on the basis of the latest quantities declared by license holders to the National Energy Regulatory Authority, as well as other relevant data.

5. The license holder who in 2021 takes over the full activity carried out on the basis of a licence of the same type by another natural or legal person shall submit the statement on the value of the estimated turnover in 2020, i.e. the quantity of natural gas/biogas/biomethane/hydrogen/LNG estimated for 2021 by the previous holder/holder(s) of the license/licenses and shall ensure the full payment of the amount of contribution for the year 2021 that ceases to be the holder.

6. For license holders whose money contribution exceeds the level of 3.125 lei, it can be paid in equal quarterly rates; the deadline for payment of each of these rates is the end of the first month of the quarter concerned, except for the first instalment to be paid according to the due term in the invoice issued by the National Energy Regulatory Authority.

7. Regularisation of the value of the money contribution consists of invoicing the difference between the amount of contribution initially invoiced on the basis of the self-declaration and the amount of contribution determined on the basis of the turnover/quantity realised in the previous year from the commercial activities carried out in the natural gas sector.

8. The monetary contribution collected for 2021 from the holders of licenses granted by the National Energy Regulatory Authority for carrying out the activity of centralised gas markets will be carried out by December 31, 2021. In order to regulate the money contribution, license holders shall submit to ANRE, within 5 days, from the deadline stipulated by law for the submission of annual financial statements with the Romanian tax administration authority:

- a) the statement of turnover made in 2020 from the licensed activities;
- b) the annual financial statements for 2020, registered with the Romanian tax administration authority, including the analytical verification balance.

9. Regularisation of the contribution levied for 2021 from holders of LNG supply licences, biogas/biomethane, commercial exploitation of hydrogen production and LNG terminal operating facilities shall be carried out between 1 May and 31 May of the year following the reference year, subject to regularisation, based on the quantities achieved in the reference year, declared until 31 January 2021. The regularisation of the contribution levied for 2021 from the other and the license holders in the natural gas sector is made between May 1 and 31 May of the year following the reference year, subject to regularisation, based on the quantities of natural gas reported by license holders at the legal deadlines provided by the Natural Gas Market Monitoring Methodology, approved by the Order of the President of the National Energy Regulatory Authority no. 5/2013.

10. When granting a license for carrying out activities in the natural gas sector, the holder shall pay the National Energy Regulatory Authority a monetary contribution determined according to Table no. 1, items 1 and 2.

11. The amount of the money contribution levied by the National Energy Regulatory Authority from a licence applicant/licens holder may not be less than 3,125 lei.

III. Final provisions

1. The duration of suspension of a license, which is specified in the decision issued for this purpose by the National Energy Regulatory Authority, shall not diminish the amount of the contribution levied from the license holder for the year in which its suspension is recorded.

2. In the event of the bankruptcy of the licence holder, the monetary contribution shall not be due from the date of opening of the bankruptcy of the licence holder, established by a court order that has remained final.

3. The money contribution levied from the licence applicant/licenses in the year of granting of the respective licence(s) shall be settled in the following year.

4. When regularising the money contributions, receivables or debts that may arise in relation to the National Energy Regulatory Authority, which are less than 10 lei, shall be cancelled.

5. If negative amounts result from the regularisation of the contribution, the National Energy Regulatory Authority will charge interest and penalties on the debit calculated as a difference between the amount of the contribution invoice and

the amount of the regularisation invoice, starting with the day immediately following its maturity and until the date of its extinction inclusively.

6. The amounts that the National Energy Regulatory Authority owes to license holders shall be refunded within 30 days of receipt of the request for refund. The application for a refund shall contain at least the following: company name, company identification data, including IBAN code and banking company, amount requested, signature of the legal representative of the company.

7. The declarations referred to in items I and II shall be sent by e-mail to anre@anre.ro, by fax at no. 021312.43.65 or by mail to: str. Constantin Nacu no. 3, Bucharest, sector 2, postal code 020995.

8. Failure to transmit the required data within the time limits stipulated in this Annex or their erroneous transmission following notifications of the National Energy Regulatory Authority shall constitute contravention in accordance with the provisions of Art. 93 and Art. 194 of the Law on Electricity and Natural Gas No. 123/2012, with subsequent amendments and additions and Article 47 of the Law on Community Public Utilities Services no. 51/2006, republished, with subsequent amendments and additions, as appropriate.