

## ANNEX 1

### REGULATION on acquiring the right to sign urban and spatial planning documents

#### CHAPTER I General Provisions

**Art. 1.** – (1) This Regulation is aimed at defining the right to sign urban and spatial planning documents, as well as at establishing the procedures of acquiring and exercising such right.

(2) The establishment of the right to sign is aimed at certifying the quality of urban and spatial planning documents, as well as at complying with the legal regulations in the process of drawing up such documents, by setting out the responsibilities of the professionals that draw up and/or verify such documents.

(3) The aims of this Regulation are as follows:

- a) to define the right to sign;
- b) to set out the exercise of the right to sign in relation to the type of the urban and spatial planning documents;
- c) to set out the procedures and terms under which the right to sign can be acquired, exercised or withdrawn;
- d) to define, with a view to securing the copyright, the intellectual property in relation to the drawing up of urban and spatial planning documents.

**Art. 2.** – This Regulation has been drafted according to the provisions of Art. 38 of the Law 350/2001 on urban and spatial planning, with subsequent modifications and completions, forward named *law*.

**Art. 3.** – (1) This Regulation shall be enforced in correlation with the provisions of the Law no. 200/2004 on the recognition of diplomas and professional qualifications for the legal professions in Romania, with subsequent modifications and completions, and of the Government Emergency Ordinance no. 49/2009 on freedom of establishment of service providers and freedom to provide services in Romania, with subsequent modifications and completions, and with the provisions of the other normative acts that have incidence on the field.

**Art. 4.** – The terms and expressions in this Regulation shall be given the following meanings:

- a) *Urban Planner* – a licensed professional with official title of qualification in urban planning, recognised as such by the Member States, after completing 4 years of study; the professional title is conferred by attestation of the Romanian Register of Urban Planners;
- b) *Urban and Landscape Planner* – a licensed professional with official title of qualification in the field of landscape planning, recognised as such by the Member States, after completing 4 years of study; the professional title is conferred by attestation of the Romanian Register of Urban Planners;
- c) *Qualified Urban Planner* – a graduate holding an official title of qualification in urban planning recognised as such by the Member States, after completing a minimum 5 years of study (until 2009); the professional title is conferred by attestation of the Romanian Register of Urban Planners;
- d) *Qualified Landscape Planner* – a graduate holding an official title of qualification in landscape planning recognised as such by the Member States, after completing a minimum 5 years of study (until 2009); the professional title is conferred by attestation of the Romanian Register of Urban Planners;

- e) *Master Urban Planner* – a licensed professional holding an official title of qualification in urban planning, recognised as such by the Member States, after completing 4 years of study, and a complementary official title of a 120 credit Master’s degree in urban and spatial planning, also recognised as such by the Member States; the professional title is conferred by attestation of the Romanian Register of Urban Planners, having in view both qualifications;
- f) *Master Urban and Landscape Planner* – a licensed professional holding an official title of qualification in landscape planning, recognised as such by the Member States, after completing 4 years of study, and a complementary official title of a 120 credit Master’s degree in urban and spatial planning or landscape planning, also recognised as such by the Member States; the professional title is conferred by attestation of the Romanian Register of Urban Planners, having in view both qualifications;
- g) *Urban Planner Architect* – a graduate holding an official title of qualification in architecture, recognised as such by the Member States, after completing 5 years of study and a 6 year experience in urban and spatial planning for the Graduates of Superior Studies until 2002 inclusively, or a graduate holding a diploma of postgraduate specialization studies/a 120 credit Master’s degree in urban and spatial planning, after completing 2 years of study; in the present regulation, the addition of the term “urban planner” to the academic title of “architect” refers to the experience in the field or to the graduation of postgraduate specialization studies programs; the professional title is conferred by attestation of the Romanian Register of Urban Planners.
- h) *Landscape Planner Architect* – a graduate holding an official title of qualification in architecture (license or license with integrated Master’s degree) cumulated with the official title of Master Landscape planner, recognised as such by the Member States; the professional title is conferred by attestation of the Romanian Register of Urban Planners.
- i) *Urban Economist, Urban Planning Engineer, Urban Planning Geographer, Urban Planning Sociologist, Urban and Landscape Planner, Urban Planning Lawyer, Urban Planning Ecologist etc* – a graduate holding an official qualification title in economics, engineering, geography, sociology, landscape planning, law, ecology etc., recognised as such by the Member States, and a diploma after 2 year/120 credit academic studies or postgraduate specialization studies programs in urban and spatial planning, accredited in accordance with the law or a graduate prior to 2002 inclusively, holding an official title of qualification in the fields related to urban and spatial planning mentioned above, having a minimum 6 years practical experience in urban and spatial planning; the professional title is conferred by attestation of the Romanian Register of Urban Planners.
- j) *Specialists qualified in urban and spatial planning* – in accordance with Art. 38, (4) of Law 350/2001, this syntagma refers to all categories of professionals specified above, according to letters a) to i);
- k) *Specialist holding the right to sign* – a specialist qualified in urban and/or spatial planning who has acquired the right to sign in accordance with the provisions of this Regulation and who has registered with the Romanian Register of Urban Planners;
- l) *The right to sign or other equivalent right* – the right of the Member States’ specialists in urban and spatial planning, according to the normative acts, to draw up and/or sign and seal urban and spatial planning documents or parts thereof, according to schemes A and B, provided for in the Annex to this Regulation;
- m) *Acquiring the right to sign* – a procedure by which the urban and spatial planning specialist demonstrates his/her professional skills, experience and knowledge of the legal framework in the field, and at the end of which the urban and spatial planning specialist is granted the right to sign;

- n) *Attestation of the right to sign* – release of the certification document, registration with the Romanian Register of Urban Planners and evidence in proof of the possession of the right to sign by specific means: the seal and the certification document.
- o) *Exercising the right to sign* – the set of procedures, rights and liabilities that an urban planner holding the right to sign has to comply with in relation with the urban planning documents.
- p) *Official title of qualification* – diplomas, certificates and other official titles of qualification as urban planner, attesting the specific formation in urban planning, delivered by a EU Member State, European Economic Area or Swiss Confederation authority, designated according to the law or administrative acts of the respective State, giving certification to the professional formation acquired principally on these States territories;
- q) *Member State* – a state in the European Union, the European Economic Area or the Swiss Confederation;
- r) *A third-party State* – any state except the Member States.

**Art. 5.** – The principles governing this Regulation are as follows:

1. **The principle of multidisciplinary integration.** The urban and spatial planning activities, as defined by the law, have an interdisciplinary character; the formulation and application of sustainable spatial development strategies, policies and programs, as well as the drawing up of urban and spatial planning documents are, at spatial level, integration processes of components in different fields: social, economic, ecological, environmental protection, cultural, technical, political and legal.
2. **The principle of co-participative planning.** Urban and spatial planning and urban design are co-participative processes including both professionals, decision-makers within the public administration, citizens, NGOs and companies, as well as other concerned legal or physical entities.
3. **The principle of teamwork.** Urban and spatial planning documents shall be drawn up by multidisciplinary teams including: urban planners, architects, engineers, geographers, economists, sociologists, legal advisers, biologists, historians, demographers, landscape architects, ecologists, technical judicial and extrajudicial specialists, specialists in mediation and public participation, urban management, public administration, continuous academic training and development, as the case may be; the team has to include all the necessary specialists to fully cover the specific problems that make the object of the documents.
4. **The principle of spatial organisation.** Urban and spatial documents are specific tools for spatial planning; therefore, the capacity to organise space should be a basic professional skill for the specialists of the team that draw up such documents, and the basic academic formation of the manager of the team drawing up the documents that directly establish the spatial urban configuration has to be related to the physical organisation of space.
5. **The principle of specialized and interdisciplinary activity.** Considering the complex and integrated nature of urban and spatial planning documents, the professionals of a different basic academic formation than that of urban planning are required to be specialized in the field; such specialization can be acquired by following postgraduate training programs and by gaining professional experience within multidisciplinary teams.
6. **The principle of differentiating between the documents.** Urban and spatial planning documents provided by law are differentiated both in relation to the field of reference – urban and spatial planning– and the size of the territory making the object of such documents, and in relation to the particularities of such territory – physical, functional, economic, social, spatial – and the goal, nature and size of the proposed interventions or goals.
7. **The principle of a differentiated right to sign.** The right to sign is defined depending on the types of urban and spatial documents, without ignoring the differences between the content and complexity of documents. Therefore, the types of documents shall, in order to

define the right to sign, be grouped according to their content and the similar skills that are necessary for the coordination of the drawing up of such documents.

**8. The principle of differentiating between the coordination of the whole process of drawing up documents and the responsibility for drawing up parts thereof.** The complexity and the large size of certain documents require the division of their content, according to the regulations in force, into separate elements; the exercise of the right to sign is differentiated according either to the coordination of the whole process of documents drawing up or the responsibility for drawing up parts thereof.

**Art. 6.** – (1) The right to sign is granted by the Romanian Register of Urban Planners following either a certification procedure or an examination organized as the case may be, in accordance with schemes A, B and C and with the provisions of this Regulation.

(2) The right to sign can be granted, with a view to coordinating the whole process of drawing up documents or parts thereof, to any citizen of a Member State who complies with all of the following requirements:

- a) possesses a full exercise capacity;
- b) is a “qualified specialist in urban and spatial planning”, according to the provisions of Art. 4, (j);
- c) has passed the certification procedure or the examination required to obtain the right to sign.

(3) Specialists qualified in urban and spatial planning referred to in Art. 4, (j) can obtain the right to sign only after following a period of professional practice in drawing up urban and spatial planning documents, on the territory of a Member State, according to art. 17, to the schemes A, B and C attached to this Regulation.

(4) The individuals who obtained the right to sign or other equivalent right on another Member State, may obtain the attestation of the right to sign from the Romanian Register of Urban Planners as a national competent authority, only after taking an exam on Romanian legislation in urban and spatial planning. The respective individuals will inscribe to the Register, without overlapping the equivalent and comparable requests and checks they’ve been already exposed to in one of the Member States. The exam on Romanian legislation in urban and spatial planning takes place in emergency regime and the results will be communicated to the solicitor 30 days after registration.

(5) The professional title can be conferred to specialists referred to in Art. 4 lit. a) – i) who obtained the official titles of qualification on the territory of another Member State only after taking an exam on Romanian legislation in urban and spatial planning or after following a 2 year period of professional practice in drawing up urban and spatial planning documents. The solicitor may choose between exam and probationary period.

(6) If verifying the legality of documents submitted for attestation of the right to sign is required, the Romanian Register of Urban Planners will contact the competent authorities of the respective Member State, through the Internal Market Information System, in accordance with the provisions of according to the Government Emergency Ordinance no. 49/2009 on freedom of establishment of service providers and freedom to provide services in Romania, with subsequent modifications and completions.

## CHAPTER II

### Right to sign and categories of urban and spatial planning documents

#### *SECTION 1. Responsibilities related to the right to sign*

**Art. 7.** – When coordinating a process of drawing up urban or spatial planning documents, the specialist holding right to sign takes on the responsibility for the quality of the whole body of documents, applying and complying with the legal regulations on planning or design, as appropriate, for the content of the documents and their presentation in the approval procedure.

**Art. 8.** – When drawing up parts of the urban and spatial planning documents, the specialist holding right to sign takes on the responsibility for the quality of such parts, applying and complying with the appropriate legal regulations, as well as for the quality and findings of possible substantiation studies on which the drawing up of such documents is based.

**Art. 9.** – (1) The right to sign is granted in accordance with the competencies assumed by the base professional formation and by the specialization, differently for each of the following categories of urban and spatial planning documents:

- a) National territory spatial planning plan;
- b) County, regional, inter-county and border territory spatial planning plans;
- c) Inter-city or inter-communal, metropolitan spatial planning plan and spatial planning plans for peri-urban areas of the localities having been granted the city/town status;
- d) General urban planning plans together with the related local regulations;
- e) Zonal urban planning plans together with the related local regulations;
- f) Detailed urban planning plans.

(2) A qualified specialist can acquire the right to sign for several categories of spatial and urban planning documents or parts thereof.

(3) Pursuant to the provisions of this Regulation, the specialists referred to in Articles 10 to 13 can sign documents only after they have been granted the right to sign.

**Art. 10.** – (1) The right to sign for the coordination of the process of drawing up urban and spatial planning documents shall be set as follows:

- a) county, regional, inter-county and border territories spatial planning plans can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners architects, urban geographers, urban sociologists and urban economists;
- b) inter-city or inter-communal spatial planning plans can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planner architects, urban geographers, urban engineers and urban sociologists and urban economists.
- c) metropolitan spatial planning plans and urban planning plans for peri-urban areas of the main cities and towns can only be signed by the following specialists attested by the Romanian Register of Urban: qualified urban planners, master urban planners, urban planners architects, urban geographers, urban engineers and urban sociologists and urban economists;
- d) sections of the national territory spatial planning plan can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners architects, urban geographers, urban engineers and urban sociologists and urban economists and other specialists qualified in the field which is the subject of the respective section, in accordance to the provisions of this Regulation.

(2) The right to sign for the coordination of the process of drawing up parts of the national development plan shall be granted to specialists specialized in the field which makes the object of the concerned part, if qualified according to the provisions of this Regulation.

(3) The right to sign involves assuming the whole responsibility of the manager for the quality of the urban and spatial planning documents.

**Art. 11.** – (1) The right to sign related to the coordination of the process of drawing up urban and spatial planning documents shall be set as follows:

a) general urban planning plans of the main cities and towns together with the related local urban planning regulations can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners and urban planners architects;

b) zonal urban planning plans and related local urban planning regulations can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, qualified landscape planners, master landscape planners, urban and landscape planners, urban architects and architects qualified in urban planning;

c) zonal urban planning plans and the related local urban planning regulations, which have as a subject housing allotments and related functions can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, qualified landscape planners, master landscape planners, urban and landscape planners, urban architects and architects qualified in urban planning;

d) zonal urban planning plans and the related local urban planning regulations, which have as a subject a new allotment designated exclusively for housing, with a minimum of 20 plots, with not more than 1 000 sqm each, can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, qualified landscape planners, master landscape planners, urban and landscape planners, urban architects, architects and conductor architects qualified in urban planning;

e) general urban planning plans for townships and the related local urban planning regulations can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, urban architects and qualified architects;

f) detailed urban planning plans can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, qualified landscape planners, master landscape planners, urban and landscape planners, urban architects and qualified architects licensed in architecture;

g) detailed urban planning plans which have as a subject the location of a small building, as defined in Law no. 10/1995 on quality in constructions, with subsequent modifications and completions, can only be signed by the following specialists attested by the Romanian Register of Urban Planners: qualified urban planners, master urban planners, urban planners, qualified landscape planners, master landscape planners, urban and landscape planners, urban architects, qualified architects licensed in architecture and conductor architects qualified in urban planning;

(2) The right to sign involves assuming the whole responsibility of the manager for the quality of the urban planning documents in their entirety. The authors of funding studies or special sections are not exonerated of the responsibility of drawing up the urban planning documents. The urban planning documentation coordinator assumes its conformity with the data collected and processed.

**Art. 12.** – (1) Parts of the spatial development plans could be structured, according to the framework content, as chapters or sections that shall only be signed by specialists who have right to sign, when such parts are included in one of the following categories:

- a) natural environment and its quality – qualified urban planners, master urban planners, qualified landscape planners, master landscape planners, urban geographers, geographers, biologists, ecologists and environmental engineers;
- b) economic development of the territory – qualified urban planners, master urban planners, urban economists and economists;
- c) demography and labour force – qualified urban planners, master urban planners, qualified landscape planners, master landscape planners, urban geographers, geographers, urban sociologists, sociologists;
- d) technical endowment of the territory – qualified urban planners, master urban planners, urban engineers and engineers of different specialties;
- e) protection and development of the natural heritage - qualified urban planners, master urban planners, qualified landscape planners, master landscape planners, urban geographers, ecologists, biologists, landscape architects;
- f) protection and development of the built environment - qualified urban planners, master urban planners, urban architects, architects and historians.
- g) land studies – urban engineers and specialty engineers;
- h) traffic studies – urban engineers and specialty engineers;

(2) The parts of the general urban plans of the municipalities that are included in classes “0” and “1”, as provided by the law, for municipalities, towns and communes on whose territory there are health or tourist resorts, as well as parts of plans of urban zones for central areas of the municipalities included in classes “0” and “1”, and those for health resorts and urban protected areas could be structured, according to the framework content, as chapters or sections.

(3) The following parts of the urban plans referred to in (2) above shall only be signed by specialists who have right to sign, when such parts are included in one of the following categories:

- a) public utilities – urban engineers and specialty engineers;
- b) urban sociology and demography – urban sociologists or having experience in urban sociology, urban geographers, geographers;
- c) environmental quality – qualified urban planners, master urban planners, geographers, ecologists, qualified landscape planners, master landscape planners, urban engineers and specialty engineers;
- d) urban economics – qualified urban planners, master urban planners, urban economists or having experience in urban economics;
- e) urban history studies – qualified urban planners, master urban planners, urban planners architects, qualified architects, historians with postgraduate degrees in urban planning or having experience in urban history;
- f) landscape planning – qualified landscape planners, master landscape planners, master urban and landscape planners, urban planners architects, landscape planners architects, landscape horticultural engineers;
- g) transport and communications – qualified urban planners, master urban planners, urban engineers and specialty engineers.
- h) land studies – specialty engineers.

(4) The provisions of this Article shall apply together with the provisions of the regulations on the framework-content of the urban and spatial planning documents.

**Art. 13.** – (1) The right to sign is granted for an undetermined period and submitted to the continuous fulfilment of the granting requirements.

(2) If the granting requirements are no longer submitted, the right to sign can be recalled.

### ***Section 2. Specialization***

**Art. 14.** Specialization programs in urban, spatial and landscape planning include advanced architectural studies, integrated master degrees following the basic professional formation (the second cycle in the post-Bologna system) or postgraduate studies (profound studies, master degrees studies, doctor degree programs) in urban, spatial and landscape planning.

**Art. 15.** – (1) The specialization programs shall be diversified so as to allow qualification in: national, regional, urban and rural territorial development, social planning and forecasting, housing, urban and rural rehabilitation, transport, power engineering, communications, landscape planning, protection of natural and built environment, leisure and tourism, urban law, urban management and marketing, integrated urban regeneration. The right to sign is granted in accordance with the type of qualification.

(2) With a view to acquiring the right to sign for coordinating documentation in urban and spatial planning, the specialists who have graduated from architecture faculties and other faculties in fields related to urban and spatial planning, beginning with graduation year 2003, the licensed in urban planning or landscape planning, beginning with graduation year 2008, must attend and complete postgraduate specialization programs in urban, spatial planning, recognised by the Romanian Register of Urban Planners. Only after completing such programs, specialists may manage the process of drawing up urban and spatial planning documents, in accordance with this Regulation.

(3) As regards the specialists of the previous graduation years (including 2002), they must not attend postgraduate specialization programs if they give proof of having at least 6 years of professional practice in urban and spatial planning on the territory of a Member State;

(4) With a view to recognizing the specialization and master degree programs in urban, spatial and landscape planning, for the purpose of Art. 4, at the request of interested institutions, the Superior Council of the Romanian Register of Urban Planners shall issue a decision of approval in order to accredit the specialization courses in urban and spatial planning, starting from a proposal by the Professional commission, which must examine their content, and on the basis of a number of criteria set up and approved by the Superior Council, in accordance with the regulations of the European Superior Council of Town Planners. The Superior Council shall ensure the annual publication of the list of the recognized programs.

**Art. 16.** – The Romanian Register of Urban Planners shall keep records and approve for recognition the specialization programs in urban and spatial planning that comply with the requirements of specialists formation and practice in this field, in accordance with the national and EU qualifications regulations.

### ***Section 3. Professional practice probation***

**Art. 17.** – (1) In order to obtain the right to sign, the qualified specialists referred to in Article 4 (j) must undergo a 2 years of professional probation in public or private institutions, on a Member State territory, based on individual labour contracts, under the guidance of a specialist in urban and spatial planning who holds right to sign or other equivalent right, granted or recognized in accordance with the Romanian Register of Urban Planners Regulations or authorized in the state of provenience in the framework of public or private institutional structures. The probationary period on the Romanian territory is commencing from the date of the registry as a probationer in the Romanian Register of Urban Planners. .

(2) The Romanian Register of Urban Planners will present the list of post-university specialization programs which, after graduation, will be equivalent to a one year specialization program. These post-university specialization programs must include modules in drawing up urban and spatial planning documents and a minimum 30 days probation period of professional practice in the field.

(3) As regards the qualified specialists in urban and spatial planning referred to in Art. 4 lit. i), the professional activity of 6 years shall be the equivalent of the probation period of professional practice accomplished on the Romanian territory or on a territory of a Member State.

(4) The Romanian Register of Urban Planners states in its regulations the requirements for the professional practice period, the validation conditions for the probation periods of professional practice accomplished in the Member States and for monitoring the fulfilment of such requirements.

(5) The probation professional practice, named as follows “probation”, represents the beginning phase of a professional's career, seen as a practice training period which aims is to prepare and to fulfil the initial professional formation of the probationer in view of acquiring the right to sign.

(6) The training is compulsory and effective, excepting the situations foreseen in the laws and in the present Regulation.

**Art. 18.** – (1) During the probation period of professional practice the specialists have the capacity of “Probationer” and shall register with the Romanian Register of Urban Planners under the heading “Probationers”.

(2) The specialists shall submit an application to the Romanian Register of Urban Planners to be registered as probationers.

(3) In order to be registered, the applications shall be accompanied by the following documents:

- a) copies of the titles of qualification: graduation diploma or degree or, if the case may be, the certificate of graduation of a postgraduate training program;
- b) credentials by two specialists holding right to sign or other equivalent right on the territory of at least a Member State, who propose the registration of the applicant as probationer in the Romanian Register of Urban Planners, of which one shall undertake the task of tutorial adviser for the whole probation period.

**Art. 19.** – The initial professional formation of the specialist probationers is realized by:

- a) guidance and continuous professional formation in the framework of the professional exercising form with which the probationer is contractually related, in collaboration, hierarchical subordination or waging system, from a specialist in urban and spatial planning holding the right to sign or another equivalent right in the framework of public or private institutional structures;
- b) training conferences, professional manifestations.

**Art. 20.** – (1) The probationers shall have, for the whole training period, the following rights:

- a) they can participate in the drawing up of any urban and spatial planning documents that are signed by specialists having such right or other equivalent right;
- b) they can sign theoretical and other studies, plans and designs of their own, intended for competitions, exhibitions or other similar events.

(2) The probationers shall have the following responsibilities:

- a) to comply with the requirements related to the training period;
- b) to perform effectively in the trade and to inform the concerned parties giving written notice of any reason for which they might abandon the training;
- c) to enhance their theoretical knowledge and to assimilate the best professional practices;

d) to participate in professional events and in the continuous formation program in progress;

e) the probationer is submitted to all legal, statutory and deontological dispositions.

**Art. 21.** – (1) At the end of the probation period, the probationers receive an evaluation report by their tutorial advisers, which they need for the examination for the granting of the right to sign; this report will be accompanied by a typified file, containing information regarding the fulfilment of responsibilities foreseen at art. 20 (2).

(2) When sustaining the exam, the probationer has the obligation to present The Probationer's Book, proof of his activities during the probation period.

**Art. 22.** – (1) The probation period shall be suspended during the periods of military service, the child nursing vacancies, in case of justified absence from work or in case of ceasing of professional guidance through no fault of the probationer.

(2) The probation period prior to suspension shall be included in the overall probation period.

(3) The Superior Council shall, upon request, decide to suspend the probation practice and examine the circumstances that justify the absence from work and decide upon the suspension period and the length of the probation period previous suspension.

(4) The suspension period shall be registered in the Romanian Register of Urban Planners.

**Art. 23** – The quality of probationer is also suspended in the following situations:

a) in case that the probationer does not effectively exercise the probation practice during a one year period;

b) in the period of being banned from professional practice, by legal decision.

**Art. 24** - The quality of probationer ceases:

a) waiving the right to sign upon personal request, in writing;

b) for cause of death;

c) if the probationer is definitively condemned for a fault foreseen by penal code.

### **CHAPTER III** **Acquiring the right to sign**

**Art. 25.** – (1) The procedure of acquiring the right to sign includes the following steps:

a) registration for the procedure of attesting the right to sign or for the examination procedure for acquiring the right to sign;

b) progress of the procedure for attesting the right to sign or, if appropriate, the progress of the examination for obtaining the right to sign;

c) granting the right to sign.

(2) In order to be allowed to exercise the right to sign or other equivalent right, the specialists qualified in urban and spatial planning should register with the Romanian Register of Urban Planners.

**Art. 26.** – (1) Registration for attesting the granting of the right to sign shall include the following steps:

a) submission of the attestation dossier to the secretariat of the examination commission;

b) examination of the documents of the attestation dossier by the secretariat of the examination commission;

c) forwarding the checked dossier to the examination commission.

d) The Superior Council may impose, with a view to attesting the granting of the right to sign urban and spatial planning documents, an examination of the candidates' portfolio of works.

e) The Superior Council can reject with good reason the registration of the candidates and can decide not to grant the right to sign urban and spatial planning documents.

(2) The registration for the examination procedure with a view to being granted the right to sign shall include the following steps:

- a) submission of the registration dossier to the secretariat of the examination commission;
- b) the secretariat of the examination commission shall check-up the content of the registration dossier as to the compliance with all the requirements of this Regulation;
- c) confirmation of the registration for examination and setting the examination date.

**Art. 27.** – (1) The attestation procedure of the right to sign through evaluation of fulfilment of the admission requirements includes:

- a) recognition of official titles of qualification, presented in copies;
- b) evaluation, on the basis of the CV, of the professional experience of the candidate, as a continuous exercise of drawing up specialty documentations;
- c) evaluation of the quality of projects included in the portfolio and interview with the solicitor, checking his awareness of the latest issues in regulations and politics in urban and spatial planning in Romania.
- d) credentials by two specialists holding the right to sign or other equivalent right on the territory of at least one Member State.

(2) The examination for the granting of the right to sign consists in evaluating the fulfilment of the granting requirements through the following tests:

- a) evaluation of the documents contained by the registration dossier as regards the experience gained during the training period, i.e. the practical experience as a continuous exercise in drawing up urban and spatial planning documents and of the Probationer's Book;
- b) examination of the applicant's knowledge of urban and spatial planning regulations, regarding the evolution of concepts, technologies and legislation in the field;
- c) interview checking the applicant's awareness of the latest issues in urban and spatial planning in Romania, the trends in the field at European level and the professional practice experience of the applicant.

(3) The tests referred to in paragraph. (2) (a) and (b) have an eliminatory character, the test takers who do not pass one of the tests are not admitted and can no longer participate in the next tests.

(4) The conditions for examination and attestation of the right to sign do not superpose with equivalent and comparable examinations, requirements and verifications the specialists citizens of the Member States have been exposed to before, in the same or in another Member State;

(5) The citizens of the Member States who apply for obtaining the right to sign on the Romanian territory are qualified specialists in urban and spatial planning in accordance with art. 4 lit. j), but do not hold the right to sign or other equivalent right obtained on the territory of one of the Member States, will obtain, at their request, the right to sign on the Romanian territory, in the same conditions as the Romanian specialists qualified in urban and spatial planning, with respect to the provisions at art. 6 ind. (5).

(6) The citizens of the Member States who apply for obtaining the right to sign on the Romanian territory but are not qualified specialists in urban and spatial planning will obtain qualification in urban and spatial planning in accordance with current legislation and, at their request, will obtain the right to sign on the Romanian territory, in the same conditions as the Romanian citizens.

(7) The citizens of the Member States of origin, as well the citizens of the third party states must have the linguistic knowledge necessary to set out the exercise of the right to sign.

**Art. 28.** – (1) The attestation and examination for the granting of the right to sign shall be organized every quarter by the Romanian Register of Urban Planners together with the “Ion

Mincu” University of Architecture and Urban Planning in Bucharest, the Trade Association of Romanian Urban Planners and the central public authority coordinating urban and spatial planning.

(2) The examination takes place at the Bucharest headquarters of the Romanian Register of Urban Planners or in other cities in Romania set out by the Superior Council of the Romanian Register of Urban Planners, when the number of applicants in the area is significant, including a local specialist holding the right to sign as a member of the examination commission, preferably a member of the high education system in the field.

**Art. 29.** – The right to sign shall be granted following a decision by the Superior Council of the Romanian Register of Urban Planners, after the validation of the results.

**Art. 30.** – The attestation and examination fees for granting the right to sign shall be calculated by the Superior Council of the Romanian Register of Urban Planners in such a way as to cover the costs of the examination commission, registration and management of the records related to the right to sign.

**Art. 31.** – (1) An examination commission and its secretariat shall be set up for the procedures of attestation and examination.

(2) The examination commission shall be headed by a chairman.

(3) The examination commission shall include 7 full members and 4 alternate members, appointed as follows:

a) the chairman and the delegate chairman of the examination commission shall be appointed by the Superior Council of the Romanian Register of Urban Planners from the members of the commission, as well as 2 other members from the specialists holding the right to sign registered with the Romanian Register of Urban Planners;

b) 2 full members shall be appointed by the central public authority coordinating urban and spatial planning;

c) 2 full members shall be appointed by the “Ion Mincu” University of Architecture and Urban Planning in Bucharest.

(4) The alternate members shall be appointed in the same way as the full members, by each of the institutions referred to ind. (3) above.

(5) The members of the examination commission have to fulfil the following requirements:

(a) to be specialists holding right to sign;

(b) to have at least 10 years of professional practice.

(6) The constituency of the examination commission shall be numerically balanced between its members originating from the university institutions and those whose main work is to draw up urban and spatial planning documents.

(7) The mandate of the examination commission shall be given for a period of 2 years; 4 successive mandates are allowed for each of the members, provided that at least 2 members of the commission have been replaced at the end of each mandate.

(8) A fee for each meeting shall be paid to the members of the commission; its amount shall be calculated by the Superior Council of the Romanian Register of Urban Planners.

(9) The secretariat of the examination commission shall be ensured by the Romanian Register of Urban Planners Secretariat.

**Art. 32.** – The date of the attestation or examination shall be notified by the examination commission and shall be made public on the Romanian Register of Urban Planners’ web page, within at least 15 days before the examination date, together with:

a) the schedule, examination procedure and marking system;

b) the compulsory documents of the registration dossier;

c) the list of the legal regulations in force on urban and spatial planning;

d) the set of subjects and the references.

**Art. 33.** – In order to register for the attestation or examination procedures, the applicant shall submit a dossier which shall include the following documents:

- a) an application;
- b) a curriculum vitae including a detailed description of the applicant's professional performance record;
- c) official titles of qualification, in copy;
- d) a certificate attesting the completion of a postgraduate training programme and other certificates awarded by other specialization programs, in copy;
- e) other documents attesting the applicant's professional skills or work;
- f) an evaluation report on the progress of the training period, if appropriate;
- g) a portfolio of works;
- h) a list of the published books, studies, articles or other speciality papers by the applicant;
- i) photocopies of regulations plans from the General Urban Planning Plans/Zonal Urban Planning Plans drawn up at a small scale;
- j) a receipt in proof of payment of the examination fee.

**Art. 34.** – (1) With a view to attestation, the examination commission shall examine the applicant's dossier and propose to the Superior Council of the Romanian Register of Urban Planners the validation of the application. In case the application has been rejected, the examination commission should provide the reasons for its decision.

(2) The examination commission shall set up the examination procedure and the marking system, as well as the lowest mark required to pass the exam; they shall be made public together with the examination date.

(3) The rates which the marks of the 3 examination tests represent within the final mark shall be as follows:

- a) 40% for the content of the registration dossier, including the portfolio of works;
- b) 30% for the knowledge of the spatial and urban planning regulations;
- c) 30% for the interview.

(4) The final examination mark shall be obtained by summing up the marks of the 3 tests, in accordance with the rates provided for in (3) above; the results shall be posted, by the courtesy of the examination commission, at the premises where the examination has been made.

**Art. 35.** – (1) Any objections related to the examination marks or the progress of the examination procedure shall be forwarded, within 48 hours after the announcement of the results, to the Superior Council of the Romanian Register of Urban Planners; the latter shall formulate its replies within 30 days after the announcement of the results.

(2) The decisions of the Superior Council of the Romanian Register of Urban Planners, the results of evaluations or the examination procedures may be attacked in court in accordance with the legal regulations in force.

**Art. 36.** – (1) The Superior Council of the Romanian Register of Urban Planners shall validate the results of the attestation or examination procedures and agree to the granting of the right to sign to the specialists having passed the examination, within 30 days after the end of the examination procedure, but no later than 100 days after the submission of the full dossier.

(2) A certificate attesting the right to sign shall be issued to the specialists who have been granted the right to sign; the certificate shall state the categories of documents for which the right to sign has been granted and the title attested in accordance with the provisions of the present regulation.

(3) The certificates attesting the right to sign shall be accompanied by an annex indicating the results of the examination.

(4) The specialists can exercise their right to sign only after they have been registered, based on the certificate attesting their right to sign, with the Romanian Register of Urban Planners.

**Art. 37.** – (1) Professional practice in urban and spatial planning during the exercise of the right to sign is evaluated on the basis of the registration of the works with the Romanian Register of Urban Planners, by proof of the fee payment regarding the exercise of the right to sign for coordination and by annual records for the specialists who draw up parts of urban and spatial planning documentation.

(2) The right to sign shall be withdrawn for a limited period in case of non-compliance with the requirements related to its exercising.

(3) The suspension without definitive withdrawal of the right to sign is regulated by the Rules of organization and operation of the Romanian Register of Urban Planners and is established by the Disciplinary Commission.

**Art. 38.** – (1) The specialists holding right to sign or other equivalent right and registered with the Romanian Register of Urban Planners shall receive certificates and seals according to the decision attesting the right to sign.

(2) When a specialist has been granted several certificates attesting his/her right to sign for several categories of documents, on different dates, the seal shall be replaced with a different seal which must include the updated information, so that each specialist holding right to sign uses a sole seal.

(3) The seal shall contain the holder's name and surname and the categories of documents on which the right to sign can be exercised.

## **CHAPTER IV**

### **Exercise of the right to sign**

#### *Section 1. Practical exercise of the right to sign*

**Art. 39.** - (1) The right to sign shall be exercised in signing documents and studies of urban and spatial planning and in affixing the seal on such documents.

(2) The urban and spatial planning documents must be signed in the following way:

- a) on the title page, on each written part; and
- b) on each drawn part provided for as compulsory by the regulations on the framework content of the documents.

(3) Exercising of the right to sign is pursued by the Romanian Register of Urban Planners by registration of the fee payment; the proof of the fee payment will contain all the identification information regarding the documentation and its coordinator.

**Art. 40.** – In complying with the regulations in force, the specialists holding the right to sign shall be entitled:

- a) to work out and/ or check as a coordinator and sign and seal such categories of urban and spatial planning documents for which they have received the right to sign, according to this Regulation;
- b) to permanently be kept informed, by the courtesy of the Romanian Register of Urban Planners, of the changes in the legal environment and the regulatory initiatives in the field of urban and spatial planning;
- c) to use in all professional papers, besides his/her basic academic title, the mention "specialist holding right to sign urban and spatial planning documents " and if the case may be, his/her competence in drawing up the documentation registered with the Romanian Register of Urban Planners.

**Art. 41.** - The specialists holding the right to sign shall have the following duties:

- a) to comply with the provisions of this Regulation;
- b) to take knowledge and comply with the legal provisions in force on the practice of urban planning;
- c) to prove diligence and professional integrity and to take on, by exercising his/her right to sign, full professional responsibility in his/her relation with the client and with the local and central public administrative authorities;
- d) to ensure the balance between the public and private interests in their activities;
- e) to inform the client about the requirements on the documents drawing up and approval;
- f) to support, jointly with the client, the approval and promotion of the documents during the approval procedure;
- g) to notify the client of the circumstances that might lead to an unsuitable professional quality of the documents or non-compliance with of the regulations on the working out and approval of documents;
- h) to be concerned with the improvement of his/her professional skills and to take knowledge of the regulations in the field,
- i) to pay the fees related to the exercise of the right to sign and to their registration in view of recognising the activity of the respective specialist in urban and spatial planning, according to the provisions of this Regulation.
- j) not to sign urban and spatial planning documents as a coordinator, if they consider that the quality of such documents is inappropriate or if the rules for the preparation of the documents have not strictly been complied with.

## ***Section 2. Copyright***

**Art. 42.** - (1) Pursuant to the provisions of the Law no. 8/1996 on copyright and related rights, with its subsequent amendments and supplementations, studies and documents on urban and spatial planning or parts thereof represent intellectual property (scientific works) of physical or legal entities, as appropriate; they are, by their mere creation, recognised and protected – whether made public or not, whether completed or not.

(2) Urban and spatial planning studies and documents are collective works, where the personal contributions of the co-authors are considered as a whole, and no individual right is granted to any of the co-authors for the whole work except for structuring of urban and spatial planning processes.

**Art. 43.** - According to the legal provisions, the following can be subject to copyright:

1. For plans of urban zones or county development plans, the drawing of the proposed development scenarios is subject to copyright
2. For the general urban plans and plans of urban zones, the configuration of public and private spaces and the spatial configuration on the drawing of the urban picture are subject to copyright.
3. For the detailed urban plans, the configuration of the built volumes on the drawing of the urban picture is subject to copyright.
4. The original documents falling under the effects of the Law 8/1996 on the copyright and related rights, with its subsequent modifications and completion according to 1, 2 and 3 above, cannot be used unless mentioning the author's name.
5. The copyright referred to in 1, 2 and 3 above can only be claimed based on a special clause in the contract concluded between the parties, according to the regulations in force.

## **CHAPTER V**

### **Final provisions**

**Art. 44.** – (1) Failing provisions of the Law no. 350/2001 on spatial land urban planning, with subsequent modifications and completions, is sanctioned according to the law.

(2) Submitting for notification or approval an urban planning documentation, incomplete or containing inexact data represents a disciplinary violation.

(3) When recording disciplinary violations by notification from a physical or legal person or by auto notification, the Superior Council of the Romanian Register of Urban Planners has the obligation to analyse the situation and decide the disciplinary measures in accordance to the Rules referring to the organization and functioning of the Disciplinary Commission.

**Art. 45** – The proof of the professional skills shall be made by providing a photocopy of the attestation certificate delivered by the Romanian Register of Urban Planners and by applying the seal on the respective documentation.

**Art. 46.** – (1) When contracting the preparation of urban and spatial planning documents, financed from public funds, under the terms of the regulations in force, the drawing up team has to include, as a manager, an specialist holding right to sign the respective category of documents and has to fulfil cumulatively the following conditions:

a) The specialist holding a right to sign has to be employed by the respective elaborating entity under an individual employment agreement.

b) The elaborative entity must have as a principal object of activity “Architecture, engineering and related technical consultant services” in accordance with the Classification of the activities in the national economy, the revised edition CAEN.

(2) Controlling the accomplishment of the conditions mentioned at ind. (1) is exercised as follows:

a) for works financed from public funds – when presenting the qualification documents;

b) for works financed from private funds – when the documentation is notified;

**Art. 47.** - Where the documents are drawn up within the central public authority coordinating urban and spatial planning or by specialised compartments within city or town halls or county Superior Councils, the right to sign can be exercised by public officers provided that they participate in the drawing up process, according to the regulations in force.

**Art. 48.** – Authorization procedures and formalities provisioned by the present regulation can be fulfilled by means of the single point of contact, in accordance with the provisions of the Government Emergency Ordinance no. 49/2009 on freedom of establishment of service providers and freedom to provide services in Romania, with subsequent modifications and completions. The provisions of the present article are applied in 60 days after the single point of contact becomes operational.

**Art. 49.** - (1) As regards the professionals having the quality of chief architect of the county, chief architect of the city, chief architect of the district or chief architect of the town, the Superior Council of the Romanian Register of Urban Planners may decide to equal the managing experience in implementing provisions of the spatial and urban planning documents with the professional experience referred to in Art. 15 (3).

(2) A decision may be made to equal practical experience as above, provided that:

a) the specialist has at least 4 years of service as chief architect;

b) his/her professional training complies with the provisions of Articles 10 to 13.

(3) The practical experience can be equalled only with a view to obtaining the right to sign for the following categories of documents:

a) for the chief architects of towns and districts of the Bucharest municipality, the urban plans and the related by-laws,

- b) for the chief architects of municipalities, urban plans and related by-laws, metropolitan or peri-urban development plans, as the case may be;
- c) for chief architects of counties, urban plans and related by-laws, metropolitan, peri-urban, county, inter-county, regional or county-border development plans.

(4) The equivalence shall be decided after examination of each individual case, upon the request of the concerned parties, after submitting a dossier whose content shall be decided by the Superior Council of the Romanian Register of Urban Planners.

**Art. 50.** - (1) The graduates of foreign Superior education institutions, Romanian or foreign citizens, can acquire the right to sign if their official title of qualification is recognized by the Romanian State and agreed by the Romanian Register of Urban Planners as a competent authority, in accordance with the Law no. 200/2004 on the recognition of diplomas and professional qualifications for the regulated professions in Romania, with subsequent modifications and completions;

(2) The graduates referred to in (1) above are granted the right to sign following a procedure provided for by this Regulation.

(3) The foreign professionals citizens of third-party states holding right to sign or other equivalent right in urban and spatial planning can acquire the right to sign in Romania if mutual agreements have been concluded between the Romanian Register of Urban Planners and the respective organizations that manage the right to sign or the right to practice, as appropriate, and if they pass an exam in the Romanian regulations in force on urban and spatial planning.

(4) The citizens of the Member States can be granted the right to sign based on the recognition of their official titles of qualification in accordance with the legal provisions on the recognition of the diplomas and professional qualifications for the professions regulated in Romania, by respect of the provisions of art. 6.

**Art. 51.** (1) For exercising the right to sign a fee shall be paid for each document drawn up, in the account of the Romanian Register of Urban Planners.

(2) The fixed amount of the fees is yearly set, following a decision by the Superior Council of the Romanian Register of Urban Planners.

(3) In comply with the provisions of the regulations in force the documents submitted for approval must be accompanied by a receipt in proof of the fee paid in the account of the Romanian Register of Urban Planners for exercising the right to sign.

**Art. 52.** (1) If the number of applications for registration is very large, additional examination sessions for granting the right to sign shall be organized.

(2) The decision concerning the additional examination sessions shall be taken by the Superior Council of the Romanian Register of Urban Planners.

**Art. 53.** - (1) The curricular and specialisation programs in the field of urban and spatial planning, that were or are currently applicable and have been accredited according to the legal provisions, should be agreed by the Romanian Register of Urban Planners *ex officio* with a view to granting the right to sign urban and spatial planning documents.

(2) The curricular and specialisation programs in the field of urban and spatial planning, applicable after the enforcement of this Regulation, and aimed at training the specialists provided for in Art. 4, shall be approved by the Romanian Register of Urban Planners in comply with the procedure indicated in Art. 15 (4); such notification can be requested by the institution interested in the accreditation of such programs in comply with the legal provisions in force.

(3) The recognition procedure shall take into account the way such programs meet the professional requirements and approach the issues in the field of urban and spatial planning.

**Art. 54.** - (1) Pursuant to the provisions of this Regulation, the right to sign shall be granted for the chapters and sections of urban and spatial planning documents, referred to in Art. 12.

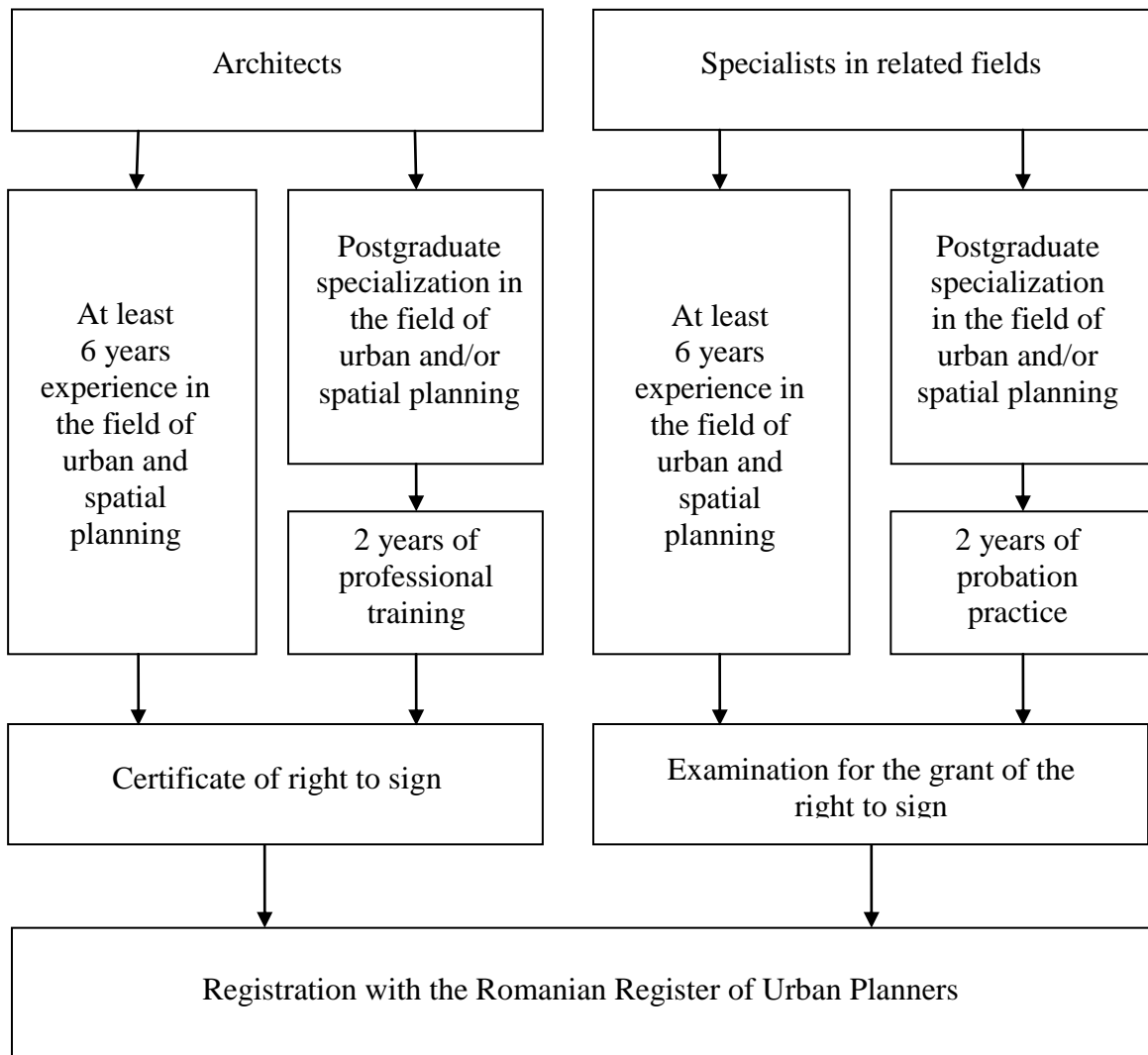
(2) The specific procedure of granting the right to sign to different professional categories shall be set up by the Superior Council of the Romanian Register of Urban Planners.

**Art. 55.** When the structure of the curricular and specialisation programs or the categories of urban and spatial planning documents have been changed, the Superior Council shall be entitled to submit to the Ministry of Transport, Construction and Tourism a proposal for updating this Regulation according to the new requirements, while complying with the requirements and restrictions on the exercise of the right to sign depending on the academic qualification, according to the regulations in force.

**Art. 56.** The Diagram A on the acquiring the right to sign urban and spatial planning documents and registration with the Romanian Register of Urban Planners – Graduates of academic institutions until and including the year 2002 and the Diagrams B and C on the acquiring of the right to sign urban and spatial planning documents and registration with the Romanian Register of Urban Planners – Graduates of academic institutions beginning with the year 2003 are an integral part of this Regulation.

**DIAGRAM A**

**on acquiring the right to sign urban and spatial planning documents  
and registration with the Romanian Register of Urban Planners  
Graduates of academic institutions until and including the year 2002**



**DIAGRAM B**  
**on acquiring of the right to sign urban and spatial planning documents and registration with the Romanian Register of Urban Planners**  
**■ Graduates of academic institutions starting with 2002, in urban and landscape planning**

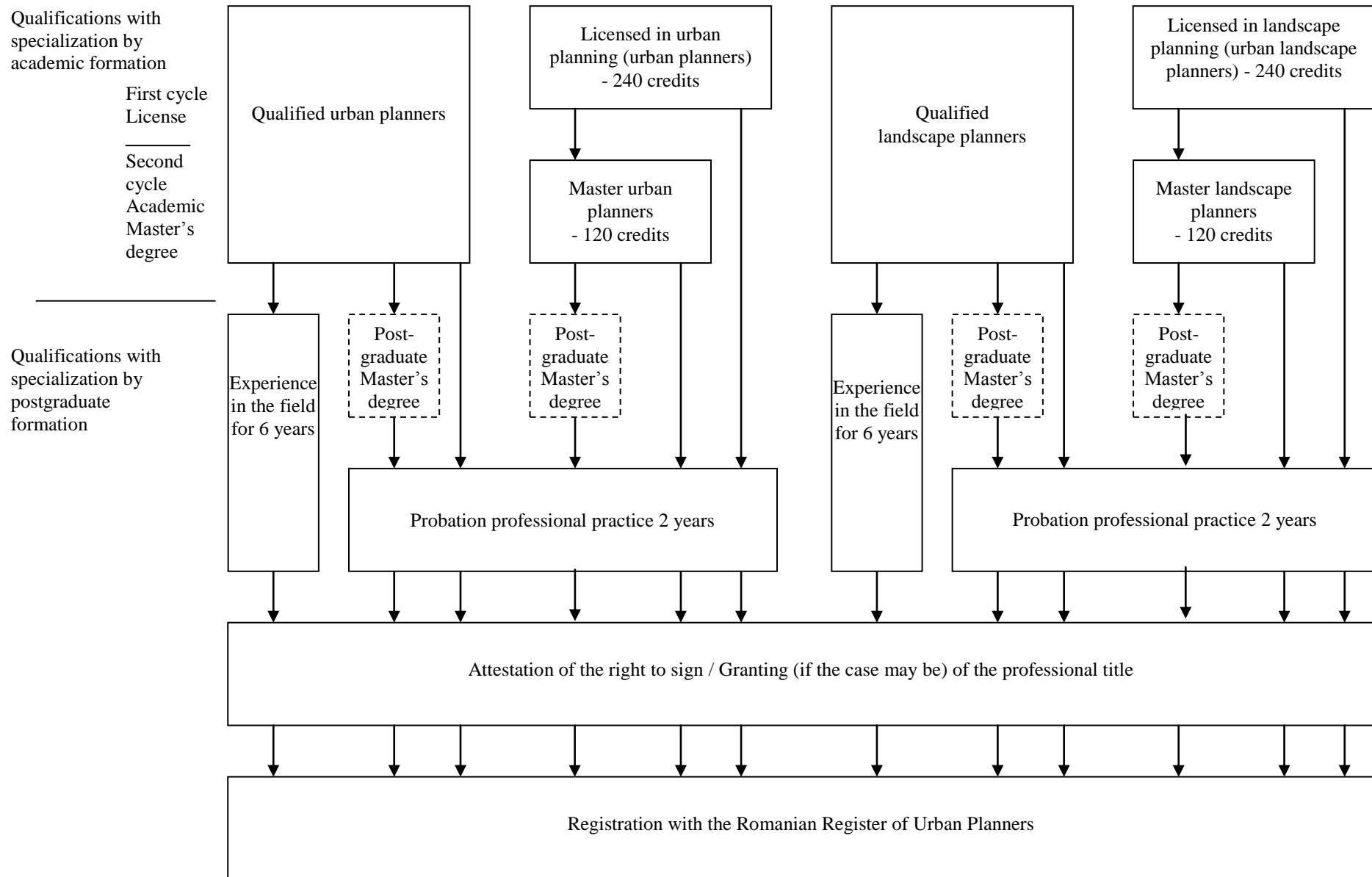
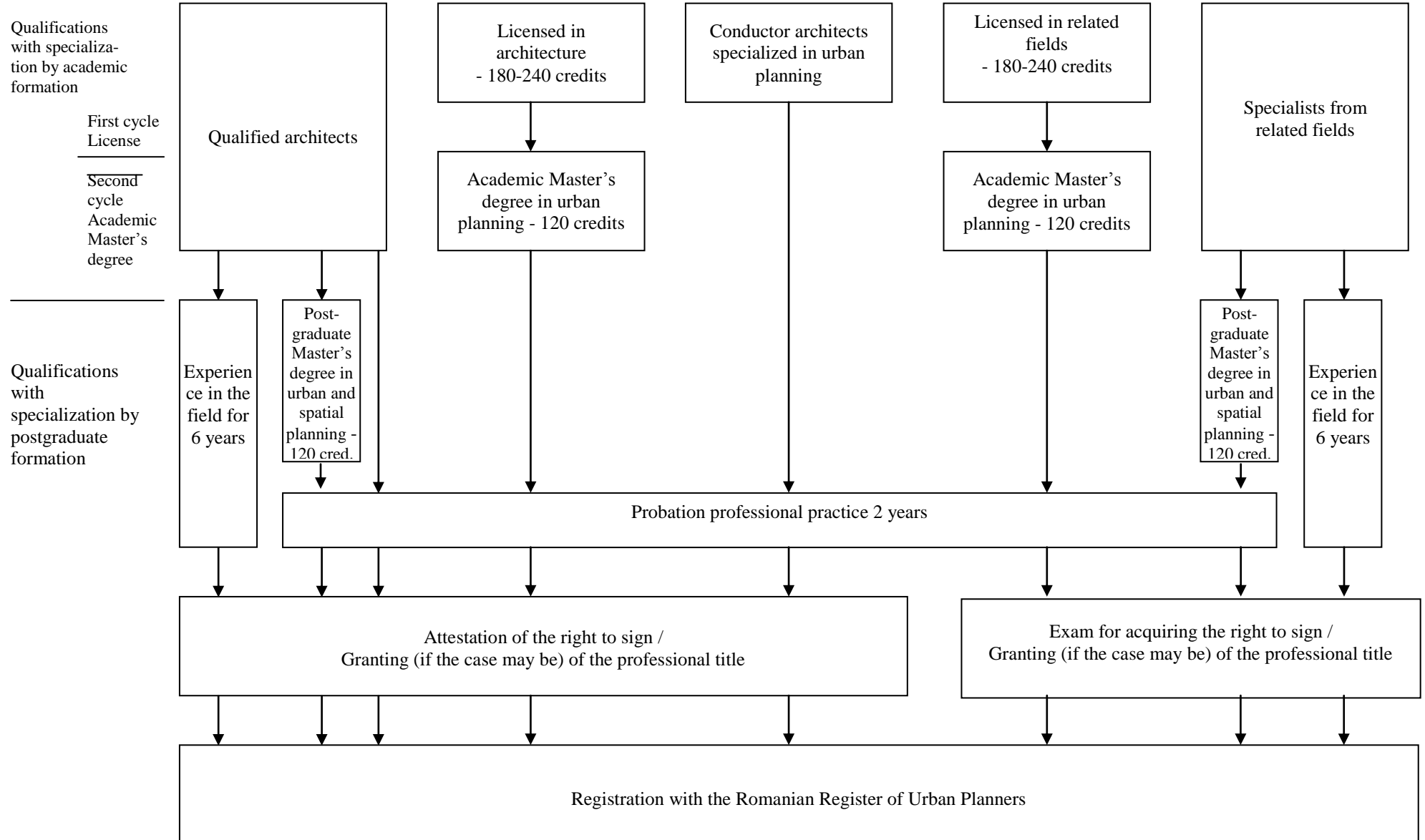


DIAGRAM C

on acquiring of the right to sign urban and spatial planning documents and registration with the Romanian Register of Urban Planners

■ Graduates of academic institutions starting with 2002, in architecture and related fields



## ANNEX 2

### REGULATION on the Organisation and Functioning of the Romanian Register of Urban Planners

#### CHAPTER I General Provisions

Art. 1 – (1) According to the Law no. 350/2001 regarding the urban and spatial planning together with the subsequent modifications and supplements, the Romanian Register of Urban Planners is a public institution having the mission to manage with a professional authority the right to sign in the field of urban and spatial planning, to recognize the professional qualifications in the field of urban and spatial planning in conformity with the Law no. 200/2004 on the acknowledgment of the degrees and professional qualifications for the regulated professions in Romania together with the subsequent modifications and supplements.

(2) The Romanian Register of Urban Planners is set up as a public, autonomous, legal entity and self-financed institution, whose financial resources consist of the attestation or examination fees collected for acquiring the right to sign urban and spatial planning documents, for enrolment in the Romanian Register of Urban Planners, for the exercise of such right, for the recognition of titles of qualification, grant of professional titles and of other legal sources.

(3) The Romanian Register of Urban Planners is the professional authority certifying the specialists in the field; it also confers the professional titles and promotes the professional quality.

(4) The Romanian Register of Urban Planners is a qualified authority, a user of the Information System of the Internal Market (IMI) in conformity with the Government Ordinance of Emergency no. 49/2009 on the liberty for the services providers to establish on the Romanian territory and provide services in Romania, together with the subsequent modifications and supplements.

(5) The headquarters of the Romanian Register of Urban Planners is located in Bucharest.

**Art. 2** – (1) The document where urban planners holding the right to sign urban and spatial planning documents can be enrolled is called the “Register of Urban Planners”, hereinafter referred to as the *Register*.

(2) According to the provisions of the law, the professionals who have acquired the right to sign, and the professionals participating in the drawing up of urban and spatial planning documents can be enrolled in the Register.

**Art. 3** – (1) In comply with the regulations in force, the Romanian Register of Urban Planners shall fulfil the following duties:

1. to organise the examinations for granting the right to sign, pursuant to the Regulation on acquiring the right to sign urban and spatial planning documents;
2. to manage and keep track of the records of the professionals holding the right to sign urban and spatial planning documents;
3. to provide details on the exercise of the right to sign in the field of urban and spatial planning;

4. to monitor the enforcement and compliance with the regulation on acquiring the right to sign in the field of urban and spatial planning;
5. to supervise, following a notification sent to the central and local public administration bodies, other institutions, physical and legal entities or *ex officio*, the exercise of the right to sign in the field of urban and spatial planning and decide on the sanctions to be applied according to the regulations in force;
6. to draw up the Statute of Urban Planners, which shall be submitted for approval to the Superior Council of the Romanian Register of Urban Planners in comply with the regulations in force;
7. to assure advertising regarding the urban planners enrolled in the Register;
8. to propose regulations and participate in drafting regulations on territorial planning, urban planning as well as urban design;
9. to approve methodological norms, from the technical point of view, at the request of the interested institutions, on the drafting and approval of the content of the urban and spatial planning documents;
10. to organise national and international specialised exhibitions and contests on urban planning and other professional manifestations of national and international concern;
11. to edit together with the Romanian Association of Urban Planners specialised publications of information and promotion of the good practice and critical opinions in the area;
12. to award prizes, sponsorships, to the authors of the best works as well as grants necessary to form specialists in higher education of specialty;
13. to organize and to regulate the activity of the specialists' holding the right to sign continuous training, in the field of urban and spatial planning;
14. to monitor the process of specialists' holding the right to sign continuous training in the field of urban and spatial planning and to establish the criteria of evaluation;
15. to carry out economic activities, in comply with the regulations in force, the returns of which are to be used for fulfilment of its duties;
16. to keep permanent communication with its structures and the registered professionals with the right to sign in the field of urban and spatial planning;
17. to fulfil other duties, according to the regulations in force.
18. to promote the field of urban planning and the profession of urban planner;
19. to carry out all the legal activities as a proficient authority in recognizing the official titles of qualification in the field of urban and spatial planning;
20. to regulate the conferment of the professional titles in the field of urban and spatial planning according to the present regulation.

(2) The Romanian Register of Urban Planners has an important contribution to the definition of the place and role of the specialists and professionals in urban and territorial development, and to the promotion of the professional values and the public interest in the practice of urban and spatial planning.

**Art. 4** – In fulfilling its duties, according to the regulations in force, the Romanian Register of Urban Planners shall:

1. co-operate with the ministries, central institutions, prefectures, and the local public administration authorities – local councils, county councils, town or city councils, as well as the Romanian Federation of Local Public Authorities;
2. co-operate with other professional organisations in the area of urban and spatial planning, and the associations of professionals in urban and spatial planning of the local public administration – the Association of Chief Architects of Municipalities, the Association of Chief Architects of the Counties – or any other similar organisations;

3. co-operate with the “Ion Mincu” University of Architecture and Urban Planning in Bucharest and other high-education institutions, providing accredited training programs;
4. discuss with the Romanian Order of Architects matters concerning the practice of urban and spatial planning;
5. pursue the specialists’ continuous training with the right to sign according to requests of the European Superior Council of the Urban Planners and co-operate with the institutions providing continuous training or assistance programs in the area of urban and spatial planning in the country and abroad.

## **CHAPTER II**

### **Organisation and functioning of the Romanian Register of Urban Planners**

**Art. 5** – The organisational chart of the Romanian Register of Urban Planners includes:

1. President
2. Superior Council;
3. Specialised commissions;
4. Secretariat.

**Art. 6** – (1) The Superior Council is the managing body of the Romanian Register of Urban Planners.

(2) The Superior Council consists of 13 full members and 6 alternate members, assigned as follows:

- a). 4 full members and 1 alternate member assigned by the central public authority coordinating urban and spatial planning;
- b). 2 full members and 1 alternate member assigned by the Romanian Association of Urban Planners;
- c). 3 full members and 1 alternate member assigned by the “Ion Mincu” University of Architecture and Urban Planning of Bucharest;
- d). 1 full member and 1 alternate member assigned by the Association of Chief Architects of the Counties;
- e). 1 full member and 1 alternate member assigned by the Association of Chief Architects of the Municipalities;
- f). 2 full members and 1 alternate member assigned by the Romanian Order of Architects.

(3) Only specialists and professionals in urban and spatial planning, with at least 10 years of experience and good name, holders of the right to sign urban and spatial planning documents, having their taxes paid off and who have never been subjected to punitive, disciplinary or administrative sanctions in the practice of their profession shall be assigned as full members of the Superior Council.

(4) The alternate members of the Superior Council shall substitute by right full members whenever the latter are unable to fulfil their assignments for a period not exceeding 4 months or fail to comply with the terms provided for in paragraph (4).

(5) A representative of the urban planning students participates as a guest in the works of the Superior Council.

(6) The current work of the Romanian Register of Urban Planners shall be carried out by a Secretariat subordinated to the Superior Council and headed by its executive director.

**Art. 7** – (1) In granting the right to sign, the Superior Council shall:

1. decide upon the date and place of the attestation or the examination for granting the right to sign;
2. appoint the president of the examination commission for granting the right to sign;

3. analyse and solve the disputes arising from the application of the rules of attestation or examination for granting the right to sign;
4. decide upon the granting of the right to sign to the specialists who have passed the attestation procedure or the examination and release the attestation certificates;
5. decide upon the enrolment of the attested specialists in the Romanian Register of Urban Planners;
6. decide upon the application of disciplinary penalties, certify the withdrawal of an urban planner's right to sign in any other cases that do not commit the disciplinary responsibility in the conditions of the present regulation and of other applicable regulations;
7. co-ordinate the preparation of the procedures for granting the right to sign chapters or sections of the urban and spatial planning documents and approve such procedures;
8. arbitrate, upon request, disputes of professional nature among the urban planning professionals holding right to sign enrolled in the Romanian Register of Urban Planners;
9. carry out any other attributions in the conditions of the present regulation and of other applicable regulations.

(2) According to the regulations in force, the Superior Council shall fulfil the following duties regarding the practice in urban planning:

1. co-ordinates the preparation, together with the Romanian Association of Urban Planners, of the Statute and the Deontological Code of urban planners;
2. approves or, if needed, acknowledges academic syllabi for provision of training or specialisation in urban and spatial planning.

(3) According to the regulations in force, the Superior Council shall fulfil the following duties in terms of co-operation with other organisations:

1. concludes agreements of co-operation with public institutions or other legal Romanian entities activating in the area of urban and spatial planning with a view to developing monitoring, documentation and research programs, or representing Romanian urban planners in international organisations;
2. concludes agreements of bilateral or many-sided co-operation with similar foreign organisations.
3. represents, by its President or another representative, the interests of the Romanian professionals in this field within the European Superior Council of the Urban Planners.

(4) According to the regulations in force, the Superior Council shall fulfil the following duties in relation to the current work of the Romanian Register of Urban Planners:

1. approves programs and projects meant to fulfil the tasks of the Romanian Register of Urban Planners, depending on the available resources;
2. sets up other working groups than those referred to in this Regulation;
3. approves the constituency of the specialised and working groups;
4. approves operating rules for the working groups of the Romanian Register of Urban Planners as well as the regulation on the continuous training;
5. approves the budget of receipts and expenditures of the Romanian Register of Urban Planners and its execution, according to the provisions of the regulations in force emphasizing the resources and the assigned expenditures depending on the approved objectives structured by Secretariat, territorial offices and commissions;
6. approves the staffing schedule of the Secretariat, and the rate of wages;
7. decides upon the assets of the Romanian Register of Urban Planners;
8. establishes the headquarters of the Romanian Register of Urban Planners and sets up its territorial offices and, if need be, establishes their headquarters;
9. sets up fees related to the exercise of the right to sign for different categories of documents;

10. decides upon the fees for attestation, examination and registration with the Romanian Register of Urban Planners;
11. approves the deployment of economic activities whose aim is to gather funds for increasing the financial resources of the Romanian Register of Urban Planners;
12. decides upon the acceptance and use of donations and sponsorship funds with a view to fulfilling the duties of the Romanian Register of Urban Planners;
13. approves the annual report by the executive director;
14. sets up the schedule of the specialised national and international urban planning events and contests, professional manifestations of national and local interest;
15. approves the editing of specialised publications;
16. decides upon awarding sponsorships, prizes for the best urban planning works and scholarships for high education in urban and spatial planning and approves the rate of prizes awarded.
17. approves the set up and award of professional distinctions and make suggestions on the award of Romanian orders and medals;
18. approves the rate of the fees for the members attending the meetings of the Superior Council, different commissions and Editorial College.
19. approves the Regulation on acquiring the right to sign urban and spatial planning documents and the Regulation on the organisation and operation of the Romanian Register of Urban Planners following the assent by the central public authority coordinating urban and spatial planning;
20. ensures uninterrupted operation of the Romanian Register of Urban Planners through nomination of representatives of its constituent organisations, institutions or associations represented in the Superior Council.

**Art. 8** – (1) At president's or, at least, its 5 members' convocation, the Superior Council shall gather every time considered necessary in meetings at the headquarters of the Romanian Register of Urban Planners.

(2) The convocation of the Superior Council shall be convened in writing, one week at the latest before the meeting date, specifying the date, time and agenda of the meeting.

(3) The documents to be reviewed in the ordinary meetings shall be sent to the members of the Superior Council together with the invitation to the meeting.

(4) The meetings for the analysis of the issues on the agenda shall be attended by qualified urban planners holding the right to sign, and other professionals in the fields.

(5) The Superior Council shall adopt decisions by a straight majority.

(6) If the votes are equal, the vote of the president of the Superior Council shall be a casting vote.

(7) The meetings' works shall be filed in a special register, which can be made available only to the urban planning professionals holding the right to sign and enrolled in the Register.

(8) The Superior Council shall, at the end of its mandate, draw up a report of activity to be sent to the organisations having members appointed in the Superior Council, and made available to the Urban Planners holding the right to sign and enrolled in the Register.

(9) The members of the Superior Council shall receive a wage for attendance at the meetings.

(10) The meetings of the Superior Council shall be held on the basis of own rules of operation.

**Art. 9** – (1) The president of the Romanian Register of Urban Planners shall be elected from the members of the Superior Council through direct voting and a straight majority.

(2) The President shall represent the Romanian Register of Urban Planners in the relation with public authorities and physical and legal entities in the country and beyond the borders of Romania.

(3) The president shall chair the works of the Superior Council and coordinate the activity of the executive director, as a head of the Secretariat of the Romanian Register of Urban Planners and of the territorial offices.

(4) The president shall decide upon the establishment of working groups for the debate of the issues on the agenda of the Superior Council and can involve in the arbitration of the disputes, in comply with the provisions of the rules passed by the Superior Council.

(5) If, for a determined period, the president has been incapable to exercise his/her prerogatives, the president can delegate the exercise of his/her duties to another member of the Superior Council, through direct voting and a straight majority.

(6) The major duty of the president shall be to take decisions.

**Art. 10** – (1) To fulfil the duties of the Romanian Register of Urban Planners, the Superior Council shall set up specialised commissions.

(2) The specialised commissions of the Register of Romanian Urban Planners shall be as follows:

1. the Professional Commission;
2. the Examination Commission for granting the right to sign;
3. the Disciplinary Commission
4. the Auditing Commission.

(3) The commissions shall be standing as long as the mandate entrusted by the Superior Council.

(4) The Superior Council shall decide upon the set up of other standing or provisional working commissions than those referred to in paragraph (2).

(5) The members of the commissions shall meet similar requirements like the members of the Superior Council, as provided for in Article 6 (3).

(6) The Auditing Commission shall include among its members an accounting specialist.

(7) The constituency and operation of the commissions shall be decided according to special rules approved by the Superior Council.

(8) The secretarial work of the commissions shall be carried out by the Secretariat of the Romanian Register of Urban Planners.

(9) The commissions' activity implies formulating proposals/ drawing up reports, according to the present regulation and to the other applicable regulations.

**Art. 11** – (1) The major objectives of the Professional Commission are as follows:

- a). to work out the statute and monitor the status of the profession and the role and place of the urban and spatial planning professionals in relation to the evolution of the human settlements and spatial development;
- b). to assess the way the practice of urban and spatial planning and the exercise of the right to sign meets the requirements of urban and spatial development and complies with the technical regulations in the area;
- c). to increase the suitability of the basic and continuous training and development programs to the requirements imposed by urban and spatial planning.

(2) According to the regulations in force, the Professional Commission has the following duties:

- a). to take part in the drafting of the Professional Statute and Deontological Code of Urban Planners;
- b). to review the proposals of regulations on urban and spatial planning as well as those regarding the content of the urban and spatial planning documents;

- c). to draw up reports on the statute of the urban planning profession in other countries;
- d). to propose or, if need be, to assess programs and projects of professional co-operation – conferences, seminars, workshops;
- e). to issue proposals on the field development (active participation, support of the central authority in the field) as well as modifications of the legislation, documentations, also proposing new types of documentations;
- f). to review, upon a request by the Superior Council, or on the basis of a hearing of specialists, if need be, the quality of certain urban and spatial planning documents and make suggestions on the suspension and/or withdrawal of the right to sign;
- g). to analyse the exercise of the right to sign and initiate monitoring actions;
- h). to structure and approve the content of the specialisation and continuous formation programs carried out by the Romanian Register of Urban Planners, together with the central public authority coordinating urban and spatial planning and/or in co-operation with high education institutions or other legal entities;
- i). to review and suggest approval or, if need be, acknowledgement of the academic instruction or training programs and the continuous formation programs in urban and spatial planning, to improve the quality of qualifications.

(3) The objectives, duties, constituency and the working rules of the Examination Commission for granting the right to sign are set out by the Regulation on acquiring the right to sign urban and spatial planning documents.

(4) The Disciplinary Commission has the following duties:

- a) to officially seize ;
- b) to make researches on the disciplinary deviations it was officially seized upon;
- c) to propose the application of one of the disciplinary penalties;
- d) to propose statutory disciplinary penalties specified in the Regulation on the organization and operation of the Disciplinary Commission and to submit them to the Superior Council to be applied;
- e) to state proposals on each cause it was officially seized upon, submitting them to the Superior Council.

(5) The main duty of the Auditing Commission is to control the use of the financial resources of the Romanian Register of Urban Planners and check:

- a). the management of the assets of the Romanian Register of Urban Planners;
- b). whether the financial operations proceed according to the provisions of the law, comply with the decisions of the Superior Council and whether they correspond to the approved budget estimates;
- c). the lawfulness of the balance sheet of the Romanian Register of Urban Planners.

(6) The Auditing Commission shall draw up reports and submit them to the Superior Council.

**Art. 12** – (1) The Secretariat of the Romanian Register of Urban Planners shall fulfil its current duties on the basis of the decisions made by the Superior Council.

(2) The Secretariat shall consist of an executive director and the staff employed on the basis of individual employment contract for an indefinite period.

(3) The Superior Council shall approve the organisational chart.

(4) The personnel of the Secretariat of the Romanian Register of Urban Planners and the territorial offices shall be paid in comply with the regulations in force regarding the self-supporting public institutions.

(5) The Superior Council of the Romanian Register of Urban Planners shall appoint the executive director in comply with the regulations in force.

(6) The main duties of the executive director shall be as follows:

- a). to manage the current work of the Romanian Register of Urban Planners;

- b). to implement the decisions by the Superior Council and the decisions by the president himself/herself;
- c). to ensure all necessary conditions for the progress of the works of the Superior Council and the commissions of the Romanian Register of Urban Planners;
- d). to assure current management of the assets of the Romanian Register of Urban Planners;
- e). to ensure the preparation and execution of the budget of the Romanian Register of Urban Planners;
- f). to coordinate the activity of the territorial offices of the Romanian Register of Urban Planners;
- g). to coordinate the economic activities of the Romanian Register of Urban Planners, according to the provisions of Article 3 (1).

(7) The executive director shall submit, at every meeting of the Superior Council, reports on the current activity, and detailed information on certain subjects following a request by the president or the members of the Superior Council.

(8) The main duty of the executive director shall be to make dispositions.

(9) The rules of organisation and operation of the Romanian Register of Urban Planners and its territorial offices shall be approved by the Superior Council.

**Art. 13** – (1) Financial resources of the Romanian Register of Urban Planners shall consist of fees, donations, sponsorships and receipts from economic activities, the rates of interest included.

(2) The rate of fees is set in relation to the costs of the organisation and operation of the Romanian Register of Urban Planners.

(3) The fees paid to the Romanian Register of Urban Planners shall be as follows:

- The attestation or examination fee with a view to acquiring the right to sign;
- The fee for enrolment in the Register;
- The fee for the exercise of the right to sign calculated for different categories of documents.

(4) The fee for the exercise of the right to sign shall be different for the various categories of documents signed and for the co-ordination of the preparation of the overall documents or, if the case may be, for the preparation of certain sections of such. The coordinator of a set of urban or spatial planning documents shall be the one who pays the fee on the date of registration of the documents in the records of the local public administration authority in charge of approving and endorsing the documents.

(5) The comprehensive data recognizing the documentation as well as the coordinator's name will be written down on the tariff payment act necessary to exercise the right to sign; this obligation applies to all types of documentation, whether carried out in individual offices or within firms.

(6) The Superior Council shall calculate the rate of fees.

(7) If an examination is intended to only check the knowledge of the regulations in the field, a deduction by 50% of the fee shall be applied.

(8) The registration of the probationers shall be free of charge.

(9) The fees shall enter in a special account opened by the Romanian Register of Urban Planners or be paid at its headquarters.

**Art. 14** – (1) The budget of the Romanian Register of Urban Planners shall be estimated by the Secretariat and be approved by the Superior Council in comply with the regulations in force.

(2) The budget of the Romanian Register of Urban Planners shall include the following chapters:

1. The budget of the Superior Council;
2. The budget of the Commissions;

3. The budget of the Secretariat;
4. The budget of the territorial offices.

(3) The Superior Council can transfer certain expenditures or incomes from one chapter to another depending on the respective achievement / underachievement.

(4) The annual balance sheet of the Romanian Register of Urban Planners shall be made available to the public and its essential data shall be published in the Newsletter of the Romanian Register of Town Planners and shall be displayed on the Register's website [www.rur.ro](http://www.rur.ro).

**Art. 15** – (1) The members of the Superior Council, commissions or, as the case may be, the working groups shall receive wages for their attendance at the meetings, seminars, conferences, workshops, working sessions and other such events, for travel and work performed apart from such as well as for other activities related to the duties the Romanian Register of Urban Planners has to exercise.

(2) The Superior Council shall set the wage rate.

### **CHAPTER III**

#### **The records and enrolment in the Romanian Register of Urban Planners**

**Art. 16** – (1) The specialists holding the right to sign urban and spatial planning documents and the probationers, and other professionals in the area of urban and spatial planning shall be enrolled under different headings.

(2) The Register shall include two sections:

1. specialists holding the right to sign;
2. probationers.

(3) The section devoted to specialists holding the right to sign shall refer to coordinating the preparation of sets of documents and parts thereof for which the right to sign has been granted.

(4) The coordination of the preparation of urban and spatial planning documents shall include:

1. spatial planning plan of the national territory, symbol "A";
2. spatial planning plans of the county areas, spatial planning plans of the regional areas, spatial planning plans of the inter-county areas and spatial planning plans of the border areas, symbol "B";
3. spatial planning plans of the inter-city or inter-communal areas, symbol "C";
4. spatial planning plans of the metropolitan areas and spatial planning plans of the peri-urban areas of the major municipalities and towns, symbol "C<sub>1</sub>";
5. general urban planning plans of municipalities and towns together with the related by-laws, symbol "D";
6. general urban planning plans of rural communities together with the related by-laws, symbol "D<sub>3</sub>";
7. zonal urban planning plans together with the related by-laws, symbol "D<sub>0</sub>";
8. zonal urban planning plans and urban planning by-laws related to housing plots and other related uses, symbol "D<sub>1</sub>";
9. zonal urban planning plans of and related urban planning by-laws whose object is new housing plots including 20 plots at the most and not exceeding 1,000m<sup>2</sup> each, symbol "D<sub>2</sub>";
10. detailed urban planning plans, symbol "E";

11. detailed urban planning plans whose object is the location of constructions of minor importance, as defined by the provisions of the Law 10/1995 on the quality in building, with its subsequent amendments, symbol “E<sub>1</sub>”;

(5) Preparation of parts of urban or spatial planning documents shall include:

1. natural landscape and environmental quality, symbol “F<sub>1</sub>”;
2. economic development of the territory, symbol “F<sub>2</sub>”;
3. demography and labour force, symbol “F<sub>3</sub>”;
4. technical endowment of the territory, symbol “F<sub>4</sub>”;
5. natural heritage protection and development, symbol “F<sub>5</sub>”;
6. built environment protection and development, symbol “F<sub>6</sub>”;
7. urban endowment, symbol “G<sub>1</sub>”;
8. urban sociology and demography, symbol “G<sub>2</sub>”;
9. environmental quality, symbol “G<sub>3</sub>”;
10. urban economics, symbol “G<sub>4</sub>”;
11. studies of urban history, symbol “G<sub>5</sub>”;
12. landscape development, symbol “G<sub>6</sub>”;
13. communication ways and transport, symbol “G<sub>7</sub>”;
14. geological survey, symbol “G<sub>8</sub>”;
15. other studies, symbol “G<sub>9</sub>”.

(6) Coordination of the urban and spatial documents also means preparation of such parts of documents by the specialist whose professional qualification complies with the provisions of Articles 10-13 of the Regulation on acquiring the right to sign urban and spatial planning documents.

(7) The records of other professionals in urban and spatial planning shall have information character and shall be structured on the following sections:

1. researchers and authors of specialised studies;
2. specialists in public administration;
3. specialists in urban management studies;
4. specialists in academic formation and development;
5. specialists in urban and rural economic development;
6. specialists in urban planning law;
7. specialists in mediation and public participation;
8. judicial and extra judicial technical specialists in the area of urban and spatial planning;
9. other specialists defined by the Superior Council.

(8) The records of the specialists coordinating the setup of documentations, integrally or partially, specified under paragraphs (4) and (5), shall be structured according to their field of speciality.

(9) The listing in the Register and in the records of other categories of professionals shall be in alphabetical order.

(10) The Superior Council shall decide on the right to sign parts of documents and the fields of speciality of other categories of professionals depending on the content of the urban and spatial planning documents.

**Art. 17** – The supporting documents necessary for enrolment of the applicants shall include:

- a). for professionals holding the right to sign urban and spatial planning documents or other equivalent right:
  - an enrolment form;
  - a certificate attesting the holder’s right to sign released by the examination commission;
  - a receipt in proof of paying the registration fee.
- b). for probationers:
  - an enrolment form;

- an application for being accepted as probationer;
  - the official title of qualification in copy;
  - the credentials by two professionals holding the right to sign supporting the application for admittance of the graduates as probationers. One of two professionals providing the credentials should assure the tutorial advice of the probationers for the entire length of training period according to the guidelines for the training period approved by the Superior Council.
- c). for other categories of professionals in urban and spatial planning:
- an enrolment form;
  - the official title of qualification in copy;
  - other post-graduation diplomas or official titles of qualification, in copy;
  - list of the published articles, books, as the case may be;
  - a curriculum vitae;
  - a receipt in proof of having paid the examination fee.

**Art. 18** – (1) The data registered on the basis of the application forms shall include:

- a). name, address and date of birth;
- b). name of the official title of qualification, year of release, the name of the high education institution and the serial number of the graduation certificate; other certificates or deeds attesting completion of post-graduation or specialisation courses;
- c). the year in which the right to sign or other equivalent right have been granted, as the case may be;
- d). the serial number of registration, in the chronological order of the records;
- e). the form in which the urban and spatial planning profession has been practiced;
- f). list of his/her works;
- g). the distinctions awarded by the State of Romania, other states, institutions or Romanian and international authorities;
- h). graduation and specialisation certificates, granted after the enrolment in the Register;
- i). sanctions applied;
- j). periods and reasons for withdrawal of the right to sign – if need be;
- k). date of and reasons for deletion from the records.

(2) Pursuant to paragraph (1) the data registered shall be adapted by the Superior Council depending on the category of specialists holding the right to sign or other equivalent right and probationers, as provided for in Article 16.

#### **CHAPTER IV**

##### **Access to the records of the Romanian Register of Urban Planners**

**Art. 19** – (1) The records shall be available to the public. The Secretariat of the Romanian Register of Urban Planners shall make the published or non-classified records of the Register regarding the professionals holding the right to sign available to third parties.

(2) A copy of the records regarding the urban and spatial planners holding the right to sign shall be made available to the county Superior Councils and the General Superior Council of the Municipality of Bucharest for consultation by the interested persons.

(3) The records regarding these specialists are published in digital format on the Register's website, at [www.rur.ro](http://www.rur.ro) and upgraded monthly.

**Art. 20** – The Register recording data regarding the professionals holding the right to sign shall be published in *Monitorul Oficial al României*, Part I.

**Art. 21** – (1) The Secretariat of the Romanian Register of Urban Planners must release, at the expense of an applicant, certificates containing the non-classified registered data related to a professional holding the right to sign or other equivalent right in urban and spatial planning or to a professional entered in the database.

(2) The certificates shall bear a serial number, shall be signed by the president of the Romanian Register of Urban Planners, shall have the date of release mentioned and bear the stamp of the Romanian Register of Urban Planners. Records of the release of such certificates must be kept.

## **CHAPTER V**

### **Disciplinary sanctions**

**Art. 22** - The Disciplinary Commission can propose the application of the following disciplinary penalties taking into account the seriousness of the offences and their consequences:

- a) written notice;
- b) written admonishment;
- c) suspension of the right to sign the urban and spatial planning documents for a period from 6 to 36 months;

**Art. 23** – (1) Suspension for a period of 6-36 months of the right to sign urban and spatial planning documents must be applied as follows:

- a). preparation of documents disregarding the regulations in force;
- b). violation of the copyright and/or appropriation of the intellectual property, without mentioning the author;
- c). non-participating to the forms of continuous training established by the specific regulation;
- d) other actions detrimental to the honour and repute of the profession of urban planner.
- e) repeated non-payment of the fees for the exercise of the right to sign categories of documents;
- f) providing any piece of information that proves to be false, including the release of certain documents without real support for probationers;
- g) lack of concern in using the stamp.

(2) The suspension decision shall be in written form and contain obligatory grounds for suspension shall be provided, in fact and law.

(3) The suspension decision shall become effective immediately after being notified and published on the Register's web site at [www.rur.ro](http://www.rur.ro), from the moment of the disposing the seal at the headquarters of the Romanian Register of Urban Planners.

(4) Within 15 days from the moment of notification and publication of the suspension decision on the Register's website, the specialists which right to sign was suspended have the obligation to dispose the seal to the Register's headquarters.

(5) The suspension decision shall be notified to the interested within 15 days, published on the Register's web site at [www.rur.ro](http://www.rur.ro), posted at the headquarters of the territorial offices and registered.

**Art. 24** – The persons considering themselves injured can contest the Superior Council's decisions of not receiving or suspending the right to sign and they can address to the competent judicial courts.

## **CHAPTER VI**

### **Withdrawing the right to sign**

**Art. 25** – (1) The right to sign may be withdrawn in the following cases only:

- a) waiving the right to sign upon personal request, in writing;
- b) if the criteria for granting the right to sign are not accomplished any more;
- c) for cause of death;
- d) if a penal sanction for a contravention regarding the right to sign implying its suspension has remained final.

(2) withdrawing of the right to sign entails exclusion from the Romanian Register of Urban Planners.

## **CHAPTER VII**

### **Transitory and final provisions**

**Art. 26** – The Superior Council shall be designated for a period of 2 years.

**Art. 27** – Specialised commissions shall be designated by the Superior Council for a period of 2 years.

**Art. 28** – This Regulation can be amended or supplemented upon a proposal by the Superior Council and after the assent of the central public authority coordinating urban and spatial planning.

**Art. 29** – The capacity of judicial and extra judicial technical specialist in urban and spatial planning shall be acquired under the provisions of the regulations in force.

**Art. 30.** – The decisions taken by the Superior Council as regards the fees for the exercise of right to sign urban and spatial planning documents, acquiring the right to sign documents and enrolment in the Romanian Register of Urban Planners, the Deontological Code of Urban Planners, the constituency of the Superior Council, of the Examination, Professional and Disciplinary Commissions and of the editorial staff of the publications of the Romanian Register of Urban Planners shall be published on the website of the Romanian Register of Urban Planners, at [www.rur.ro](http://www.rur.ro).