

The Industrial License Office (OLI)

ORDER no. 178

of 11 July 2025

on approval of the Instructions regarding the approval of the procedures of competent authorities for issuance of agreements required in view of obtaining the single industrial license

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***) Important notice:**

For application of these instructions, see the provisions of Article 4 thereof.

In line with Art. 8 (6) and Art. 10 (1) c), in relation to Art. 10 (1) k) and Art. 11 of Government Emergency Ordinance no. 140/2022 on the single industrial license, approved with amendments through Law 98/2023, as further amended and supplemented,

considering approval report no. 1 894 of 21.05.2025 regarding the draft order for approval of the Instructions regarding the approval of the procedures of the competent authorities for issuance of agreements required in view of obtaining the single industrial license,

The President of the Industrial License Office hereby issues this order:

Art. 1 - The Instructions regarding the approval of the procedures of competent authorities for issuance of agreements required in view of obtaining the single industrial license are approved, as stipulated in the Annex which is an integral part of this Order.

Art. 2 – This Order is published in the Official Gazette of Romania, Part I.

President of the Industrial License Office,
Ionuț-Mihai Rădoi

Annex

INSTRUCTIONS

regarding the approval of the procedures of competent authorities for issuance of agreements required in view of obtaining the single industrial license

SECTION I

General provisions

Art. 1 - (1) The procedure for granting a single industrial license represents all the steps required for granting, renewing or amending a single industrial license. The procedure involves the transposition of the process and activities carried out at the level of each competent authority involved in the issuance of licenses, authorisations, agreements, notices, permits or other administrative acts, approved by regulatory acts, following the request made by a natural or legal person for the granting of a single industrial license, in order to perform an industrial activity.

(2) The procedure for granting the single industrial license encompasses both the necessary documents and the conditions which the applicant must meet in order to perform an industrial activity among those provided for in Annex 1 to Emergency Government Ordinance No. 140/2022 regarding the single industrial license, approved as amended through Law 98/2023, as further amended and supplemented, hereinafter referred to as the Ordinance.

Art. 2 - (1) For the purposes of these instructions, the *agreement of the competent authorities* is represented by the license, authorisation, agreement, notice, permit or any other administrative act provided for by the law, hereinafter referred to as the *Agreement*, necessary for the performance of an industrial activity.

(2) The Agreement issued by the competent authority confirms the applicant's compliance with the legal provisions and/or with the specialised technical documentation required for the performance of the industrial activity, within the scope of competence of an authority.

(3) The totality of the agreements expressed individually by each competent authority, depending on the specific applicable legislation, shall form the basis for issuing the single industrial license, before starting an industrial activity.

Art. 3 - In applying these instructions, the terms and expressions below have the following meaning:

a) *Agreement* - license, authorisation, agreement, notice, permit or any other

administrative act of an individual nature to this effect, approved through a regulatory document, issued by a competent authority as a result of the applicant's compliance with the legal requirements or specific technical documentation, established within the competence of that authority;

b) ***Tacit approval*** - the procedure regulated in Art. 3 paragraph (1) point b) of Emergency Government Ordinance no. 27/2003 regarding the tacit approval procedure, approved as further amended and supplemented through Law 486/2003, as further amended and supplemented;

c) ***information from electronic registers*** - data/documents which can be obtained by checking electronic registers/applications held by public authorities through automated means;

d) ***interdependence*** - situation of issuing agreements, on successively or conditioned by another Agreement issued by another competent authority;

e) ***single industrial license*** - unilateral administrative document granting the applicant permission to perform one or several industrial activities, among those provided for in Annex 1 to the Ordinance. The single industrial license is granted on the basis of the administrative documents provided for in Art. 4 point g) of the Ordinance;

f) ***documented procedure*** - the specific way of performing an activity or a process, edited on paper or in electronic format. Documented procedures can be system procedures or operational procedures;

g) ***procedure approved through regulatory documents*** - the method of issuing the Agreement established by regulatory documents such as: laws, ordinances, decisions, orders, etc., without the need to draw up a documented procedure considering the detailing of the activity in the basic document.

SECTION II

Provisions regarding documented procedures

Art. 4 - (1) The procedure for issuing the single industrial license encompasses all the procedures for issuing agreements by the competent authorities provided for in Annex 2 to the Ordinance.

(2) In accordance with Art. 2 point d) of the Ordinance, the procedures for issuing agreements established at the level of each competent authority must comply with the principles set out in Art. 3 of the Ordinance and be formalised as a documented procedure, in compliance with the standards set out in Order of the Secretary-General of the Government no. 600/2018 on the approval of the Code of internal managerial control of public entities. These instructions also apply to the procedures drawn up in accordance with the revised ISO 9001 standard, to the extent to which they regulate the issuance of the Agreement.

(3) The provisions of these instructions do not apply to procedures for which

the regulatory documents or the competent authority have assigned the “classified information” status.

Art. 5 - The documented procedure for issuing the Agreement must contain, in addition to the minimum structural components provided for in Annex 2 to the Order of the Secretary-General of the Government no. 600/2018 on the approval of the Code of internal managerial control of public entities, at least the following information:

- to the scope - the CAEN code, the subcodes concerned and the names of the industrial activities;
- the relevant primary/secondary/tertiary legislation or the regulations specific to each competent authority;
- the documents required in order to obtain the Agreement, as well as the method of submitting them in the event that sending the documentation in electronic format is not feasible;
- deadlines for the analysis of the documents, as well as for issuing the Agreement;
- the possibility of applying the tacit approval procedure;
- the frequency of reissuing the Agreement;
- activities required to extend and/or maintain the Agreement’s validity;
- specific cases of withdrawal or suspension;
- the amount of fees which the applicant must pay, according to each stage, as well as information on the available payment methods;
- annexes which shall include templates, specific application or notification drafts, as appropriate.

Art. 6 - The procedure for issuing the Agreement, which is the responsibility of each competent authority, must allow the submission of the required documents, as well as subsequent clarifications, as appropriate, by electronic methods, through the Single Electronic Contact Point for Industrial Licensing (*PCUEL*) digital platform.

Art. 7 - (1) When the procedure for issuing the Agreement is fully applicable to several CAEN codes (industrial activities), the competent authority shall mention this situation by successively entering the CAEN codes in the Section covering the scope.

(2) When the tax value is different for certain CAEN codes, these shall be mentioned separately in the "Tax" section, with no need to establish another operational procedure.

(3) The same principle applies to the term for issuing the Agreement, to the tacit approval procedure and to the periodicity of reissuing the Agreement.

Art. 8 - The competent authority is obliged to draw up the documented procedure for each industrial activity (CAEN), except for the situations

provided for in Art. 7, if the activity of issuing the Agreement is substantially different for certain industrial activities, and the applicant would be put in the situation of not being able to comply with its requirements by following the procedural steps.

Art. 9 - The competent authority shall submit the latest edition/revision of the documented procedure for approval by the Industrial License Office.

SECTION III

Provisions regarding procedures approved through regulatory acts

Art. 10 - When the activity of issuing the Agreement is to be approved by regulatory acts, the competent authority shall order the necessary measures in order to simplify the issuing procedures, mainly by:

- a) establishing the possibility of receiving documents by electronic means as well;
- b) reducing the number of requested documents, taking into account the possibility that these are already available or taken over through the PCUEL;
- c) establishing the cases in which the Agreement can be obtained tacitly, according to the provisions of Art. 3 paragraph (1) point b) of Emergency Government Ordinance no. 27/2003 on the tacit approval procedure, approved as further amended and supplemented through Law 486/2003, as further amended and supplemented;
- d) increasing the validity period of the Agreement and establishing the cases in which it may be withdrawn or suspended;
- e) establishing the interdependence with other agreements issued by other competent authorities and the order of obtaining them;
- f) the related tariff, unless established by other rules.

Art. 11 - In order to achieve the objective set out in Article 11 of the Ordinance, competent authorities shall analyse the existing procedures in order to establish their consistency with the following objectives:

- a) simplifying the method of submitting the documents needed in order to obtain the Agreement by establishing the possibility of submitting them by electronic methods;
- b) reducing the number of documents requested;
- c) identifying the industrial activities in Annex 1 to the Ordinance that may be subject to tacit obtaining of the Agreement;
- d) increasing the Agreement's validity period.

Art. 12 - (1) *Simplifying the method of document submission* means using the PCUEL as an electronic platform used by the applicant and the competent authorities in the procedure of obtaining the necessary agreements for issuing the single industrial license, based on which the industrial economic operator can perform the activity associated with the CAEN code.

- (1) Competent authorities may use their own electronic platforms, with the obligation to ensure interconnection with the PCUEL.
- (2) Electronic platforms must allow the remote submission of the requested documentation, as well as the clarification of subsequent issues arising within the procedure for obtaining the Agreement.
- (3) Electronic platforms must allow the applicant to access relevant information regarding the applicable legislative framework, the applicable procedures and the conditions for obtaining, amending, revoking or suspending the Agreement.
- (4) If the quantity of documents or their physical size does not allow their electronic upload, according to their own procedures, the competent authority must indicate the method and place of their physical submission, confirming their receipt in the PCUEL platform.
- (5) The PCUEL platform must allow the collection of the equivalent of the tariff charged through electronic payment methods or the uploading of the proof of payment.

Art. 13 - (1) *Reducing the number of requested documents* means the possibility of using documents already submitted to the competent authorities, within the procedure for obtaining the Agreement, uploaded to the PCUEL or whose content can be verified or retrieved by using electronic platforms belonging to Romanian public authorities (trade register, criminal/tax record, etc.).

(2) Competent authorities should evaluate the reduction of the number of documents by introducing rules allowing the replacement of documents with the verification of information in existing electronic registers held by other public authorities.

(3) The reduction of the number of documents must be based on the competent authority's real and direct need to assess the compliance of the request with the legal provisions and/or the specialised technical documentation related to its own field of activity.

(4) In the process of issuing the Agreement, the competent authority must take into account the available information, particularly in the case of its interdependence with other agreements issued by competent authorities.

(5) By reducing the number of documents requested, the competent authority must aim to reduce the time for processing the information and, consequently, the time for assessing compliance with the conditions for issuing its own Agreement.

(6) In the process of reducing the number of documents, the competent authority must apply the principle of avoiding double verification, particularly in cases of interdependence of the procedures for issuing agreements.

Art. 14 - (1) *Identifying the industrial activities that allow the tacit granting*

of the agreement means finding the activities included in Annex 1 to the Ordinance, which by the reduced degree of risk can be authorised without expressing an *Expressis verbis* agreement by the competent authority or its agreement is presumed, in the absence of rejection of the documentation or request to supplement it, under the conditions of Emergency Government Ordinance no. 27/2003 regarding the procedure of tacit approval, approved as further amended and supplemented through Law no. 486/2003, as further amended and supplemented.

(2) The competent authority can opt for the tacit issuance of the agreement insofar as the degree of risk is average and there are subsequent control mechanisms of the compliance with the legal provisions and/or the specialised technical documentation.

(3) The possibility of replacing the verification in the procedure for issuing the Agreement with the effective control of the industrial activity must be provided in own rules, which also regulate the time interval in which the actual control can be carried out.

(4) Tacit approval can be considered an effective way to reduce the administrative task for the applicant, insofar as the legal or technical rules can be complied with by a verification process, after the start of its activity, an aspect on which the applicant is informed when submitting the documentation to obtain the Agreement.

(5) The competent authority may provide for a mechanism for declaring the compliance of the activity with legal provisions and/or specialised technical documentation, on the applicant's own responsibility, especially when there is an obligation to carry out a physical inspection in the procedure for issuing the Agreement or periodic checks, subsequent to its issuance.

(6) Tacit approval shall be implemented also in the situation in which there are sufficient compliance guarantees, resulting from the content of the submitted documentation, the checks carried out in the electronic registers mentioned in art. 13 paragraph (1) or the agreements previously obtained in situations of interdependence or in the industrial activity previously carried out by the applicant.

Art. 15 - (1) The competent authority will reassess the validity period of the Agreement considering the risk associated with the industrial activity, in the sense of increasing its validity period, especially in situations in which the activity can be classified as low-risk.

(2) In the situations of classification of the industrial activity in the average risk category, competent authorities must evaluate the possibilities of compliance verification, provided in Art. 2 (2) of these instructions, through effective control activities, considered to be more efficient and effective, by introducing necessary cases and/or intervals in order to ensure this compliance.

(3) Reassessment of the period of validity of the agreement for the industrial activities classified as “high-risk” is done by the competent authority, in compliance with the provisions of Art. 16 (2) of the Ordinance.

SECTION IV

Provisions regarding approval of the procedures of competent authorities

Art. 16 - When the activity of issuing the agreement is established by documented procedures, the competent authority shall evaluate the respective procedure, in compliance with the requirements provided in Art. 5 of these instructions.

Art. 17 - (1) The competent authority shall transmit the documented procedure for approval, in line with Art. 10 paragraph (1) point k) of the Ordinance, within 30 days from the date of publication of these instructions.

(2) The Industrial License Office approves the documented procedure within maximum 30 days from receipt and informs the competent authority accordingly.

(3) If no favourable notice is issued or the notice is conditioned, the Industrial License Office returns the documentation of the competent authority within the term provided in paragraph (2), specifying the grounds for such a decision.

Art. 18 - (1) The notice with observations is issued in the following situations:

- a) the competent authority did not fully comply with the principles established by The Industrial License Office in the activity of reassessment of the documented procedures;
- b) the mechanisms by which the digitization of the process or the reduction of the number of documents are followed are unclear or inefficient;
- c) regulations do not fully follow the principles established in the Ordinance;
- d) other situations involving a partial application of the process of making clear the procedures for issuing the Agreement.

(2) A negative notice is issued in the following situations:

- a) the procedures documented or approved by regulatory acts do not ensure reduction of the administrative task for the applicant or the principles of transparency and the digitization of the process are violated;
- b) the competent authority did not reassess the validity of the Agreement according to the risk degrees established for granting the single industrial license and/or arguing such a decision does not justify maintenance of the initial term, under the conditions provided by the Ordinance;
- c) the deadlines for issuing the agreement are unreasonably high, in relation to the industrial activity’s degree of risk;
- d) documented procedures do not contain the information provided in Art. 5 of

these instructions.

Art. 19 - (1) After reassessment and amendment of the procedures, these shall be forwarded to the Industrial License Office, for approval and qualification as public information, in line with Art. 21 paragraph (1) e) of the Ordinance. The provisions of Art. 17 of these instructions apply accordingly.

(2) Competent authorities have the obligation to communicate the revised procedures in order to update the PCUEL information.

Art. 20 - (1) When the issuance of the Agreement is established exclusively through regulatory procedures, the competent authority will re-evaluate their content by referring to the objectives established in section III of these instructions.

(2) When the competent authority finds that it is necessary to modify regulatory procedures, it shall inform The Industrial License Office in order to jointly identify the ways to simplify them.

(3) The Industrial License Office, in carrying out the duties provided for in Art. 10 paragraph (1) point h) of the Ordinance, shall establish, together with the competent authority, the method of simplifying and digitizing the respective procedures, after classifying the industrial activity in the corresponding degree of risk.

(4) The approved procedures shall constitute information of public interest, within the meaning of Art. 21 paragraph (1) point e) of the Ordinance.

Art. 21 - The drafts of the approval forms are set out in the Annex which is an integral part of these instructions.

Annex to the Instructions



THE INDUSTRIAL LICENSE OFFICE

FAVOURABLE NOTICE

No. (.)/(DD).(MM).(YYYY)

In line with:

- Emergency Government Ordinance no. 140/2022 on the single industrial license, approved as amended through Law 98/2023, as further amended and supplemented (Emergency Government Ordinance no. 140/2022);

- Government Decision no. 1.251/2023 on the organisation and operation of the Industrial License Office, as well as on supplementation of Annex 1 to Government Decision no. 832/2022 on the establishment of duties, organisation and functioning of the Prime Minister's Chancellery, as further amended;

- Instructions on approval of the procedures of competent authorities regarding the issuance of the necessary agreements in order to obtain the single industrial license, approved through Order of the President of the Industrial License Office No. 178/2025;

- Instructions regarding the classification of industrial activities into risk classes that form the basis for granting licenses, authorisations, agreements, notices, permits or other administrative acts by competent authorities mentioned in Annex 2 to Emergency Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, implemented through Order of the President of the Industrial License Office No. (.)/2025, taking into account:

Notice

no.

XXXX/XXXX

sent

by

.....

(name of competent authority)

and registered with the Industrial License Office with no. xxxx/xxxx, through which the competent authority sent the Office the procedures amended in line with provisions of

Art. 6 and 11 of Emergency Government Ordinance no. 140/2022, in view of approval,

.....

(name of competent authority)

revised, for simplification and digitization, its own procedures and formalities applicable to granting the license and/or initiated amendments and supplementations of the applicable legislation.

Following assessment of measures for simplification of procedures applicable to the activity of issuing administrative acts undertaken by.....

(name of competent authority)

The Industrial License Office established the following:

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(name of competent authority)

is the competent authority, in line with the provisions of Annex 2, as well as with the provisions of Art. 4 point d) of Emergency Government Ordinance no. 140/2022, being responsible for the release of agreement(s), in order to carry out an industrial activity related to the object of activity, according to the law;

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(name of competent authority)

amended, for simplification and digitization, its own procedures and formalities applicable to granting the Agreement and/or initiated amendments and supplementations of the applicable legislation, in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022;

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(name of competent authority)

sent for approval to the Industrial License Office, in line with the provisions of Art. 10 paragraph (1) point a) din Emergency Government Ordinance no. 140/2022, the procedures amended in line with Art. 6 and 11 of Emergency Government Ordinance no. 140/2022 and considering that the procedures applicable to issuance of the Agreement released by

(name of competent authority)

were amended for simplification and digitization and/or the applicable legislation was amended and supplemented in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022,

The Industrial License Office hereby issues this favourable notice.

Single article. - In line with the provisions of Art. 10 paragraph (1) point a) of Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, this favourable notice on measures to simplify the procedures applicable to the activity of issuing the Agreement shall be transmitted to

.....

(name of competent authority)

President of the Industrial License Office,

.....

THE INDUSTRIAL LICENSE OFFICE

CONDITIONED FAVOURABLE NOTICE

No. (.....)/(DD).(MM).(YYYY)

In line with:

- Emergency Government Ordinance no. 140/2022 on the single industrial license, approved as amended through Law 98/2023, as further amended and supplemented (Emergency Government Ordinance no. 140/2022);

- Government Decision no. 1.251/2023 on the organisation and operation of the Industrial License Office, as well as on supplementation of Annex 1 to Government Decision no. 832/2022 on the establishment of duties, organisation and functioning of the Prime Minister's Chancellery, as further amended;

- Instructions on approval of the procedures of competent authorities regarding the issuance of the necessary agreements in order to obtain the single industrial license, approved through Order of the President of the Industrial License Office No. 178/2025;

- Instructions regarding the classification of industrial activities into risk classes that form the basis for granting licenses, authorisations, agreements, notices, permits or other administrative acts by competent authorities mentioned in Annex 2 to Emergency Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, implemented through Order of the President of the Industrial License Office No. (...)/2025,

taking into account:

Notice no. xxxx/xxxx sent by

.....

(name of competent authority)

and registered with the Industrial License Office with no. xxxx/xxxx, whereby it submitted the amended procedures to the office for approval in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/202

.....

(name of competent authority)

revised, for simplification and digitization, its own procedures and formalities applicable to granting the license and/or initiated amendments and supplementations of the applicable legislation.

Following assessment of measures for simplification of procedures applicable to the activity of issuing administrative acts undertaken by,

(name of competent authority), the Industrial License Office established the following:

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(name of competent authority)

is the competent authority, in line with the provisions of Annex 2, as well as with the provisions of Art. 4 point d) of Emergency Government Ordinance no. 140/2022, being responsible for the release of agreement(s), in order to carry out an industrial activity related to the object of activity, according to the law;

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(name of competent authority)

amended, for simplification and digitization, its own procedures and formalities applicable to granting the Agreement and/or initiated amendments and supplementations of the applicable legislation, in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022;

- the review was not carried out entirely in accordance with the principles and objectives established by The Industrial License Office in that:

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The Industrial License Office hereby issues this conditioned agreement.

Art. 1. - In line with the provisions of Art. 10 paragraph (1) point a) and k) of Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, this favourable notice is issued, under the following conditions:

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Art. 2. - In line with the provisions of Art. 10 paragraph (1) point k) of Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, the Industrial License Office requires from

(name of competent authority)

the amendment/adaptation/simplification (as the case may be) of the procedures required for grant of the single industrial license in line with the principles and objectives established by the Office, taking into account existing or ongoing initiatives, government objectives and European and national legislation on e-government, interoperability and administrative simplification.

Art. 3. - This notice shall be sent to

(name of competent authority)

President of the Industrial License Office,

.....

No. (.....)/(DD).(MM).(YYYY)

- Emergency Government Ordinance no. 140/2022 on the single industrial license, approved as amended through Law 98/2023, as further amended and supplemented (Emergency Government Ordinance no. 140/2022);

- Instructions on approval of the procedures of competent authorities regarding the issuance of the necessary agreements in order to obtain the single industrial license, approved through Order of the President of the Industrial License Office No. 178/2025;

- Instructions regarding the classification of industrial activities into risk classes that form the basis for granting licenses, authorisations, agreements, notices, permits or other administrative acts by competent authorities mentioned in Annex 2 to Emergency Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, implemented through Order of the President of the Industrial License Office No. ()/2025,

taking into account:

Notice no. xxxx/xxxx, sent by

.....

(name of competent authority)

and registered with the Industrial License Office with no. xxxx/xxxx, through which the competent authority sent the Office the procedures amended in line with provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022, in view of approval,

.....

(name of competent authority)

revised, for simplification and digitization, its own procedures and formalities applicable to granting the license and/or initiated amendments and supplementations of the applicable legislation.

Following assessment of measures for simplification of procedures applicable to the activity of issuing administrative acts undertaken by.....,

(name of competent authority), the Industrial License Office established the following:

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(name of competent authority)

is the competent authority, in line with the provisions of Annex 2, as well as with the provisions of Art. 4 point d) of Emergency Government Ordinance no. 140/2022, being responsible for issuance of the Agreement(s), in order to carry out an industrial activity related to the object of activity, according to the law;

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(name of competent authority)

amended, for simplification and digitization, its own procedures and formalities applicable to granting the Agreement and/or initiated amendments and supplementations of the applicable legislation, in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022;

- the review was not carried out entirely in accordance with the principles and objectives established by The Industrial License Office in that:

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and considering the fact that following assessment of the implementation by.....

(name of competent authority)

of the obligation to simplify the procedures required for grant of the single industrial license, these were not amended for simplification and digitization and/or the applicable legislation was not amended and supplemented in line with the provisions of Art. 6 and 11 of Emergency Government Ordinance no. 140/2022,

The Industrial License Office hereby issues this unfavourable notice.

Art. 1. - In line with the provisions of Art. 10 paragraph (1) point a) and k) of Government Ordinance no. 140/2022 on single industrial license, approved as amended through Law no. 98/2023, as further amended and supplemented, The Industrial License Office hereby requires the

.....

(name of competent authority)

the amendment/adaptation/simplification (as the case may be) of the procedures required for grant of the single industrial license in line with the principles and objectives established by The Industrial License Office, taking into account existing or ongoing initiatives, government objectives and European and national legislation on e-government, interoperability and administrative simplification.

Art. 2. - This notice shall be sent to

.....

(name of competent authority)

President of the Industrial License Office,

.....