

**LAW No. 508 of 2004 on the Creation, Organization and Operation
of the Directorate for Investigating Organized Crime and
Terrorism, within the Public Ministry**

The Parliament of Romania has adopted the present law.

CHAPTER 1

General Provisions

Art. 1

(1) The present law regulates the creation of the Directorate for Investigating Organised Crime and Terrorism, as a legal body, specialized in the fight against organised crime and terrorism, within the Prosecutor's Office attached to the High Court of Cassation and Justice.

(2) The General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice is in charge of the Directorate for Investigating Organised Crime and Terrorism through the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism.

(3) The General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice shall solve the competence problems identified between the Directorate for Investigating Organised Crime and Terrorism and the other bodies or units of the Public Ministry.

(4) The General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice is the secondary authorizing officer and he/she adopts internal orders, when accomplishing his/her responsibilities.

(5) The funding of the capital and current expenses of the Directorate for Investigating Organized Crime and Terrorism is ensured from the national budget. The funds allocated to the Directorate for Investigating Organized Crime and Terrorism are differently identified within the budget of the Prosecutor's Office attached to the High Court of Cassation and Justice.

(6) Yearly, one deposit of 1.000.000 lei is created for the actions related to the organization and identification of the flagrant crimes or of the crimes resulted from the utilization of the

undercover agents, of the informers or their collaborators. The above mentioned deposit is at the disposal of the Chief – Prosecutor of the Directorate for Investigating Organized Crime and Terrorism. Its management and utilization are settled by order of the Chief – Prosecutors of this Directorate.

Art. 2

(1) The Directorate for Investigating Organised Crime and Terrorism has the followings attributions:

- a) to carry out the criminal prosecution against the crimes stipulated in the present law and in the special laws;
- b) to be in charge of, to supervise and control the criminal prosecution actions, carried out, by prosecutor's order, by the Criminal Police officers and agents, who are subordinated to the Directorate for Investigating Organised Crime and Terrorism;
- c) to notify the judicial authorities for them to take the necessary measures, under the law, and to judge the cases related to the offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism;
- c¹) to manage, to supervise and control the technical activities of criminal prosecution, carried out by economic, financial, banking, customs, computer and other kinds of specialists, appointed within the Directorate for Investigating Organised Crime and Terrorism;
- d) to study the cases that generate the perpetration of the offences of organised crime, drug trafficking, cyber-crime and terrorism and the conditions which enable them, to elaborate proposals with a view to eliminating them and to improving the criminal legislation in this field;
- e) to set up and update the database on the offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism;
- f) to accomplish other tasks stipulated in the Criminal Procedure Code and in the special laws.

(2) The Directorate for Investigating Organised Crime and Terrorism exercises the rights and accomplishes the procedure attributions under the law, in the cases related to the crimes which fall under its competence, in line with the provisions of the present law.

(3) The prosecutors of the Prosecutor's Offices attached to the competent Courts of Law participate in the judgment of each case, transmitted to the Courts of Law, when the cases fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, as well as in the judgments on the merits and in the appeals, for the cases the Directorate for Investigating Organised Crime and Terrorism has notified the courts about, by imposing conclusions and exercising the legal appeal system, excepting the cases in which the prosecutors of the Directorate for Investigating Organised Crime and Terrorism notify the Prosecutor's Office attached to the competent Court of Law and the Court of Law about their direct participation.

CHAPTER 2

The Organisation and Operation of the Directorate for Investigating Organised Crime and Terrorism

Art. 3

The Chief - Prosecutor is in charge of the Directorate for Investigating Organised Crime and Terrorism. He/she is assimilated to the First Deputy General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice. The Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism is supported by the Deputy Chief Prosecutor, assimilated to the Deputy General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice, as well as by 2 counselors, assimilated to the Counselors of the General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice.

Art. 4

(1) The Directorate for Investigating Organised Crime and Terrorism is composed of the central structure and the territorial structure.

(2) Within the central structure, there are created Services, Offices and Departments directed by Chief – Prosecutors, by order of the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism.

(3) By order of the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, the Territorial Services are created. They are directed by Chief –

Prosecutors, within the territorial area of the Prosecutor's Offices attached to the Courts of Appeal.

(4) By order of the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, the Territorial Offices are created or suppressed, within the territorial area of the Prosecutor's Offices attached to the Courts of Law. The Offices are directed by Chief – Prosecutors. In the case of suppressing the territorial offices, their personnel shall be included into the organization chart of the Territorial Services they subordinate to, or of the other Territorial Offices, which subordinate to the same Territorial Service.

(5) The number of the prosecutors within the Services and Offices of the Central Structure, as well as within the Territorial Services and Offices, is established by the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, depending on the complexity of the activity developed and the volume of work, within the limits of the approved number of posts.

(6) Within the Directorate for Investigating Organised Crime and Terrorism, one information and public relations office shall operate in order to enable the relation with the public and mass media.

(7) The chief of the office mentioned at (6) can be a prosecutor, appointed by the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism or a journalist, who works as a specialist, appointed on the basis of a competition or examination.

Art. 5

(1) The personnel of the Directorate for Investigating Organised Crime and Terrorism is made up of: prosecutors, specialists in data processing and evaluation, in the economic, financial, banking, customs and computer fields, as well as in other different fields, specialized auxiliary personnel, economic and administrative personnel, within the limits of the approved number of posts.

(2) The number of specialists, specialized auxiliary personnel and of the economic and administrative personnel, within the Services, Offices or Departments of the Central Structure or within the Territorial Services and Offices, is established by the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, depending

on the activity complexity and the volume of work, within the limits of the approved number of posts.

Art. 6 * Repealed**

Art. 7* Repealed**

Art. 8* Repealed**

Art. 9

(1) The Criminal Police officers and agents, appointed in accordance with the provisions of Art. 27, carry out only the criminal prosecution activities ordered by the prosecutors of the Directorate for Investigating Organised Crime and Terrorism, under their control and coordination.

(2) The orders of the prosecutors, within the Directorate for Investigating Organised Crime and Terrorism, are obligatory for the Criminal Police officers and agents stipulated at (1). The documents elaborated by the Criminal Police officers and agents, by written order of the prosecutor, are executed on his/her behalf.

Art. 10

(1) Within the Directorate for Investigating Organised Crime and Terrorism, by order of the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, with the approval of the line ministries, there are appointed highly qualified specialists in the field of data processing and evaluation, in the economic, financial, banking, customs, computer fields, as well as in other different fields, for the technical or specialized aspects to be clarified within the criminal prosecution activity.

(2) The specialists stipulated at (1) are civil servants and develop their activity under the direct control, supervision and direction of the prosecutors of the Directorate for Investigating Organised Crime and Terrorism. The specialists have the rights and obligations of the civil servants, under the law, with the exceptions stipulated by the present law. Likewise, the Specialists benefit from the rights laid down in Art. 11 and 23 of the GEO No. 27/2006 on the Salary and Other Rights of the Judges, Prosecutors and Others Categories of Personnel within the Legal System.

(3) The technical-scientific analysis, carried out by the specialists stipulated at (1), by written order of the prosecutor, is evidence, under the law.

(4) The technical-scientific analyses and expertise can be carried out by different specialists or experts of Romanian or foreign public institutions, organised in accordance with the Romanian legislation, or by individually authorized or recognized specialists and experts, under the Romanian law.

Art. 11

The function as a prosecutor or as a specialist within the Directorate for Investigating Organised Crime and Terrorism is not compatible with any other public or private function, excepting the didactic functions of university education.

CHAPTER 3

The Competence of the Directorate for Investigating Organised Crime and Terrorism

Art. 12

(1) The following offences of the Criminal Code, republished, amended and supplemented, and of special laws, irrespective of person's status, excepting the crimes which fall under the competence of the National Anti-Corruption Directorate, fall under the competence of the Directorate for Investigating Organised Crime and Terrorism:

a) the crimes stipulated at Art. 7 and 8 of Law No. 39/2003 on the Prevention and Combating of Organised Crime, excepting the cases in which the serious offence is stipulated at Art. 215 (1), (2) and (3) of the Criminal Code, if the value of the prejudice exceeds 1.000.000 Euro or if the prejudice is one of the prejudices defined at Art. 2 b) (15) and (20) of Law No. 39/2003. The provisions of Art. 9 and 10 of Law No. 39/2003 apply accordingly;

b) the crimes against national security stipulated in the Criminal Code and in the special laws;

c) the offences stipulated in Law No. 535/2004 on the Prevention and Fight against Terrorism and the crimes stipulated in Law No. 111/1996 on the Safe Development, Regulation, Authorization and Control of the Nuclear Activities, republished;

- d) the crimes stipulated at Title III, “Prevention and Combating of Cyber-Crime”, of Book 1 of Law no. 161/2003 on the measures to ensure the transparency when exercising the public dignities, the public functions and in the business field, the prevention and punishment of corruption, amended and supplemented;
- e) the crimes against intellectual and industrial property, if they are committed by persons who belong to an organised criminal group or to some associations or groups created with the purpose of committing crimes;
- f) the offences stipulated in Law No. 143/2000 on the Prevention and Fight against the Illegal Drug Trafficking and Consumption, amended and supplemented, and the crimes stipulated in Law No. 300/2002 on the Legal Regime of the Precursors Used for Drug Illegal Manufacturing, modified and supplemented;
- g) the crimes stipulated in Law No. 678/2001 on the Prevention and Combating Trafficking in Human Beings, amended and supplemented;
- h) the crimes stipulated in Law No. 365/2002 on the Electronic Commerce, republished, if they are committed by persons who belong to an organised criminal group or to some associations or groups created with the purpose of committing crimes;
- i) the offences stipulated in Law No. 297/2004 on the Capital Market, amended and supplemented;
- j) the crimes stipulated by the GEO No. 105/2001 on the Romanian National Border, approved with amendments by Law No. 243/2002, amended and supplemented, and the GEO No. 112/2001 on the punishment of some actions committed abroad by Romanian citizens or by persons with no nationality, with the place of residence in Romania, approved with amendments by Law No. 252/2002, if they are committed by persons who belong to an organised criminal group or to some associations or groups created with the purpose of committing crimes;
- k) crimes regarding the trafficking in human tissues, cells and organs, if they are committed by persons who are part of an organised criminal group or of some associations or groups created with the purpose of committing crimes;
- l) the offences of smuggling stipulated in the Romanian Customs Code, irrespective of prejudice’s value;

m) the other crimes stipulated in the Romanian Customs Code, if they are related or indivisible to other offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism;

n) the crimes stipulated in Law No. 656/2002 on the Prevention and Punishment of Money Laundering and on the adoption of some measures in order to prevent and fight against the terrorism funding, amended and supplemented, if the money, the assets and values, subject to the money laundering, resulted from the perpetration of the crimes which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism.

(2) The specialized prosecutors within the Directorate for Investigating Organised Crime and Terrorism carry out obligatorily the criminal prosecution against the crimes stipulated at (1).

(3) For the offences stipulated at (1), committed by minors or against minors, the criminal prosecution is carried out by the prosecutors within the Directorate for Investigating Organised Crime and Terrorism, expressly appointed by the General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice.

CHAPTER 4

Procedure Provisions

Art. 13

(1) The managing staff has the obligation to notify the Directorate for Investigating Organised Crime and Terrorism with regard to any information or data, according to which one of the crimes that legally fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, has been committed.

(2) The supervising staff has the obligation to proceed to the ensuring and conservation of crime's evidence, of the material evidence and of any proof the criminal prosecution authorities could make use of, throughout the supervision process, in the situations stipulated at (1).

(3) The services and bodies specialized in data collecting and processing have the obligation to submit to the Directorate for Investigating Organised Crime and Terrorism all data and information related to the commission of the crimes stipulated in Art. 12.

(4) At the request of the Chief – Prosecutor of the Directorate for Investigating Organised Crime and Terrorism or of the prosecutor expressly appointed by him/her, the services and bodies specialized in data collecting and processing shall submit him/her all not-processed data and information stipulated at (3).

(5) When ordering or carrying out prejudicial actions, against the crimes committed against national security or against the terrorism-related offences, the Directorate for Investigating Organised Crime and Terrorism notify the national authorities with competence in the field of national security, in line with their legal competences, and, when necessary, solicit their specialized support.

(6) For the non-compliance with the conditions stipulated at (1)-(5), the legal liability shall be imposed, under the law.

Art. 14

(1) If, throughout the criminal prosecution, the prosecutors of the Prosecutor's Offices attached to the Courts of Law establish that the crime, subject to the case file, is one of the offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, they have the obligation to immediately submit the case file to the competent prosecutor.

(2) If throughout the development of the specific investigation activities, the police bodies establish that the crime, subject to the case file, is one of the offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, they have the obligation to immediately submit the case to the competent prosecutor.

Art. 15

The Directorate for Investigating Organised Crime and Terrorism is duly entitled to have and make use of the appropriate means in order to collect, verify, process, store and identify the data relating to the crimes which fall under its competence, under the law. Any information or data that exceed the competence of the above mentioned directorate are submitted to the competent authorities, under the law.

Art. 16

(1) When there are solid indications, regarding the commission of one of the crimes which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, with the view to collecting evidence or to identifying the perpetrator, the following measures could be taken, in line with the provisions of the Criminal Procedure Code or of the special laws:

- a) to control the bank accounts and the accounts assimilated to these;
- b) to supervise, to intercept and to record the communications;
- c) to access the computer systems.

(2) The Prosecutors of the Directorate for Investigating Organised Crime and Terrorism can request, in original or in copy, any data, information, documents, banking, financial or bookkeeping documents, from any person who has them or who generates them. The mentioned person has the obligation to accept it, in accordance with the provisions of (1).

(3) For the non-compliance with the obligation stipulated at (2), the legal liability shall be imposed, under the law.

(4) The prosecutors within the Directorate for Investigating Organised Crime and Terrorism can adopt the measures stipulated at (1) a) and c), for a period of up to 30 days. The above mentioned measures can be extended, for justified reasons, by means of one reasoned order. Each extension cannot exceed 30 days. The maximal duration of the ordered measures is 120 days.

(5) The measure stipulated at (1) b) can be adopted by the judge, in line with the provisions of art. 91¹-91⁶ of the Criminal Procedure Code, which apply accordingly.

Art. 17

(1) When there are solid indications, regarding the commission or the preparation of the commission of one of the crimes which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, which cannot be identified or whose perpetrators cannot be identified by using different means, the undercover agents, the collaborators or the informers of the Criminal Police shall be used, in accordance with the provisions of the Criminal Procedure Code and of other special laws.

(2) The undercover investigators are specially appointed agents or officers of the Criminal Police. They are entitled to carry out investigations on the crimes stipulated in the present

(3) The prosecutors of the Directorate for Investigating Organised Crime and Terrorism are entitled to order and authorize the carrying out of controlled deliveries, with or without the total or partial substitution of assets, merchandise or substances, subject to the delivery.

(4) For the case files, which fall under the competence of the Directorate for Investigating Organised Crime, the prosecutors are entitled to adopt specific protection measures for witnesses, experts and victims, for the criminal prosecution to be carried out accordingly, under the law.

(5) The persons stipulated at (1) and (2) can carry out investigations with the justified authorization of the prosecutor within the Directorate for Investigating Organised Crime, who is in charge of the criminal prosecution.

(6) The authorization is conceded by reasoned order, for a period of up to 60 days, and can be extended by means of solidly justified reasons. Each extension cannot exceed 30 days. The total duration of the authorization, within the same case file and relating to the same person, cannot exceed one year.

(7) In the authorization request, submitted to the prosecutor, there should be mentioned the data and the circumstantial evidence relating to the deeds and persons suspected to have committed one crime, as well as the authorization's period.

(8) The prosecutor's order, by means of which the undercover agent can be used, shall contain, besides the specifications of Art. 203 of the Criminal Procedure Code, the following data:

- a) solid and real circumstantial evidence that justifies the measure and the reasons the measure is necessary;
- b) the activities which can be developed by the undercover investigator;
- c) the persons who are suspected to have committed a crime;
- d) the false identity used by the undercover investigator to develop the authorized activities;
- e) the authorization's period;
- f) other specifications under the law;

(9) In urgent and solidly justified cases, there can be requested the authorization for some activities, others than the ones which have been authorized, and the prosecutor shall make a decision immediately.

Art. 18

The person who has committed one of the offences which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism and who, during the criminal prosecution phase, denounces or facilitates the identification and the criminal liability of other participants in the commissions of the crime, shall benefit from mitigation of his sentence by half as imposed by law.

Art. 19

(1) The verification of the bank accounts and of the accounts assimilated to these can be realized only at the request of the prosecutor within the Directorate for Investigating Organised Crime and Terrorism, who carries out the criminal prosecution within the case.

(2) The banking and the professional secret, excepting the lawyer's professional secret, exercised under the law, shall not be opposable neither for the prosecutor, after the conclusion of the criminal prosecution, nor for the court. The data and information requested by the prosecutor or the court shall be transmitted, at prosecutor's written request, during the criminal prosecution, or at court's request, during the judgment.

Art. 20

(1) The indictment elaborated by the prosecutors within the Territorial Services and Offices of the Directorate for Investigating Organised Crime and Terrorism shall be analyzed by the Chief-Prosecutors of these Services or Offices.

(2) The indictments drawn up by the Chief-Prosecutors of the Territorial Offices are analyzed by the Chief-Prosecutors of the Territorial Services.

(3) The indictments drawn up by the Chief-Prosecutors of the Territorial Services and by the prosecutors within the Central Structure of the Directorate for Investigating Organised Crime and Terrorism are analyzed, by specialization, by the Chief-Prosecutors of the Services. When the indictments are elaborated by the Chief-Prosecutors of the Services

within the Central Structure of the Directorate for Investigating Organised Crime and Terrorism, the Chief-Prosecutor of the mentioned Directorate shall analyze them accordingly.

(4) The complaint against the measures adopted or against the actions developed by the prosecutor or carried out by order of the prosecutor shall be solved by the hierarchical prosecutors specified at (1) – (3).

(5) The competence conflict between the structures of the Directorate for Investigating Organised Crime and Terrorism shall be solved by the Chief-Prosecutor of the Directorate.

Art. 20¹

(1) The prosecutors within the Central Structure or the Territorial Services of the Directorate for Investigating Organised Crime and Terrorism are entitled to receive case files, which fall under the competence of the territorial structures subordinated to the Directorate, with a view to carrying out the criminal prosecution, by order of the Chief-Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, if:

- a) the prosecutor's impartiality can be affected due to the case file's circumstances, to the local hostilities or to the parties;
- b) one of the parties has one relative or a relative by marriage up to fourth grade among the prosecutors or judicial secretaries within the Prosecutor's Office or the Court, the judicial assistants or among the court clerks;
- c) the criminal prosecution is hindered or oppressed due to case complexity or due to different objective circumstances, with the authorization of the prosecutor who carries out the criminal prosecution.

(2) For the cases received, in terms of (1), the prosecutors of the Central Structure or of the Territorial Services are entitled to annul the actions and measures adopted by the prosecutors within the subordinated Territorial Structures, if they do not observe the legal provisions, and they are also entitled to fulfill any of their designated tasks.

Art. 21

The provisions of the Criminal Procedure Code and the procedure provisions of the special laws apply accordingly in the cases which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, under the present law.

CHAPTER 5

International Cooperation

Art. 22

One International Judicial Assistance Office is created, with a view to enabling the mutual consultation with the similar institutions of foreign countries, for the crimes which fall under the competence of the Directorate for Investigating Organised Crime and Terrorism, and to ensuring the data and information exchange, regarding the investigations on these crimes. The mentioned Office operates within the Directorate for Investigating Organised Crime and Terrorism and it is directly subordinated to the Chief-Prosecutor.

CHAPTER 6

Final Provisions

Art. 23

(1) The Directorate for Investigating Organised Crime and Terrorism operates with the following number of posts:

- a) 230 prosecutor posts;
- b) 40 specialist posts;
- c) 200 specialized and administrative auxiliary personnel posts;

(2) The number of posts stipulated at (1) includes the personnel necessary to the Territorial Structures of the Directorate for Investigating Organised Crime and Terrorism.

(3) The maximal number of posts of the Directorate for Investigating Organised Crime and Terrorism can be modified by Government Resolution.

Art. 24

(1) Repealed

(2) In terms of salary, the Chief-Prosecutor of the Directorate for Investigating Organised Crime and Terrorism is assimilated to the General Prosecutor's counselor within the Prosecutor's Office attached to the High Court of Cassation and Justice. The Deputy Chief-Prosecutor is assimilated to Section's Chief-Prosecutor within the Prosecutor's Office attached to the High Court of Cassation and Justice.

(3) Repealed

(4) Repealed

(5) Repealed

(6) The salary of the specialized auxiliary personnel is the one stipulated by law for the same personnel categories of the Prosecutor's Office attached to the High Court of Cassation and Justice.

(7) Repealed

(8) Repealed

Art. 24¹

Each month or trimester, the prosecutors, specialists, the auxiliary personnel and the drivers can receive a bonus up to 5% of the salary expenditure, for special merits, by using the bonus-related funds, approved each year through the budget. The bonuses can be granted to the prosecutors and to the other personnel categories which have accomplished or have directly participated in the achievement of some valuable results. The remaining funds can be used in the following months, within the same budget year.

Art. 25

(1) The Operational Applications Centre for Prosecutors operates within the Directorate for Investigating Organised Crime and Terrorism.

(2) In this respect, the Public Ministry shall be endowed, by Government Resolution, with the headquarters necessary to the operation of the Operational Applications Centre for Prosecutors.

(3) The structure and tasks of the Operational Applications Centre for Prosecutors shall be settled by order of the Chief-Prosecutor of the Directorate for Investigating Organised Crime and Terrorism.

(4) The Operational Applications Centre for Prosecutors is directed by one chief-prosecutor, assimilated to the function of Service Chief-Prosecutor within the Directorate for Investigating Organised Crime and Terrorism.

Art. 26

The provisions of the Law No. 303/2004 on Magistrate Status, of the Law No. 304/2004 on the Judicial Organisation, as well as of the Law No. 317/2004 on the Superior Council of Magistracy apply accordingly to the Directorate for Investigating Organised Crime and Terrorism.

Art. 27

(1) The Ministry of Administration and Interior shall nominally appoint, with the authorization of the General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice, the Criminal Police officers and agents, who shall develop their activity under the supervision and coordination of the prosecutors of the Directorate for Investigating Organised Crime and Terrorism.

(2) The annulment of General Prosecutor's authorization, within the Prosecutor's Office attached to the High Court of Cassation and Justice leads to the cessation of activity of the Criminal Police officer or agent, within the structures coordinated by the Directorate for Investigating Organised Crime and Terrorism.

Art. 28

The pending cases of the Section of Fight against Organised Crime and Anti-Drug pass to the competence of the Directorate for Investigating Organised Crime and Terrorism.

Art. 29

Within a period of 30 days, from the entry into force of the present law, the General Prosecutor of the Prosecutor's Office attached to the High Court of Cassation and Justice shall submit a proposal regarding the amendment and supplementation of the Prosecutor's Offices' regulations, under the law.

NOTE:

The provisions of Art. II and III of the GEO No. 131/2006

Art. II

(1) The Organisation and Operation Regulation of the Directorate for Investigating Organised Crime and Terrorism shall be adopted, within a 90 day-period, from the entry into force of the present Emergency Ordinance, by order of the Minister of Justice, at the proposal of the Chief-Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, with the authorization of the Superior Council of Magistracy.

(2) Within the period stipulated at (1), the structure of the Directorate for Investigating Organised Crime and Terrorism shall be approved, by order of the Chief-Prosecutor of the Directorate for Investigating Organised Crime and Terrorism, with the authorization of the Minister of Justice.

(3) The Directorate for Investigating Organised Crime and Terrorism shall operate in line with the existent structure at the date of the entry into force of the present Emergency Ordinance, until the organization and operation regulation on the new structure, stipulated at (1) and (2) is adopted.”

Art. III

(1) The pending cases of the Directorate for Investigating Organised Crime and Terrorism, until the entry into force of the present Emergency Ordinance, on crimes which fall into its competence, shall be solved by the prosecutors of the mentioned Directorate.

(2) The documents elaborated until the entry into force of the present Emergency Ordinance are valid.”