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MAJOR AMENDMENTS TO THE NEW CIVIL PROCEDURE CODE AND ENFORCEMENT PROCEDURE

The **Law no. 138/2014** amending and supplementing Law no. 134/2010 regarding the New Civil Procedure Code, was published in the **Official Gazette no. 753** dated **October 16, 2014**.

Please find below a summary of the main amendments:

- removal of the approval of enforcement procedure from Court and its assignment to enforcement officers
- the enforcement Court is no longer established to the headquarters of enforcement officer, but to the domicile of the debtor
- authorization of enforcement Court to determine the interest, penalties etc., that are legally due to the creditors, to be established by the decision of the Court
- reintroduction of the obligation of Court to make enforceable the enforcement titles, except court decisions
- the arbitral decision becomes enforceable by its investment with enforceable formula by Court
- the obligation of public institutions, credit institutions and any other natural or legal persons to communicate the enforcement officer, at its request, copies of data necessary for the enforcement procedures
- possibility of the parties to request copies from the Registrar notes and electronic records of the hearing



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The information contained herein has a general nature. We recommend professional advice to be requested for each particular case. For further information please contact us:

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