

Project conducted by the Contract No. 29/2031 from 07/19/2002.

Operation contemplated in the contract

The operation contemplated in the contract had the purpose of reviewing the draft emergency ordinance on the organization and functioning of cooperatives in Romania in accordance with the recommendations of the Legislative Council and of the Ministry for Small and Medium-sized Enterprises and Cooperation, considering the proposals and comments obtained following the consultations with cooperative organizations and also the remarks made during the consultations with the European Commission.

Scope of work

1. Assisting the Ministry for Small and Medium-sized Enterprises and Cooperation in the process of approving the draft ordinance in accordance with the provisions of the Government Resolution No. 555/2001 on approving the Regulations for the procedure of submitting draft laws and ordinance to the Government for approval.

For this purpose, the consultant carried on the following activities:

- assisting the Ministry during the talks on the draft ordinance with the experts of the European Union Commission in Brussels;
- assisting the Ministry during the talks on the draft ordinance with the representatives of LEGACOOOP and COOPFOND in Rome;
- assisting the Ministry during the talks on the draft ordinance with the representatives of the Legislative Council, as well as of certain parliament committees;
- assisting the Ministry during the talks on the draft ordinance with the representatives of cooperative organizations.

2. Conducting a comparative analysis of cooperative legislation in the European Countries and in the candidate countries.

3. Actual review of the draft ordinance on the organization and functioning of cooperatives in Romania.

In achieving this purpose, the consultant conducted the following activities:

- bringing the draft ordinance in agreement with the applicable laws and assuring the compliance with the law-making technique regulations prescribed by the Law No. 24/2000;
- correlating the draft ordinance to the Community laws;
- drafting the related supporting documentation.

4. Translating the draft ordinance in English.

Project outcome

The project outcome included the following documents drafted by the consultant:

1. Draft Emergency Ordinance on the organization and functioning of cooperatives;
2. Note of support to the draft Emergency Ordinance on the organization and functioning of cooperatives
3. Comparative study on the cooperative legislation in the European Union and the candidate countries.

SCA Sova, Ratiu & Partners currently provide assistance to the National Agency for Small and Medium-sized Enterprises for the completion of the draft ordinance on the organization and functioning of cooperation in Romania, actively participating in the debates of the specialized committees on this draft