

25 April 2025

Legal Bulletin



Employment Law

In this issue:

1. **Decision No. 295/2025 on the General Record of Employees - REGES-ONLINE**

REGES-ONLINE and how it modifies the employee record system and the employer obligations

Decision No. 295/2025 on the General Record of Employees - REGES-ONLINE (“**Decision No. 295/2025**”) entered into force on 31 March 2025, replacing Government Decision No. 905/2017 on the General Record of Employees (“**Decision No. 905/2017**”).

1. **What is REGES?**

REGES is the new national electronic platform designed for the full digitisation of the management of data related to employment relationships. The IT platform is intended for the completion, submission, management, consultation and processing of information relating to the elements of employment contracts.

2. **When does Decision No. 295/2025 take effect?**

Decision No. 295/2025 entered into force on 31 March 2025, with Decision No. 905/2017 to be repealed within 6 months of that date. This means that employers have a six-month transition period to comply with the new record-keeping system. Failure to comply with the new obligations may result in fines of between RON 5,000 and RON 20,000.

More precisely, if employers fail to register in the REGES system in 6 months from the entry into force of Decision No. 295/2025, this constitutes a misdemeanour punishable by a fine of between RON 15,000 and RON 20,000.

Furthermore, employers have the obligation to enter and submit to REGES all elements of the employment contracts that are active on the date the record is accessed and which are not already included in the IT system that constitutes the technical solution for the

transmission of data from employers to the record, as provided for in Article 10 of Government Decision No. 905/2017 on the General Record of Employees. Employers' failure to comply with the aforementioned obligation for 6 months from entry into force of Decision No. 295/2025 will constitute a misdemeanour punishable by a fine of between RON 5,000 and RON 10,000.

3. What are the changes introduced by Decision No. 295/2025?

A. ELECTRONIC PERSONAL FILE

Decision No. 295/2025 introduces the obligation for employees who have used an advanced electronic signature or a qualified electronic signature when concluding, amending, suspending or, as the case may be, terminating their employment contract, to create a personal file in electronic format, in compliance with the legal provisions on the archiving of documents in electronic form.

B. MODIFICATION OF CERTAIN DEADLINES

If a court decision modifies the position/occupation, the type of employment contract, the duration of the employment contract, the workplace or the duration and distribution of working time, the employer has the obligation to transmit the modification to the record, within 10 working days from the date the employer becomes aware of the content of the court decision. The previous deadline was 20 days.

If the gross salary is modified by court decision, the employer has the obligation to transmit the modification to the record, within 10 working days from the date the employer becomes aware of the content of the court decision. The previous deadline was of 20 business days.

C. SUBMISSION OF SUSPENSIONS BASED ON MEDICAL CERTIFICATES

The suspensions based on medical certificates are included among the data that the employer is obligated to submit to the record. This obligation did not exist in the previous regulation. In this case, the suspension must be registered in the record within 3 working days from the date the medical certificate is registered with the employer.

D. REGISTRATION OF INFORMATION FOR PEOPLE WITH DISABILITIES

Contrary to the provisions of Decision No. 905/2017, employers now have the obligation to record the data for people with disabilities, the degree, the type of disability and the validity period of the related certificate.

E. PROVIDING ADDITIONAL INFORMATION ABOUT THE WORKPLACE

The new regulation imposes the obligation for the employer to record data as to whether the workplace is fixed or mobile.

F. CONTRACTING SERVICES FOR ENTRIES IN THE RECORD

Employers who contract service providers to enter data in the record now have the obligation to submit the information concerning the service provider and the contract.

G. PENALTIES

As to the penalties employers might incur for failing to fulfil their obligations relating to the record of employees, some of them have been reduced.

As such, failure to record the date of secondment within deadline was previously penalised with a fine of between RON 5,000 and RON 8,000. Now, Decision No. 295/2025 has reduced the fine to amounts between RON 3,000 and RON 5,000. The same modification also applies to the failure to record within deadline the period, the causes and the end date of the suspension of the employment contract.

For some non-compliances, however, the limits of the applicable fines have been increased. The obligation to keep the employees' personal files was previously punishable by a fine of between RON 2,000 and RON 5,000. After the entry into force of Decision No. 295/2025, the fine is between RON 3,000 and RON 6,000. For failure to provide the employee with copies of their personal file within 15 days from request date the previous fine was between RON 300 and RON 1,000, but now, with Decision No. 295/2025, the fine limits are between RON 3,000 and RON 5,000.

maria.olteanu@tuca.ro

Editors

Employment is one of the practice areas in which our lawyers have acquired extensive experience, ranging from management schemes tailored for both entities undergoing privatisation or private entities set up by international corporations in Romania, to preparing and negotiating collective and individual labour agreements and related specific clauses (employee benefits, restrictive covenants, stock option plans and trade option plans). Our attorneys also deal with employment related matters in relation to mergers & acquisitions and privatisations, involving redundancy programs, negotiations with trade unions, pension issues raised in transactions, investment management agreements etc. Our specialists are frequent lecturers on employment law issues and regular contributors to local and foreign publications, whilst being actively involved in the activities of reputed domestic and international associations and organisations such as the European Employment Lawyers' Association (EELA), Multilaw, AmCham etc.



Șerban Pâslaru
Partner
+4 021 204 88 97
serban.paslaru@tuca.ro



Mihai Anghel
Partner
+4 0374 136 388
mihai.anghel@tuca.ro

TUCA ZBARCEA ASOCIATII

Șos. Nicolae Titulescu nr. 4-8
America House, Aripa de Vest, et. 8
Sector 1, 011141, București, România
T + 4 021 204 88 90
F + 4 021 204 88 99
E office@tuca.ro
www.tuca.ro

This material is for reference only. It does not seek to provide legal advice, which may be requested according to each specific legal issue and may not be relied upon for any purposes whatsoever. For details and clarifications on any of the topics dealt in this Legal Bulletin, please do not hesitate to contact the attorneys indicated hereinabove.