



ADMINISTRAȚIA PARCULUI PENTRU TEHNOLOGIA INFORMAȚIEI „MOLDOVA IT PARK”

Nr. 2

Chișinău

5 March 2020

DECISION

on extending the deadline for submission of
annual verification results by "Moldova IT Park" residents

Considering that:

1. The activity of information technology park residents is subject to mandatory annual verification of the indicators required for obtaining and maintaining the status of resident of the information technology park (art. 18 of the Law 77/2016 on information technology parks).
2. According to paragraph 8), subparagraph 13) of the Decision on the organization and operation of information technology park „Moldova IT Park”, approved by the Government Decision no. 1144 dated 20 December 2017 on the creation of the information technology park "Moldova IT Park", the Administration establishes the indicators of the annual verification of park residents' activity.
3. The annual verification of park residents' activity is carried out by audit companies registered in the State register of audit companies, which under the Law no. 271 dated 15 December 2017 on audit of financial statements is held by the Council for public supervision of audit.
4. According to Decision no. 1 dated 18 December 2018 of "Moldova IT Park" Administration, the annual verification of the activity of "Moldova IT Park" residents is performed and its results are submitted to the Administration of "Moldova IT Park" not later than 15 March of the year following the reporting one.
5. According to art. 33 para (3) of the Law no. 287 dated 15 December 2017 on accounting and financial reporting, in force as of 1 January 2019, the entity must submit its individual financial reports, the management report and auditor's report, if applicable, within 120 days from the last day of the reporting period (i.e. not later than 29 April 2020 for 2019).

It is decided to extend the deadline for submission of the annual verification results by "Moldova IT Park" residents for 2019 to the Administration of "Moldova IT Park" until 30 April 2020.

Also, taking into account that some residents of the park have already submitted the results of the annual verification of their activity for 2019, **it is decided** to maintain for 2019 the indicators of the annual verification, approved by the Decision no. 1 dated 18 December 2018 of "Moldova IT Park" Administration.

Annexes:

1. Decision no. 1 dated 18 December 2018 of "Moldova IT Park" Administration on establishing the indicators of the annual verification of park residents' activity
2. Explanation note on the interpretation of the annual verification of park residents' activity, stipulated by the Decision no. 1 dated 18 December 2018 of "Moldova IT Park" Administration

Natalia Donțu

Administrator "Moldova IT Park"



ADMINISTRAȚIA PARCULUI PENTRU TEHNOLOGIA INFORMAȚIEI „MOLDOVA IT PARK”

No.1

18.12.2018

DECISION

on establishing the indicators of the annual Park resident's activity verification, in accordance with the provisions of the Law No.77/2016 on information technology parks

According to paragraph 2 of the Article 18 of the Law No.77 as of 21.04.2016 on information technology parks and sub-paragraph 13) of paragraph 8 of the Decision on the organization and functioning of the Administration of the Information Technology Park "MOLDOVA IT PARK", approved by the Government Decision No.1144 as of 20.12.2017 on the establishment of the Information Technology Park "MOLDOVA IT PARK", the Administration of the Information Technology Park "MOLDOVA IT PARK" sets the following indicators of the annual Park residents activity verification:

- 1. Validity of resident registration in the Republic of Moldova as a part of entrepreneurial activity.** (Article 2 of the Law No.77/2016) (Verification of the current status of the resident, i.e. if the company is not in the process of insolvency or liquidation and/or restructuring as a result of insolvency; if the company's entrepreneurial activity is not suspended, or it is in the process of declaring the company in one of the listed statuses – p.4 of the Decision on registration of residents of the information technology park „Moldova IT Park”, Annex no.2 to the Government Decision no.1144 as of December 20, 2017).
- 2. Carrying out the main activity at the legal address and subdivisions located on the territory of the Republic of Moldova.** (Paragraph 4 of the Article 7 of the Law No.77/2016).
- 3. Compliance with the requirement to generate 70% or more of sales revenue from the activities permitted in the Park.** (Article 8, Article 2 of the Law No.77/2016) (p.3 of the Decision on registration of residents of the information technology park „Moldova IT Park”, Annex 2 to the Government Decision No.1144 as of December 20, 2017 – in order to determine that 70% or more of sales revenue of the Park resident is generated from its activity, the ratio between the amount of sales revenue from services/works allowed in the Park (listed in the Article 8 of the Law No. 77/2016) and the total sales revenue reflected in the accounting is calculated. In this case, both indicators related to the sales revenue are determined on the monthly basis as a cumulative sum from the beginning of the calendar year or from the beginning of company's activity in the Park).

- 4. The total sales revenue generated by the resident during the entire calendar year.**
- 5. Confirming the accounting record-keeping, preparation and submission of the financial statements, reports and declarations under the current statutory procedure (p.5 of the Article 7 of the Law No.77/2016), including documentary confirmation of informing the resident's employees on the peculiarities related to social and health insurance, as well as on the income tax on salary (paragraph 3 of the Article 16 of the Law No.77/2016).**

The annual verification is carried out by an audit company/auditor accredited on the territory of the Republic of Moldova, according to the State register of auditors and the State register of audit companies controlled by the State Council for Control of Auditing Activity in accordance with the Law No.271 as of 15.12.2017 on the audit of financial statement.

The annual Park resident's activity verification is performed and has to be submitted to the „Moldova IT Park” Administration after closing the financial year, but not later than March 15.

Valentina STADNIC
Administrator a.i.

EXPLANATION NOTE

on the interpretation of indicators of annual Park resident's activity verification, stipulated by the Decision No.1

In addition to the Decision No.1 as of 18.12.2018 on establishing the indicators of the annual Park's residents activity verification, in accordance with the provisions of the Law No.77/2016 on information technology parks, the Administration of the information technology park "MOLDOVA IT PARK" developed the following explanations regarding the established indicators in order to provide the definition and simplify the process of interpretation of the imposed requirements.

1. Validity of resident registration in the Republic of Moldova as part of its entrepreneurial activity.

Verification of the current status of the resident, i.e. if the company is not in the process of insolvency or liquidation and/or restructuring as a result of insolvency, or in the processes stipulated by the Law No.149 as of 29.06.2012 on the insolvency; if the company's entrepreneurial activity is not suspended, or it is in the process of declaring the company in one of the listed statuses – p.4 of the Decision on registration of residents of the information technology park „Moldova IT Park”, Annex no.2 to the Government Decision no.1144 as of December 20, 2017.

The current company's status is indicated in the comments.

2. Carrying out the main activity at the legal address and subdivisions located on the territory of the Republic of Moldova.

Verifying, if the IT Park resident has a registered legal address on the territory of the Republic of Moldova.

The information on the current legal address, as well as the subdivision address is reflected in the comments.

3. Compliance with the requirement to generate 70% or more of company sales revenue from activities permitted in the Park.

In order to confirm/disclaim that the company generates 70% or more of sales revenue from the activities, permitted by Law No.77/2016, the ratio between the amount of revenue from the sale of services/works allowed in the Park (listed in the Article 8 of the Law No. 77/2016) and the total sales revenue reflected in the accounting is calculated. In this case, both indicators related to the sales revenue are determined on the monthly basis as a cumulative sum from the beginning of the calendar year or from the beginning of company's activity in the Park.

Thus, the percentage of each activity permitted in the Park and carried out by resident, in accordance with the Resident Contract with the administration and the Certificate confirming the resident status, as well as the total percentage of all mentioned activities is reflected in the comments.

4. The total sales revenue generated by the resident during the entire calendar year.

The amount of total sales revenue received by the company during the financial year is stated in the consolidated matrix of the annual Park residents' activity verification.

5. Confirming the accounting record-keeping, preparation and submission of the financial statements, reports and declarations under the current statutory procedure, including documentary confirmation of informing the resident's employees on the peculiarities related to social and health insurance, as well as on the income tax on salary.

Verifying, if the park resident has submitted all the listed documents within the deadlines established by the legislation in force towards all competent authorities. This process does not imply verification of record-keeping accuracy.

According to paragraph 3 of the Article 16 of the Law № 77/2016, the company shall notify its employees, in written form, about the social and medical insurance provided by this article as well as the particularities referred to charging the income tax from the salary until the date of obtaining the title of the resident of the Park and in case of new employees – until employment. Thus, the existence of a document informing the company's employees about the peculiarities mentioned above is verified.

The unmet obligations are reflected in the comments.