

ACT ON THE COMMERCIAL REGISTER AND THE NON-PROFIT LEGAL ENTITIES REGISTER (TITLE AMEND. – SG 74/16, IN FORCE FROM 01.01.2018)

Prom. SG. 34/25 Apr 2006, amend. SG. 80/3 Oct 2006, amend. SG. 105/22 Dec 2006, amend. SG. 53/30 Jun 2007, amend. SG. 59/20 Jul 2007, amend. SG. 104/11 Dec 2007, amend. SG. 50/30 May 2008, amend. SG. 94/31 Oct 2008, amend. SG. 44/12 Jun 2009, amend. SG. 101/28 Dec 2010, amend. SG. 34/29 Apr 2011, amend. SG. 105/29 Dec 2011, amend. SG. 25/27 Mar 2012, amend. SG. 38/18 May 2012, amend. SG. 99/14 Dec 2012, suppl. SG. 40/13 May 2014, amend. and suppl. SG. 22/24 Mar 2015, amend. and suppl. SG. 54/17 Jul 2015, amend. SG. 95/8 Dec 2015, amend. SG. 13/16 Feb 2016, amend. and suppl. SG. 74/20 Sep 2016, amend. and suppl. SG. 105/30 Dec 2016, amend. SG. 85/24 Oct 2017, suppl. SG. 27/27 Mar 2018

Chapter one. GENERAL PROVISIONS

Subject

Art. 1. (amend. – SG 74/16, in force from 01.01.2018) (1) This Act shall provide for the registration, the keeping, the storage and the access to the commercial register and to the non-profit legal entities register, as well as the effect of the entries, deletions and the announcements in them.

(2) This Act shall not apply to political parties and religions, as well as to trade unions and employers' organizations.

Definition

Art. 2. (amend. – SG 34/11, in force from 01.01.2012) (1) (amend. and suppl. – SG 74/16, in force from 01.01.2018) The Commercial Register and the non-profit legal entities register shall be a united electronic database containing the circumstances entered and acts disclosed by law concerning traders and branches of foreign traders, the non-profit legal entities and the branches of foreign non-profit legal entities.

(2) The circumstances and the acts referred to in Para 1 shall be published without the information, which qualifies as personal data in the sense of the Protection of Personal Data Act, except the information, which shall be published pursuant to a law.

(3) (suppl. – SG 74/16, in force from 01.01.2018) A file in electronic form shall be kept for a trader or a branch of foreign trader and for a non-profit legal entity and for a branch of foreign non-profit legal entity. The file shall contain the applications, the documents establishing the entered circumstances, the published acts and other documents, which may also contain personal data for identifying the persons representing or managing the trader or the non-profit legal entity.

Principles

Art. 2a. (new – SG 34/11, in force from 01.01.2012, amend. and suppl. – SG 74/16, in force from 01.01.2018) The registration, keeping, storage and access to the commercial register and the non-profit legal entities register shall be carried out in compliance with the following principles:

1. publicity;
2. encouragement of the use of electronic documents and electronic signatures;
3. application of equal criteria under equal legal conditions;
4. promptness and procedural efficiency of the registration activities.

Keeping and preservation of the commercial register

Art. 3. (1) (amend. and suppl. – SG 74/16, in force from 01.01.2018) The commercial register and the non-profit legal entities register shall be kept by the Registry Agency at the Minister of Justice, called hereinafter "the agency".

(2) (amend. and suppl. – SG 74/16, in force from 01.01.2018) The commercial register and the non-

profit legal entities register shall be preserved by the agency in a way guaranteeing the security of the information contained in it.

(3) (suppl. – SG 74/16, in force from 01.01.2018) The agency shall ensure automated supply of information about the entered traders, branches of foreign traders, non-profit legal entities and branches of foreign non-profit legal entities, and the circumstances connected with them and the announced acts in the commercial register and in the non-profit legal entities register of the National Revenue Agency as well as of other subjects determined with a law.

(4) (new - SG 22/15, in force from 01.01.2017, suppl. – SG 74/16, in force from 01.01.2018) The agency shall ensure interoperability of the commercial register and the non-profit legal entities register within the system of interconnection of the central, commercial and company registers, hereinafter referred to as the “system of interconnection of registers”.

(5) (New – SG, 54/2015) For realization of its functions, the Agency shall have the right to free access to the data of the population register, maintained at national level – Population National Database.

Exchange of information

Art. 3a. (new - SG 22/15, in force from 01.01.2017) (1) The Registry Agency shall immediately ensure through the system of interconnection of registers the making available of free information regarding the start or termination of liquidation proceedings of a registered company, the declaration of its bankruptcy and its removal from the register.

(2) The Registry Agency shall ensure immediate receipt of information through the system of interconnection of registers regarding the start or termination of liquidation proceedings, declaration of bankruptcy or removal from the register of a foreign person, which has registered a branch under Art. 17a of the Commercial Register.

(3) The Registry Agency shall make available through the European e-Justice portal up-to-date information regarding the legislation of the Republic of Bulgaria pursuant to which any third parties may rely on recorded facts and acts declared in the commercial register.

Circumstances subject to entering

Art. 4. (suppl. - SG 22/15, in force from 24.03.2015, amend. – SG 74/16, in force from 01.01.2018) In the commercial register and in the non-profit legal entities register shall be entered traders, branches of foreign traders, non-profit legal entities and branches of foreign non-profit legal entities, and the circumstances connected with them for which entering is provided with a law.

Acts subject to announcement

Art. 5. In the commercial register and in the non-profit legal entities register shall be announced acts referring to the traders and branches of foreign traders, branches of foreign traders, non-profit legal entities and branches of foreign non-profit legal entities for which announcement is provided with a law.

Obligation for declaring and presenting

Art. 6. (1) (amend. – SG 74/16, in force from 01.01.2018) Each trader and each non-profit legal entity shall be obliged to require to be entered in the commercial register and in the non-profit legal entities register declaring the circumstances subject to entering and presenting the acts subjects to announcement.

(2) Each person obliged to declare entering of circumstances or to present acts to the commercial register must implement this in 7 days term after the occurrence of the circumstance, respectively the approval of the act unless other term is determined with a law.

(3) (amend. – SG 105/06; amend. - SG 95/15, in force from 01.01.2016, suppl. – SG 74/16, in force from 01.01.2018) The acts under Art. 38, paras 1, 3 and 5 from the Accountancy Act shall be filed and presented for announcement in the commercial register and in the non-profit legal entities register

following the procedure and within the terms, laid down in the Accountancy Act.

Effect of the entering

Art. 7. (1) The entered circumstance shall be considered known for the third conscientious persons from the moment of entering. Till the elapse of 15 days after the entering it cannot be opposed to third persons who prove it has been impossible to know it.

(2) The third persons may go to circumstance subject to entering although the entering has not been implemented unless an Act explicitly provides it to have effect after the entering.

Effect of the deletion

Art. 8. The deletion of the entering shall terminate in the future the effect of the entering.

Effect of the announcing

Art. 9. (1) The announcing shall give publicity of the announced act.

(2) The presented acts of art. 5 shall be considered known for the third persons from the moment of announcing.

Trust in the commercial register and in the non-profit legal entities register (title suppl. – SG 74/16, in force from 01.01.2018)

Art. 10. (1) Third conscientious persons may go to the entering as well as to the announcing even if the entered circumstance, respectively the announced act, does not exist.

(2) The circumstances not entered shall be considered not existing for the third conscientious persons.

Publicity

Art. 11. (amend. - SG 50/08, in force from 30.05.2008; amend. – SG 34/11, in force from 01.01.2012) (1) (amend. – SG 74/16, in force from 01.01.2018) The commercial register and the non-profit legal entities register shall be public. Anyone shall have right to free access to the database, representing the registers.

(2) (amend. – SG 74/16, in force from 01.01.2018) The Registry Agency shall ensure registered access to the file of the trader or of the non-profit legal entity.

(3) The access referred to in Para 2 may be provided at the territorial units of the agency upon request and presenting an identity document. The person, who has requested electronic access shall identify himself by electronic signature or by an electronic certificate, issued by the Agency, and in cases of official access – pursuant to the ordinance referred to in Art. 12, Para 4.

(4) (new - SG 22/15, in force from 01.01.2017) The Registry Agency shall ensure open and free of charge access to all registered facts and published acts also through the system of interconnection of registers.

Fees

Art. 12. (1) (amend. - SG 50/08, in force from 30.05.2008) State fee according to a tariff approved by the Council of Ministers shall be paid for:

1. (suppl. – SG 74/16, in force from 01.01.2018) entering and announcement in the commercial register and in the non-profit legal entities register;
2. issuing of a certificate;
3. performance of a written inquiry;

4. (suppl. – SG 74/16, in force from 01.01.2018) reservation of firm or name;
5. a certified copy of a paper carrier of an electronic image of an application or attachments thereto;
6. conceding of a data base or parts thereof.

(2) (new - SG 50/08, in force from 30.05.2008; amend. – SG 34/11, in force from 01.01.2012) In respect of application filed in an electronic way the amount of fees shall not exceed 50 per cent of the relevant fee, specified for filing applications on a paper carrier.

(3) (prev. text of Para 02 - SG 50/08, in force from 30.05.2008, suppl. – SG 74/16, in force from 01.01.2018) The agency shall render specialised services for automated access to the commercial register and to the non-profit legal entities register against fee from the tariff of para 1.

(4) (prev. text of Para 03 - SG 50/08, in force from 30.05.2008; amend. – SG 34/11, in force from 01.01.2012, suppl. – SG 74/16, in force from 01.01.2018) The access to the commercial register and to the non-profit legal entities register in official way of the state bodies, the bodies of local government and local administration and the persons to whom exercising of public function has been assigned shall be free of charge. The order and the way to access the commercial register and the non-profit legal entities register shall be provided with an ordinance of the Council of Ministers.

Chapter two.

REGISTER PROCEEDINGS

Application

Art. 13. (amend. - SG 50/08, in force from 30.05.2008) (1) Entering, deletion and announcing shall be implemented on the basis of application according to a model.

(2) The application shall contain:

1. data about the applicant;
2. (amend. – SG 74/16, in force from 01.01.2018) data about the trader, the branch of foreign trader, about a European economic interest grouping, non-profit legal entities and the branches of foreign non-profit legal entities, in which case entering, deletion or announcement is required;
3. the circumstance subject to entering, the entering which deletion is required or the act subject to announcement;

4. signature of the applicant.

(3) Where the application is submitted by a person under Art. 15, Para 2, Item 2, the data of the submitter shall be entered into the information system of the register by an officer of the Agency and shall not be public. These data may be provided only upon request of the applicant or in case of a court dispute.

(4) (amend. – SG 34/11, in force from 01.01.2012) To the application shall be attached a declaration under Art. 15, Para 1, Items 1, 2 and 3 or Para 3 signed by the applicant about the correctness of the declared circumstances or for receipt of the acts provided for announcement.

(5) Where the application is submitted by a person under Art. 15, Para 2, Item 2, it shall present a declaration that the application and the documents attached thereto are provided by the applicant.

(6) (suppl. – SG 34/11, in force from 01.01.2012) To the documents shall be attached the documents, respectively the act subject to announcement according to the requirements of the law. The documents shall be presented in their original, a copy certified by the applicant or a notary certified copy. The applicant shall submit also certified copies of the acts, subject to publication in the commercial register, in which the personal data, except this, required by the law, has been deleted.

(7) The applications and the acts of the court and of the authorities under Art. 14 on a paper carrier shall be filed with any of the territorial units of the Agency at the seats of the regional courts.

(8) At accepting the application the identity of the applicant or the submitter under Art. 15, Para 2, Item 2 shall be checked.

(9) Where in the application or in the documents attached thereto there is personal data indicated, which is not required by the law, it shall be considered that the persons who provided it have agreed for their

processing by the Agency and for granting public access thereto.

Acts of the court

Art. 14. (amend. - SG 50/08, in force from 30.05.2008) In the cases provided for in an Act entering, deletion and announcement shall be implemented immediately on the basis of an act of the court, of another state authority and of a private bailiff. In such cases the act shall be send to the Agency ex officio.

Notifications from registers of Member States

Art. 14a. (new - SG 22/15, in force from 01.01.2017) In cases provided by the law, any recordation, striking-off and publication shall be carried out pursuant to a notification received from a register of a Member State through the system of interconnection of registers.

Applicant

Art. 15. (amend. - SG 50/08, in force from 30.05.2008) (1) Entering, deletion and announcement may be requested by:

1. (suppl. – SG 74/16, in force from 01.01.2018) the trader, respectively the non-profit legal entity;
2. (new – SG 34/11, in force from 01.01.2012) the procurator;
3. (prev. text of Item 02 – SG 34/11, in force from 01.01.2012) another person in the cases provided for in a law;

4. (prev. text of Item 03 – SG 34/11, in force from 01.01.2012) an attorney with an explicit authorization for representation before the Agency, drawn up according to the requirements of the Attorney Law.

(2) An application may be submitted by:

1. an applicant under Para 1;
2. an authorized person with explicit written authorization.

(3) (suppl. – SG 74/16, in force from 01.01.2018) The announcement in the Commercial Register and in the non-profit legal entities register of the acts under Art. 6, Para 3 may be requested also by the author of the financial accounts in the sense of the Accountancy Act with a notary certified authorization.

(4) Where the application is not submitted by an applicant under Para 1, Items 1 and 2, the authorization shall be attached to the application. Where the application is submitted electronically, an electronic image of the authorization shall be presented.

(5) Where the application is not submitted personally by an applicant under Para 1 and 3, the signature of the applicant must be notary certified.

(6) Upon change in the bodies or in the representation the declaring shall be implemented by the newly elected body or representative under the order of Para 1 and 5.

Paper carrier

Art. 16. (1) (suppl. - SG 50/08, in force from 30.05.2008) The applications, the acts of the court, of another state authority and of a private bailiff and the appeals submitted on paper shall be introduced in the information system through taking of electronic image from them and the documents attached to them. The identity of the presented documents on paper with the documents in electronic form shall be certified by an employee of the agency on each page.

(2) Until the contrary of proved shall be considered that the electronic document created in the way pointed out in para 1 shall be identical with the document submitted on paper.

(3) (amend. - SG 50/08, in force from 30.05.2008; amend. – SG 99/12) The written documents of para 1 presented by the applicant shall be preserved by the agency for a term of 10 years from the date of

recording, deletion or publication. After the expiration of the 10-year term for their storage they may be destroyed unless subject to submission to the National Archive Fund. The order for their storage and destruction shall be determined by the executive director of the Agency.

(4) (amend. - SG 50/08, in force from 30.05.2008) References shall not be made and certificates shall not be issued for the documents submitted on a paper carrier except in the cases of court litigation.

Electronic form

Art. 17. (amend. - SG 50/08, in force from 30.05.2008) (1) (amend. - SG 85/17) The agency shall ensure opportunity for accepting the documents under Art. 16, Para 1 in electronic form signed with an advanced electronic signature, an advanced electronic signature based on a qualified electronic signature certificate or qualified electronic signature, according to the Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OB, L 257/73 of 28 August 2014), referred to hereinafter "Regulation (EU) No 910/2014" and the Electronic Document and Electronic Trust Services Act.

(2) (new – SG 34/11, in force from 01.01.2012) The applications for registration and deletion of circumstances and the applications for publication of acts by joint stock companies and the partnerships limited by shares shall be filed only electronically.

(3) (prev. text of Para 02 – SG 34/11, in force from 01.01.2012) Where submission of notary certified documents is required, their electronic image shall be attached to the application.

Language

Art. 18. (1) The application and the appendices to telecommunications shall be submitted in Bulgarian language.

(2) The documents of para 1 may also be presented in each of the official languages of the European Union. In this case the documents shall be presented together with certified translation in Bulgarian language.

(3) (suppl. – SG 74/16, in force from 01.01.2018) In case of controversy between the text of the document and the translation in Bulgarian language priority shall have the translation in Bulgarian language. Third persons may go to the presented text unless the trader, respectively the non-profit legal entity proves that the translation in Bulgarian language has been known to them.

Considering of the applications

Art. 19. (1) (suppl. - SG 50/08, in force from 30.05.2008) The applications for entering, deletion and announcement and the acts referred to in Art. 14 shall be considered by official for registration by the order of receiving them.

(2) (amend. – SG 34/11, in force from 01.01.2012, amend. – SG 74/16, in force from 01.01.2018) The official for registration shall pronounce on the applications for entering or deletion and on the applications for publication of acts immediately following the expiration of three working days from their submission to the registers, unless otherwise provided for in a law.

(3) (Amend. – SG, 34/2011, in force from 1. 1. 2012, suppl. – SG, 54/2015, suppl. – SG 74/16, in force from 01.01.2018) The applications for entry of an initial registration of traders shall be considered by the end of the following working day from their receiving in the commercial register, where the pronouncing shall be carried out immediately after the consideration of the application, apart from the cases under Art. 22, Para. 5. The applications for announcing the annual financial accounts and reports, when required by law, shall be considered in the order of their receiving – separately from the other applications.

(4) (new - SG 50/08, in force from 30.05.2008, suppl. – SG 74/16, in force from 01.01.2018) Where an act under Art. 14 has been received for entry or announcement, all applications in the file of the

trader, respectively of the non-profit legal entity, received and non-considered prior to the act, shall be considered immediately according to the order of their receipt.

(5) (new - SG 50/08, in force from 30.05.2008) The registry proceedings shall be suspended on the basis of an act of the court under Art. 536 of the Code of Civil Procedure, as well as in the cases stipulated in the Commerce Act. In such case all applications received before the application the proceedings on which has been suspended shall be immediately considered in advance according to the order of their receipt. The resuming shall be done immediately when evidence is presented that the grounds for suspension are not available any more.

Official for registration

Art. 20. (1) (suppl. - SG 50/08, in force from 30.05.2008) As official for registration shall be appointed with a contest under the conditions and order of the Labour Code a person who has graduated higher education in law, acquired judicial legal competence and judicial practice not less than 3 years.

(2) (amend. - SG 50/08, in force from 30.05.2008) The official for registration shall be granted basic employment salary equal to the salary of an court administrator in a regional court.

(3) (new - SG 50/08, in force from 30.05.2008) The registry official may not work under other employment relationship, except as a teacher in a university.

(4) (new - SG 50/08, in force from 30.05.2008; revoked - SG 94/08, in force from 01.01.2009)

(5) (new - SG 50/08, in force from 30.05.2008) The period during which the person was worked in the position under Para 1, shall be recognised as judicial practice.

(6) (prev. text of Para 03 - SG 50/08, in force from 30.05.2008) The executive director of the Registry Agency shall be person with higher judicial education and judicial practice not less than 5 years.

Scope of the check

Art. 21. The official for registration shall check whether:

1. (suppl. - SG 50/08, in force from 30.05.2008) application has been submitted for the required entering, deletion or announcement in compliance with the required form and order therefore;

2. (amend. - SG 50/08, in force from 30.05.2008, suppl. – SG 74/16, in force from 01.01.2018) the declared circumstance is subject to entering and is not entered or the presented act is subject to announcement and is not announced in the commercial register and in the non-profit legal entities register;

3. the application is by authorised person;

4. to the application have been attached all documents according to the requirements of law, respectively the act subject to announcement;

5. (amend. and suppl. - SG 50/08, in force from 30.05.2008) the existing of the circumstance declared for entering and its compliance with the law is established from the presented documents of item 4, respectively whether the external features of the act subject to announcement meet the requirements of the law;

6. (amend. - SG 50/08, in force from 30.05.2008) declaration of art. 13, para 5 has been presented;

7. (amend. – SG 74/16, in force from 01.01.2018) other person has no right over the firm or the name and they meet the requirements of art. 7, para 2 of the Commerce Act at initial entering or change of the firm of a trader, respectively of Art. 7 of the Non-profit legal entities Act at initial entry or change of the name of a non-profit legal entity;

8. (new - SG 105/16) documents, that by law are drawn up by a notary certified signature or a notary certified signature and content, are entered into the database of the information system under Art. 28b of the Notaries and Notarial Practice Act and whether the documents correspond to entries about them in the information system;

9. (prev. para. 8 - SG 105/16) the due state fee has been paid.

Entering, deletion and announcement

Art. 22. (1) The official for registration shall implement in the respective fund of art. 19 entering and deletion of the entering, respectively announcement of the presented act when the requirements provided in art. 21 exist.

(2) (suppl. – SG 74/16, in force from 01.01.2018) The entering and the deletion shall be implemented by consequently input of information about the respective circumstance in the commercial register and in the non-profit legal entities register.

(3) (suppl. – SG 74/16, in force from 01.01.2018) The announcement shall be implemented by transfer of the content of the presented act in the commercial register and in the non-profit legal entities register in format subject to automated processing.

(4) (new – SG 34/11, in force from 01.01.2012; revoked – SG 25/12)

(5) (New – SG, 25/2012, in force from 1. 6. 2012, suppl. – SG, 54/2015, amend. – SG 74/16, in force from 01.01.2018). Where to the application for entry, deletion or announcement of the trader or the non-profit legal entity not all the documents have been attached, which are required under this act, of where no due fee has been paid, the official of the registration shall give instructions to the applicant for removal of the irregularity. The instructions shall be made public on the electronic site of the trader or the non-profit legal entity, and where a registration application of the trader or the non-profit legal entity has been sent – on the electronic site of the Agency, not later than the following working day from receiving the application in the register. In the cases, where the applicant has indicated electronic mail, the instructions shall be sent to it as well within the term under sentence two. The applicant may fulfill the given instructions and produce the relevant documents through a standard application, provided with the Ordinance under Art. 31. The official shall order a refusal, if these instructions have not been fulfilled by the time the term under Art. 19, Para. 2 has expired.

Unified Identification Code (title amend. - SG 22/15, in force from 24.03.2015, amend. – SG 74/16, in force from 01.01.2018)

Art. 23. (amend. – SG 74/16, in force from 01.01.2018) (1) The agency shall determine a unified identification code, called hereinafter "UIC", obligatory for the traders and their branches, the branches of the foreign traders, the non-profit legal entities and their branches, the branches of the foreign non-profit legal entities entered in the register, as well as in the cases under Chapter Two "a".

(2) The way of forming UIC for connecting with the European platform shall be specified in an implementing act of the European Commission.

(3) The agency shall determine a personal identification code, referred to as PIC, compulsory for other persons and structures, of which a law stipulates that are subject to entry in the register.

(4) The identification code referred to in Para 1 and 3 shall be determined at the initial entering in the register and it shall remain unchanged till their deletion.

(5) The way of forming the identification code under Para 4 shall be determined with the ordinance of art. 31.

(6) If an identification code is pointed out the court, the state bodies, the bodies of local government and the local administration and the persons to whom the exercising of public function has been assigned, organisations providing public services, including the banks, shall not have right to require the proving of circumstances entered in the commercial register and in the non-profit legal entities register and the presenting of acts announced in the commercial register. This prohibition shall be applied to contracting authorities, according to Art. 5 of the Public Procurement Act, who are not listed in the first sentence of this para.

Refusal

Art. 24. (1) The official for registration shall decree motivated refusal when some of the

requirements provided in art. 21 have not been met. The refusal shall be delivered to the applicant immediately after its decreeing by the order of the Civil Procedure Code.

(2) When the applicant has pointed out in the application that he wishes to be notified electronic way the refusal shall be sent to the electronic address pointed out by him. In this case confirmation of the receiving of the refusal shall not be required.

Appeal

Art. 25. (1) (suppl. – SG 74/16, in force from 01.01.2018) The refusal shall be subject to appeal before the regional court at the seat of the trader or the branch of foreign trader, the non-profit legal entity or the branch of a foreign non-profit legal entity within 7 days after delivering it.

(2) (suppl. - SG 50/08, in force from 30.05.2008) The appeal shall be submitted through the agency. The agency shall send immediately the submitted appeal to the court together with the attachments to telecommunications, the decreed refusal, the application and the attachments to it, as well as evidence for its delivery.

(3) At lack of technological opportunity of then court to accept in electronic way the documents pointed out in para 2 they shall be reproduced on paper and sent to the curt certified by an employee of the agency.

(4) (amend. – SG 59/07, in force from 01.03.2008) The court shall consider the appeal with panel of one judge in closed session by the order of chapter Twenty One "Appeal of Rulings". The decision of the court shall be subject to appeal in 7 days term of its announcement before the respective court of appeal which decision shall be ultimate.

(5) (suppl. – SG 34/11, in force from 01.01.2012) At revoking of the refusal the court shall decree decision with which gives obligatory instructions to the agency to implement the required entering, deletion or announcement. The court shall send the decisions accompanied by the documents, related to the registration, deletion or publication.

New application

Art. 26. (amend. - SG 50/08, in force from 30.05.2008) (1) At refusal to carry out the required entering, deletion or announcement the applicant may submit new application for entering, respectively deletion, of the same circumstance or for announcement of the same act. The new application shall be considered by the order of its receiving.

(2) For submission of a new application the applicant may make use of already submitted documents, attached to the application for which the refusal was made, by indicating the number of the application and the type of the documents. In such cases the applicant shall supply also a new declaration under Art. 13, Para 4.

Errors and incompleteness

Art. 27. Errors and incompleteness admitted at entering of circumstances, deletion of entries or announcement of acts, including at discrepancy between the data reflected in the application and the data in the appendices to it shall be removed by new entering, respectively announcement.

Responsibility (title amend. - SG 105/16)

Art. 28. (1) (amend. - SG 50/08, in force from 30.05.2008, suppl. – SG 74/16, in force from 01.01.2018, prev. text of art. 28 - SG 105/16) The agency shall be responsible for the damages caused by admitted errors and incompleteness at the transfer of information from the application or the acts under Art. 14 to the commercial register and the non-profit legal entities register. Such errors and incompleteness shall be removed officially.

(2) (new - SG 105/16) The agency shall be responsible for the damages caused to natural and legal persons from unlawful acts, actions or inactions from officials of registration under the Act on Liability for Damages Incurred by the State and the Municipalities.

Protection against entering

Art. 29. (1) Each person who has legal interest as well as the prosecutor may present claim for establishing of invalidity or inadmissibility of the entering as well as for not existing of entered circumstance.

(2) (suppl. – SG 74/16, in force from 01.01.2018) The claim of para 1 shall be presented before the regional court at the seat of the trader, respectively of the branch of foreign trader, of the non-profit legal entity, respectively the branch of a foreign non-profit legal entity, about whom the entering has been implemented.

Deletion of the entering

Art. 30. (1) (suppl. - SG 50/08, in force from 30.05.2008) If the clam of art. 29 is respected the deletion of the entering shall be implemented by the agency by the order of art. 14, as well as on request by the interested person or the prosecutor.

(2) (suppl. – SG 74/16, in force from 01.01.2018) At revoking of decision of a body of the trader or of a body of the non-profit legal entity, on the basis of which entering has been implemented, the entering shall be deleted by the order of para 1.

Ordinance

Art. 31. (1) (suppl. – SG 74/16, in force from 01.01.2018) The Minister of Justice shall issue ordinance for keeping, preservation and access to the commercial register and to the non-profit legal entities register.

(2) The ordinance shall determine the models for applications, point out comprehensively the appendices to them for each kind of entering, deletion or announcement according to the requirements of the law as well as the form of the electronic documents.

(3) (new - SG 50/08, in force from 30.05.2008) In the ordinance shall be determined also the order of assignment and remuneration of experts for assessment of non-pecuniary instalments, liquidators and controllers.

Chapter two "a".

REGISTER PROCEEDINGS AND ORDER OF ISSUING EUROPEAN COMPANIES, EUROPEAN ECONOMIC INTEREST GROUPINGS, EUROPEAN COOPERATIVE SOCIETIES CERTIFICATES AND IN CASE OF TRANSFORMATION INVOLVING COMPANIES OF MEMBER STATES OF THE EUROPEAN UNION OR OTHER STATES - PARTIES TO THE AGREEMENT ON THE EUROPEAN ECONOMIC AREA (NEW – SG 104/07, IN FORCE FROM 01.01.2008)

Registration and Announcement

Art. 31a. (new – SG 104/07, in force from 01.01.2008) (1) (suppl. – SG 74/16, in force from 01.01.2018) In the commercial register and in the non-profit legal entities register shall be registered:

1. the European companies in the sense of Council Regulation (EC) No 2157/2001 of 8 October 2001 on the Statute for a European company (SE), further referred to as “Regulation (EC) No 2157/2001”, seated in the Republic of Bulgaria and their branches;
2. the European cooperative societies in the sense of Council Regulation (EC) No 1435/2003 of 22

July 2003 on the Statute for a European Cooperative Society (SCE), further referred to as “Regulation (EC) No 1435/2003”, seated in the Republic of Bulgaria and their branches;

3. the European economic interest groupings in the sense of Council Regulation (EEC) No 2137/85 of 25 July 1985 on the European Economic Interest Grouping (EEIG), further referred to as “Regulation (EC) No 2137/85”, seated in the Republic of Bulgaria and the subsidiaries in the Republic of Bulgaria of the European economic interest groupings seated abroad.

(2) (suppl. – SG 74/16, in force from 01.01.2018) In the commercial register and in the non-profit legal entities register shall be entered the circumstances subject to entry in case of transformation involving companies from Member States of the European Union or other countries – parties to the Agreement on the European Economic Area. Entered shall be also the circumstances and the changes therein regarding the persons under Para 1 and their branches and subsidiaries.

(3) (suppl. – SG 74/16, in force from 01.01.2018) In the commercial register and in the non-profit legal entities register shall be announced the acts concerning the persons referred to in Para 1 and their branches and subsidiaries.

Verification in Case of Establishment of an European Company and an European Cooperative Society seated in the Republic of Bulgaria

Art. 31b. (new – SG 104/07, in force from 01.01.2008) (1) Where by virtue of consolidation or merger an European company is established with a seat in the Republic of Bulgaria, the official for registration shall enter the European company upon verifying that:

1. the requirements of Regulation (EC) No 2157/2001 regarding its establishment have been met;
2. the transforming companies seated in the Republic of Bulgaria have complied with the requirements of this Regulation and
3. the applicable provisions of the Bulgarian legislation regarding the companies limited by shares.

(2) In case of registration of the formation of a European cooperative society seated in the Republic of Bulgaria the official for registration shall verify also whether the cooperatives seated in the Republic of Bulgaria involved in the consolidation have met the requirements of Regulation (EC) No 1435/2003.

Certificate on Legality regarding an European Company and an European Cooperative Society

Art. 31c. (new – SG 104/07, in force from 01.01.2008) (1) Where by virtue of consolidation or merger an European company is established with a seat in another Member State, the official for registration shall issue a certificate under Art. 25, Para 2 of Regulation (EC) No 2157/2001 on the legality of the consolidation or merger regarding the company under transformation seated in the Republic of Bulgaria and shall publish it ex officio.

(2) In case of moving an European company seated in the Republic of Bulgaria to another Member State, the official for registration shall issue a certificate under Art. 8, Para 8 of Regulation (EC) No 2157/2001 on the legality of the acts of moving the seat and shall publish it ex officio.

(3) In case of establishment of an European cooperative society by virtue of consolidation or merger, the official for registration shall issue a certificate under Art. 29, Para 2 of Regulation (EC) No 1435/2003 on the legality of the consolidation regarding the consolidating company seated in the Republic of Bulgaria and shall publish it ex officio.

(4) In case of moving an European cooperative society seated in the Republic of Bulgaria to another Member State, the official for registration shall issue a certificate under Art. 7, Para 8 of Regulation (EC) No 1435/2003 on the legality of the acts of moving the seat and shall publish it ex officio.

(5) When issuing a certificate under Para 1 – 4 the official for registration shall check ex officio, if the company or the cooperative society seated in the Republic of Bulgaria owns land.

Certificate on Legality in Case of Transformation;

Art. 31d. (new – SG 104/07, in force from 01.01.2008) (1) Where all requirements of Chapter Sixteen, Section V of the Commerce Act, as well as all requirements of the law on taking a decision for transformation have been met, the official for registration shall issue the requested certificate at least 14 days after the submission of the request and shall publish it ex officio. The official for registration shall check ex officio, if the transforming company seated in the Republic of Bulgaria owns land.

(2) The submission of an owelty of exchange claim by a partner or a shareholder under Art. 263p of the Commerce Act or the submission of a leave notification under Art. 263q of the Commerce Act shall not pose a restriction on issuing the certificate referred to in Para 1, but the official for registration shall not these circumstances in the certificate.

Refusal to Issue a Certificate

Art. 31e. (new – SG 104/07, in force from 01.01.2008) Art. 25 shall apply in case of refusal to issue a certificate under Art. 31c or 31d. The refusal, which has entered into force, shall be published.

Notification

Art. 31f. (new – SG 104/07, in force from 01.01.2008) (1) Within one month from registration of a European company or a European economic interest grouping the Registry Agency shall send ex officio a notification for publication in the Official Journal of the European Union containing information of the name, number, date and place of registration, seat and subject of activity of the European company, respectively of the European economic interest grouping. Such a notification shall be send also in case of writing off the commercial register a European company and a European economic interest grouping.

(2) (suppl. - SG 22/15, in force from 01.01.2017) Immediately after the registration of the transformation under Art. 265n of Commerce Act the Registry Agency shall notify the registers, where the transforming companies seated in another Member State are registered, through the system of interconnection of registers.

Chapter three. PUBLICITY

References

Art. 32. (1) (suppl. – SG 74/16, in force from 01.01.2018) Anyone may require and make reference about the existence or the lack of entered circumstance or announced act in the commercial register and in the non-profit legal entities register.

(2) References in the commercial register may be implemented by:

1. (amend. - SG 50/08, in force from 30.05.2008; amend. - SG 22/15, in force from 24.03.2015) the firm, or Identification code of the trader or the branch of foreign trader;

2. (suppl. - SG 50/08, in force from 30.05.2008; amend. - SG 22/15, in force from 24.03.2015) the name or the UCN, respectively the firm, or Identification code of the partner or the sole owner of the capital;

3. (suppl. - SG 50/08, in force from 30.05.2008; amend. - SG 22/15, in force from 24.03.2015) the name or the UCN, respectively the firm, or Identification code of a member of the bodies of a corporate body – trader.

(3) (new – SG 74/16, in force from 01.01.2018) Reference in the non-profit legal entities register regarding the non-profit legal entities may be done by:

1. the name or UIC of the non-profit legal entity or the branch of a foreign non-profit legal entity;

2. the name or PIN, respectively the firm, name or UIC of the founder, a member of the governing body or a representative of the non-profit legal entity.

(4) (Prev. Para. 3, amend. – SG 74/16, in force from 01.01.2018) In the file of the separate trader,

respectively of a branch of foreign trader, of a non-profit legal entity, or of a branch of a foreign non-profit legal entity, and of its grantors and legal successors, references may be implemented about each circumstance or announced act.

Content of the references and the certificates

Art. 33. (1) (suppl. - SG 50/08, in force from 30.05.2008, amend. – SG 74/16, in force from 01.01.2018) The references and the certificates may contain excerpt from the registers or copies of the electronic image of the documents on the basis of which the entering, the deletion or the announcement has been implemented. The references and certificates shall not contain personal data not subject to registration or announcement.

(2) (amend. – SG 74/16, in force from 01.01.2018) Certificates shall also be issued about the fact that for a specific trader, branch of a foreign trader, non-profit legal entity, or a branch of a foreign non-profit legal entity, a certain circumstance has not been entered.

(3) The references shall be verbal and written.

(4) The certificates shall be official documents.

(5) (new - SG 50/08, in force from 30.05.2008, amend. – SG 74/16, in force from 01.01.2018) Copies of documents contained in the file of a certain trader or of a non-profit legal entity and certified by the officials, shall have the force of official copies.

Implementing of references and issuing of certificates

Art. 34. (1) References shall be implemented and certificates shall be issued immediately at each territorial unit of the agency.

(2) (suppl. - SG 22/15, in force from 01.01.2017) The agency shall ensure opportunity for implementing references by distant access as well as the issuing of written references and certificates in electronic form and their transfer in electronic way. The references via remote access shall be provided also through the system of interconnection of registers.

(3) (new – SG 44/09, suppl. – SG 74/16, in force from 01.01.2018) The documents referred to in Art. 33, para 1 and 2 may also be issued by a notary, who verifies the date and the time of drawing up of the said papers as well as their compliance with the entries in the commercial register and in the non-profit legal entities register.

Chapter four.

PRESERVATION OF FIRM AND NAME (TITLE AMEND. – SG 74/16, IN FORCE FROM 01.01.2018)

Chapter four.

PRESERVATION OF FIRM

Preservation of firm and name (Title suppl. – SG 74/16, in force from 01.01.2018)

Art. 35. (1) (suppl. – SG 74/16, in force from 01.01.2018) Anyone may preserve the firm of a trader or the name of a non-profit legal entity before submitting application for entering.

(2) (amend. - SG 50/08, in force from 30.05.2008, suppl. – SG 74/16, in force from 01.01.2018) The preservation shall be implemented on the basis of application according to model, indicating in it the interested person in favour of whom the preservation was made, by immediate reflecting in the commercial register and in the non-profit legal entities register by the order of receiving of the application.

(3) (suppl. – SG 74/16, in force from 01.01.2018) For each application check shall be implemented whether another person has rights over the firm or the name and whether the due state fee has been paid.

Effect

Art. 36. (amend. - SG 50/08, in force from 30.05.2008) (1) (amend. – SG 74/16, in force from 01.01.2018) The preservation shall have effect for 6 months and it shall be obstacle other trader or a non-profit legal entity to be entered in the respective register under the same firm or name. The effect of the preservations shall extend to the conclusion of the proceedings on the appeal of the refusal for entry.

(2) In case within the term under Para 1 a new application for entry is submitted, its preservation shall have effect until conclusion of the registry proceedings.

Prohibition of transfer

Art. 37. (amend. and suppl. – SG 74/16, in force from 01.01.2018) The preserved firm and name shall be inalienable and non-transferable.

Chapter five.

FINANCING OF THE COMMERCIAL REGISTER AND OF THE NON-PROFIT LEGAL ENTITIES REGISTER (TITLE SUPPL. – SG 74/16, IN FORCE FROM 01.01.2018)

Chapter five.

FINANCING OF THE COMMERCIAL REGISTER

Principle of self financing

Art. 38. (1) (suppl. – SG 74/16, in force from 01.01.2018) The financing of the activities for keeping, preservation and development of the commercial register and of the non-profit legal entities register shall be ensured by the fees under this Act as well as with resources from national, regional and international programmes and projects and international agreements.

(2) (suppl. – SG 74/16, in force from 01.01.2018) The incomes from fees under this Act shall be used only for financing of the keeping, preservation and development of the commercial register and of the non-profit legal entities register.

(3) (suppl. – SG 74/16, in force from 01.01.2018) When the resources of para 1 are not sufficient for financing of the activities for keeping and preservation of the commercial register and of the non-profit legal entities register, the necessary resources shall be ensured through subsidy from the budget of the Ministry of Justice.

(4) (suppl. – SG 74/16, in force from 01.01.2018) The excess of the incomes from the fees under this Act over the expenses for financing of the activities for keeping and preservation of the commercial register and of the non-profit legal entities register shall be ground for reduction of the extent of the fees for the following financial year.

Development of the register

Art. 39. (amend. - SG 50/08, in force from 30.05.2008; revoked - SG 38/12, in force from 01.07.2012)

Chapter six.

ADMINISTRATIVE PUNITIVE PROVISIONS

Breaches and fines

Art. 40. (1) A person who is obliged but does not declare entering of circumstance of art. 4 or does not present act of art. 5 in the term defined by an Act shall be punished with fine from 500 to 1000 levs.

(2) (amend. – SG 105/06; revoked - SG 50/08, in force from 30.05.2008)

(3) If after being punished with fine the obliged person does not declare entering or does not

present he acts in the defined term he shall be punished with the fines of para 1 and 2 every month till the implementing of the actions.

(4) (suppl. – SG 74/16, in force from 01.01.2018) With the fines of para 1 and 3 shall also be punished official from the agency who, being obliged, does not implement the necessary entering, deletion or announcement in the commercial register and in the non-profit legal entities register or does not decree refusal.

(5) (amend. - SG 22/15, in force from 01.01.2017) The guilty officials shall be punished for breach of art. 23, para 6 with fine from 100 to 500 levs.

(6) (New - SG 27/18) For non-registration of the data under Art. 63, Para. 4 of the Measures Against Money Laundering Act, the sanctions under the latter Act shall be imposed.

Establishing of breaches and imposing of fines

Art. 41. (1) The breaches shall be established with acts compiled by officials determined by the executive director of the agency and the punitive decrees shall be issued by the executive director of the agency or by officials authorised by him.

(2) The establishing of the breaches, the issuing, appealing and fulfilment of the punitive decrees shall be implemented by the order of the Administrative Violations and Penalties Act.

Additional provisions

§ 1. (amend. - SG 50/08, in force from 30.05.2008) In the sense of this Act:

1. "Electronic way" is the transfer of data in digital form using devices for electronic processing, including digital compressing and preservation of information, the transfer being implemented by using conductor, radio waves, optical, electromagnetic or other means.

2. "Organisation providing public services" shall be any organisation regardless of the legal form of its establishment providing one or more educational, health, water supply, sewerage, health supply, electro supply, gas supply, telecommunication, postal, or other similar services, provided for satisfaction of public needs, including as a Commerce Activity, in relation to the provision of which administrative services can be carried out.

3. "Persons, carrying out public functions" shall be the notaries, the private bailiffs, the state and municipal educational institutions, the state and municipal health establishments and other persons and organisations, through which the state performs its functions and to which this was assigned by a law.

4. (new – SG 34/11, in force from 03.05.2011; revoked – SG 99/12)

Transitional and concluding provisions

§ 2. (1) The Council of Ministers and the regional governors shall at latest till July 1, 2006 concede buildings or premises to the agency for the needs of the registers kept by it.

(2) Till the ensuring of the buildings of para 1 the Supreme Judicial Council shall concede to the agency the premises in the regional courts for the registers kept by them.

§ 3. (1) In one month term after the promulgation of the Act the regional courts shall deliver gratuitously to the agency structured data in electronic form about the traders and the branches of foreign traders entered in the commercial register and the registers of the co-operations as well as the preserved firms.

(2) In the term of para 1 the Supreme Judicial Council and the Minister of Finance shall organise the gratuitous conceding by the regional courts to the agency of permanent and unlimited access for electronic exchange of information to the information systems used till this moment by the courts for the traders and the branches of foreign traders entered in the commercial registers and the registers of the co-operations as well as the preserved firms.

(3) The way of implementing the exchange of information of para 2 shall be provided with joint act of the Minister of Justice and the Minister of Finance issued in the term of para 1.

(4) In the term of para 1 the Supreme Judicial Council shall on proposal by the chairmen of the regional courts concede to the agency list of the judicial employees with position "entering clerk in regional court" who must be transferred to the agency. The employment legal relations between these employees and the agency shall be arranged by the order of art. 123 of the Labour Code after the act enters into force.

§ 4. (amend. - SG 50/08, in force from 30.05.2008) (1) (amend. – SG 101/10) The traders and the branches of foreign traders entered in the commercial register and in the register of the co-operations at the regional courts shall be obliged to re-register under this Act by December 31, 2011. State fee for re-registration shall not be due.

(2) The re-registration of para 1 shall be implemented by entering in the commercial register of the trader or the branch of foreign trader and the respective circumstances about him on the basis of application by the trader, respectively by the manager of the branch of foreign trader, issued after the date of entry into force of the Act and containing complete information about the present registered circumstances. In the cases of uncompleted registration proceedings under § 6 a certificate shall be issued after the entry was made by the court. The companies and the co-operations shall also present company contract or statutes certified by its management body, which shall be up-to-date at 31 December 2007.

(3) The re-registration under Para 1 shall be made also on the grounds of an act of a judicial or other state authority and of a private bailiff, or on the grounds of an application by an interested person, where they have been authorised by virtue of an Act to request entry, deletion or announcement in the Commercial Register under the file of a trader. In such cases the Agency shall request from the regional court of registration of the trader, respectively of the branch of the foreign trader, for whom the entry, deletion or announcement is requested, the issue of a certificate of present status, containing complete information about the present registered circumstances, as well as a copy of the present company contract or statute of the trader. After the re-registration under the order above of a trader with branches, the Agency shall immediately request from the courts at the seat of every branch the issue of certificates for present status of the branch and making the company files available for scanning of the documents related to the registration of the circumstances of the branch in question.

(4) The court of registration shall issue the certificates of para 2 and 3 in three days term after the request. State fee for single issue of of a certificate shall not be due.

(5) In the cases under Para 2 and 3 the court shall immediately concede to the agency access for taking electronic image of the whole numbered firm file. The taking of the electronic image shall be implemented jointly by employee of the court and representative of the agency. The official of the Agency shall certify with an electronic signature the identity of the scanned documents on paper carrier from the company's file with the documents in electronic form. After the processing and the input of electronic copy of the firm file in the commercial register by the agency the court shall archive the firm file.

(6) In the term of para 1 references and certificates about the documents on which basis the entering, the deletions or the announcements of the re-registered traders, respectively branches of foreign traders, have been made before the re-registration shall be issued by the agency in 14 days term after the request.

(7) (in force from 01.01.2008) In case of re-registration under Para 1 the trader shall be entered under his present name.

(8) Simultaneously with the application for re-registration may also be required application for

entering of new circumstance, deletion or announcement, except in the cases of transformation of a trade company, respectively restructuring of a co-operative, as well as transfer of a trade undertaking. For entry of the circumstance or for announcement of an act the respective state fee shall be due.

(9) Simultaneously with the re-registration of the trader shall be carried out re-registration of all its branches. In these cases to the application the trader shall attach also a certificate for present status for re-registration of each branch, issued by the respective regional court at its seat.

(10) At the re-registration the traders and the branches of foreign traders shall be excluded from register BULSTAT and the code of BULSTAT shall become UIC of the trader.

(11) (amend. – SG 34/11, in force from 01.01.2012) Within the term for re-registration under Para 1 the term for decision under Art. 19, Para 2 shall be 14 days.

(12) Within the term under Para 1 the regional courts shall ensure everybody the right to view the commercial registers regarding the non re-registered traders and the documents on the basis of which entries have been made and shall issue copies thereof, as well as certificates for present status.

(13) (amend. – SG 34/11, in force from 03.05.2011) Before the registration under Para 2 and 3 and at request within the term under Para 1, the court of registration shall issue a certificate for present status.

§ 5. (amend. – SG 34/11, in force from 01.01.2012) (1) (suppl. – SG 25/12) The sole entrepreneurs and the branches of foreign traders, for which no re-registration has been requested within the time limit of § 4, Para 1 or who have effective refusal of re-registration, shall be deemed deleted as from 1 January 2012. The court of registration shall archive their company files.

(2) (suppl. – SG 25/12; suppl. – 99/12) The activity of the companies and cooperations, for which no re-registration has been requested within the time limit of § 4, Para 1 or which have effective refusal of re-registration, shall be terminated on 1 January 2012. The companies and cooperations, which have not been re-registered within the time limit of § 4, Para 1 or which have effective refusal of re-registration, shall not have the right to exercise trade activity, to file actions and to file applications for execution proceedings, except a request for opening insolvency proceedings, to dispose of their property, except for payment of due amounts to employees, as well as to transfer amounts for payment of public debts. Any acts of disposition of property of companies and cooperations with terminated activity, performed after 31 December 2011, shall be deemed null and void.

(3) (suppl. – SG 25/12) The legal representatives of companies and cooperations with terminated activity may only receive statements directed to such traders, as well as to submit applications for declaring insolvency.

(4) (revoked – SG 99/12)

(5) (amend. – SG 99/12) By 1 June 2012 the Agency shall draw up a list of the persons, who have submitted applications within the time limit under § 4, Para 1, but have received a rejection of re-registration. If the refusal is overturned, the Agency shall re-register the trader ex officio and shall note that fact in the list.

(6) (revoked – SG 99/12)

§ 5a. (1) (new – SG 34/11, in force from 01.01.2012; prev. text of § 5a, suppl. - SG 25/12; amend. – SG 99/12) An application for liquidation of a trader under § 5, Para 2 may be filed with the commercial register by 31 January 2015. The application shall indicate an liquidator and a time limit for liquidation.

(2) (new – SG 99/12) An application under Para 1 may be filed by a partner, shareholder, member of a cooperative or their successor in title, member of the managing body of a not re-registered trader, a trader in which a not re-registered company or cooperative participates as a partner, a creditor of a not re-registered trader, a creditor of a partner in a not re-registered company, a state authority or a local self-government body. The status of a shareholder or member of a cooperative shall be attested in a written statement and the status of a creditor shall be attested in an effective act for establishing a public debt issued

by a competent authority, in an act under Art. 404 and Art. 417, Items 1 - 8 of the Code of Civil Procedure or a certificate from a bailiff for initiated enforcement proceedings.

(3) (new - SG 99/12) The person referred to in Para 2 may file an application also after the time limit referred to in Para 1, if on 31 January 2015 there are pending judicial or arbitration proceedings between him and the not re-registered trader.

(4) (new - SG 99/12) The persons referred to in Para 2 may apply with the commercial register the recording of liquidation-related circumstances of a not re-registered company or cooperative, which at 31 December 2011 have been under liquidation.

(5) (new – SG 99/12) In case of multiple applications for liquidation they shall be considered jointly.

(6) (new – SG 99/12, amend. - SG 85/17) Pursuant to the application referred to in Para 1 the Agency request from the court of registration of the of the non re-registered trader a current status certificate containing information of the latest recorded circumstances and copies of the articles of association, association agreement or statute effective by 31 December 2011. The court of registration shall send the Agency electronic copies of the mentioned documents signed with an advanced electronic signature, an advanced electronic signature based on a qualified electronic signature certificate or qualified electronic signature, according to the Regulation (EU) No 910/2014 and the Electronic Document and Electronic Trust Services Act and shall immediately provide the Agency access to the file of the trader in its entirety and in a numbered order for scanning purposes. The scanning of the electronic image shall be carried out jointly by the officials of the court and of the Agency. The official of the Agency shall attest by an electronic signature the identity of the scanned paper documents of the trader's file with the electronic documents.

(7) (new – SG 99/12) The liquidation-related circumstances shall be recorded into the commercial register after re-registration of the trader.

(8) (New - SG 25/12; prev. text of Para 02, amend. – SG 99/12) Upon re-registration under para 7 the trader shall be entered with existing company name.

(9) (New - SG 25/12; prev. text of Para 03 – SG 99/12) Simultaneously with the re-registration of the trader re-registration of all its branches shall be made.

(10) (New - SG 25/12; prev. text of Para 04 – SG 99/12) Upon re-registration traders shall be excluded from BULSTAT Register and the BULSTAT code shall become the UIC of the trader.

(11) (New - SG 25/12; prev. text of Para 05, amend. – SG 99/12) Re-registration may be carried out on the basis of an act of the bankruptcy court and according to the procedure under Para 6.

§ 5b. (new – SG 34/11, in force from 01.01.2012) (1) (revoked – SG 99/12)

(2) (revoked – SG 99/12)

(3) (amend. - SG 99/12) As liquidators of a not re-registered trader shall be appointed the person or the persons entitled to represent it according to the records at the court of registration. The liquidators shall be deemed notified of their appointment with their entry into the commercial register. In such cases no notary certified statement of consent and signature sample shall be required.

(4) (amend. - SG 99/12) Where the person referred to in Para 3 is unable to act as a liquidator or where no representative has been recorded, as a liquidator shall be appointed the person mentioned in the application referred to in § 5a, Para 1. The applicant shall submit a notary certified statement of consent with a specimen signature of the person mentioned as a liquidator. Where multiple applications have been filed, as liquidators may be appointed two or more persons, who shall represent the trader jointly. If no liquidator has been mentioned in the application, the liquidator shall be determined by the registry official.

(5) (amend. - SG 99/12) The liquidation proceedings costs shall be at the expense of the trader. Where the trader does not have the amounts, the person that has submitted the application for liquidation shall fund the liquidation proceedings including the remuneration for the liquidator. In case of multiple applications the funds shall be provided by the applicants equally.

(6) (amend. - SG 99/12) Where the liquidation costs are provided by a person that has filed a

liquidation application, he shall be entitled to a refund after the property has been cashed and before satisfaction of the other creditors.

(7) (amend. - SG 99/12) The liquidator shall be payed his remuneration following the discontinuance of his function in amount and order determined in the ordinance referred to in Art. 31.

(8) (amend. - SG 99/12) The liquidation shall end within one year.

(9) (amend. - SG 99/12) The term of the liquidation may be extended pursuant to a reasoned proposal by the liquidator or at the request of a person under § 5a, Para 2.

(10) (amend. - SG 99/12) The person, who has filed an application for liquidation of the trader, may request from the registration officer substitution of the appointed liquidator, if he fails to perform his duties or threatens the interests of the trader or the creditors. A request for substitution of an appointed liquidator may be filed by another person under § 5a, Para 2 as set out in Art. 266, Para 4 of the Commercial Act.

(11) (revoked - SG 99/12)

(12) (revoked - SG 99/12)

(13) The liquidator shall be economically liable for the transactions and acts carried out by him that are damaging to the trader or his creditors.

(14) (revoked - SG 99/12)

(15) (amend. - SG 99/12) Errors and omissions made by the court of the registration at entries or publications in the company's file of the trader and not corrected before his re-registration, shall be corrected by the court of registration as set out in this Act upon application by a person under Art. 15, Para 1 stating the error or deficiency accompanied by documents substantiating the correction. The court of registration shall correct the errors or deficiencies and shall issue a new certificate under § 4, Para 2 or 3 within the time limit under § 5a, Para 1. No state fee shall be due for the issue of the certificate in such cases.

§ 5c. (new - SG 34/11, in force from 01.01.2012; amend. – SG 99/12) (1) In case of a filed request for opening enforcement proceedings, to which a trader under § 5, Para 2 is a party, the bailiff shall issue the enforcement creditor a certificate for pending enforcement and instruct him to file an application for liquidation.

(2) Where no liquidation has been recorded within two months from receipt of the instructions referred to in Para 1, the enforcement proceedings shall be stayed. The stayed enforcement proceedings shall resume at the request of the party or ex officio by the bailiff following the entry of the liquidation.

(3) Insolvency proceedings may be opened against a trader under § 5, Para 2. In such cases the insolvency court shall order an ex officio re-registration.

(4) Where no insolvency proceedings have been opened as referred to in Para 3, the court shall send the Agency the act in force for ex officio entry of the liquidation into the commercial register.

§ 5d. (new - SG 34/11, in force from 01.01.2012) (1) The court of the last registration of the trader shall ensure that anybody may view the commercial register regarding non-reregistered traders and the documents substantiating the entries, and shall issue copies of documents from the company files and certificates representing the trader status on 1 January 2012.

(2) (amend. – SG 99/12) The company files of terminated and officially deleted sole entrepreneurs and branches of foreign traders, as well as the company files of terminated according to § 5, Para 2 and not re-registered companies and cooperations shall be archived and stored in the court of the last registration. They shall be destroyed within the specified time limits and not earlier than 1 January 2017 – in case of sole entrepreneurs and branches of foreign traders under § 5, Para 1, and not earlier than 1 February 2022 - in case of not re-registered companies and cooperatives under § 5, Para 2. The court of last registration shall provide access to the archived company files and company registers of the courts and shall issue copies of the documents that they contain regarding the not re-registered companies and cooperatives and the ex officio written off sole entrepreneurs and branches of foreign traders.

(3) (revoked – SG 99/12)

(4) (amend. – SG 99/12) The terminated companies and cooperatives, which by 31 January 2017 have not been re-registered, shall be deemed written off.

(5) (amend. – SG 99/12) Where property of a trader under Para 4 has been found, the persons referred to in § 5a, Para 2 may file an application for liquidation also after the expiration of the said term as set out in Art. 273, Para 2 of the Commercial Act and not later than 31 December 2022.

§ 5e. (new - SG 34/11, in force from 01.01.2012; amend. – SG 99/12) For cases to which § 5a and 5b do not apply regarding the liquidation of ex officio re-registered traders shall apply respectively the provisions of Chapter Seventeen "Liquidation" of the Commerce Act.

§ 6. The register procedures started before the Act enters into force shall be finished by the court by the previous order.

§ 7. In the Cooperatives Act (prom. SG 113/99; amend. SG 92/00, SG 98/01, SG 13/03, SG 102, 105/05) the following amendments shall be made:

1. In art. 3:

a) in para 1 the text before item 1 shall be changed to:

"(1) The c-operation shall be entered in the co upon application by the management council, to which shall be attached";

b) in para 3 the words "the court shall enter the new co-operation or the changes of art. 3, para 1 after to it is presented" shall be substituted by "the new co-operation or the changes of art. 37, para 1 shall be entered in the commercial register after presenting".

2. Art. 4 shall be changed to:

"Emerging

Art. 4. The co-operation shall emerge from the day of its entering in the commercial register."

3. In art. 41 para 2 shall be changed to:

"(2) In the cases of art. 40, para 1, item 2 the Registry Agency shall appoint liquidator, determine the term of liquidation and the remuneration of the liquidator."

4. In art. 42:

a) in para 1 the words "the register of the court and promulgated in State Gazette" shall be substituted by "the commercial register";

b) in para 2 the words "the day" shall be substituted by "the moment".

5. In art. 44, para 1 the words "the promulgation" shall be substituted by "the entering in the commercial register".

6. In art. 47:

a) para 2 shall be revoked;

b) para 3 shall be changed to:

"(3) The liquidators shall be obliged in 7 days term after the adoption of the decision of para 1 to require its entering in the commercial register."

7. In art. 49, 3d sentence the words "the register of the court" shall be substituted by "the commercial register".

§ 8. In the Register BULSTAT Act (prom. SG 39/05; amend. SG 105/05) the following amendments and supplements shall be made:

1. In art. 3, para 1:

a) in item 1 at the end shall be added "who are not traders";

- b) item 2 shall be revoked;
- c) in item 3 at the end shall be added "who are not traders";
- d) item 8 shall be changed to:

"8. the branches and the divisions of the persons of items 1, 5 and 7 as well as the branches of the traders entered in the commercial register;"

2. In art. 6, para 2 the words "or the sole entrepreneur" shall be deleted.

3. In art. 13 the words "apart from their registration as sole entrepreneurs" shall be deleted.

4. In art. 19, para 2, item 2 the words "or the sole entrepreneur" shall be deleted.

5. In art. 27, para 1 the words "sole entrepreneurs, commercial companies and other corporate bodies" shall be substituted by "the corporate bodies who are not traders".

6. In art. 44, art. 45, para 1, art. 46, 47 and 48 the words "and sole entrepreneurs" shall be deleted.

§ 9. In the Civil Procedure Code (prom. Izv 12/52; amend. 92/52, 89/53, 90/55, 90/56, 90/58, 50, 90/61; corr. 99/61; amend. SG 1/63, SG 23/68, SG27/73, SG 89/76, SG36/79, SG 28/83, SG 41/85, ASG 27/86, SG 55/87, SG 60/88, SG 31, 38/89, SG 31/90, SG 62/91, SG 55/92, SG 61., 93/93, SG 87/95, SG 12, 26, 37, 44, 104/96, SG 43, 55, 124/97, SG 21, 59, 70, 73/98, SG 64, 103/99, SG 36, 85, 92/00, SG 25/01, SG 105, 113/02, SG 58, 84/03, SG 28, 36/04, SG 38, 42, 43, 79, 86, 99, 105/05, SG 17/06) the following amendments and supplements shall be made:

1. In art. 398b:

a) in para 1, first sentence the words "to the regional court of registration of the company" shall be substituted by "for entering in the commercial register" and in third sentence the words "The court of registration" shall be substituted by "The Registry Agency";

aa) in forth sentence the words "this shall be entered officially in the commercial register after which liquidation shall be implemented by liquidator appointed by the court" shall be substituted by "send the decision of the Registry Agency for entering in the commercial register";

bb) fifth sentence shall be created: "After the entering liquidation shall be implemented by liquidator appointed by the official for registration at the Registry Agency.";

c) in para 3:

aa) in forth sentence the words "this shall be entered officially in the commercial register after which liquidation shall be implemented by liquidator appointed by the court" shall be substituted by "send the decision of the Registry Agency for entering in the commercial register";

bb) fifth sentence shall be created: "After the entering liquidation shall be implemented by liquidator appointed by the official for registration at the Registry Agency."

2. In the name of chapter fifty two the words "and sole entrepreneurs" shall be deleted.

3. In art. 489, para 1 the words "the restoration of co-operations as well as the registration and the deletion of sole entrepreneurs" shall be substituted by "who are not traders".

4. In art. 490, para 1:

a) in item "a" the words "or of the firm of the sole entrepreneurs" shall be deleted.

5. In art. 491 the words "or of the firm of the sole entrepreneurs" shall be deleted.

6. In art. 491a:

a) in para 1 everywhere the words "the commercial" shall be substituted by "the respective" and the words "the trader" shall be substituted by "the corporate body";

b) in para 2 the words "the commercial" shall be substituted by "the respective" and the words "the company" shall be substituted by "the corporate body".

7. In art. 494 item "c" shall be revoked.

8. In art. 495:

a) in para 1, item "b" the words "or of the firm of the sole entrepreneur" shall be deleted;

b) in para 2 the words "or the firm of the sole entrepreneur" shall be deleted;

c) in para 3 the words "or sole entrepreneur" shall be deleted and the words "who do not have" shall

be substituted by "who does not have".

§ 10. In the Tax Insurance Procedures Code (SG 105/05) the following amendments and supplements shall be made:

1. In art. 28, para 1:

a) item 1 shall be changed to:

"1. the permanent address – for the individuals, if no other address is pointed out in writing, for the persons registered in register BULSTAT – the address for correspondence entered in the register, and for the sole entrepreneurs – the address of management;"

b) in item 2 at the end shall be added "respectively in the commercial register is not entered other address of management".

2. In art. 77 para 1 shall be changed to:

"(1) In the cases of deletion of sole entrepreneur from the commercial register as well as termination of corporate body – trader, transfer of enterprise under art. 15 of the Commerce Act or at transformation by the order of chapter sixteen of the Commerce Act, the trader shall notify the territorial directorate of the National Revenue Agency at the seat of the trader in term not later than 7 days before submitting of the respective application for entering of the circumstance subject to entering. The territorial directorate of the National Revenue Agency shall issue to the trader certificate for the notification and send officially to the Registry Agency message about the existence or the lack of liabilities for taxes and obligatory insurance instalments under the conditions and in the term of art. 87, para 6, In the certificate and the message shall not be included liabilities secured by the ordered of this Act. The certificate of second sentence shall be attached to the application for entering."

3. In art. 81, para 1 item 3 shall be changed to:

"3. the unified identification code determined by the Registry Agency or the unified identification code BULSTAT, respectively the unified civil number or the personal number of the foreigner;"

4. In art. 82, para 2, 3 and 4 shall be changed to:

"(2) The data about the local and the foreign individuals except the persons of art. 80, para 2, of the persons entered in the commercial register, and of the persons subject to registration in register BULSTAT shall be entered in the register of the respective territorial directorate on the basis of the first submitted declaration connected with tax levying or obligatory insurance instalments.

(3) The data of art. 81, para 1 about the persons entered in the commercial register, and of the persons entered in register BULSTAT shall be entered officially by the respective competent territorial directorate on the basis of the data from the commercial register, respectively register BULSTAT.

(4) The official entering of data in the register out of the data subject to entering by the commercial register, respectively by register BULSTAT, shall be implemented with record of art. 50 on the basis of entries in other official (public) registers or findings made after check of a body for revenues. In this case if there is no unified civil number or personal number of foreigner the person shall receive official number."

5. In art. 84 para 1 and 2 shall be changed to:

"(1) The registered persons shall be identified by the data of art. 81, para 1, items 2 – 4 the identification of the persons entered in register BULSTAT being implemented by unified identification code of BULSTAT, and for the sole entrepreneur – by unified identification code issued by the Registry Agency, respectively personal number of foreigner, and unified identification code of BULSTAT.

(2) The identification of individuals who are not entered in the commercial register, respectively in register BULSTAT, shall be implemented by the unified civil number or the personal number of a foreigner."

6. In art. 248, para 9 first sentence shall be changed to: "In the record shall be entered the tender number of the chattel, the price and the number of the participant proposed the highest price, for the individuals – name and UCN, for the traders – name and unified identification code, issued by the Registry Agency, for the persons entered in register BULSTAT – also unified identification code BULSTAT,

respectively the data of the authorised representative."

7. In art. 251, para 3 item 1 shall be changed to:

"1. data about the offerer – name, unified civil number (name, unified identification code determined by the Registry Agency, unified identification code BULSTAT) and address;"

8. In the additional provisions shall be created § 2a:

"§ 2a. The branches of the commercial companies and the divisions may continue to be accounted as insurers separate from the company and its other branches and divisions being identified with their unified identification code of BULSTAT according to art. 6, para 2 of the Register BULSTAT Act."

§ 11. In the Social Insurance Code (prom. SG 110/99, SG 55/00 – Decision No 5 of the Constitutional Court of 2000; amend. SG 64/00, SG 1, 35, 41/01, SG 1, 10, 45, 74, 112, 119, 120/02, SG 8, 42, 67, 95, 112, 114/03, SG 12, 38, 52, 53, 69, 70, 112, 115/04, SG 38, 39, 76, 102, 103, 104, 105/05, SG 17/06) the following amendments shall be made:

1. In art. 7, para 6 the words "of register BULSTAT" shall be deleted.

2. In art. 110, para 4 the word "judicial" shall be substituted by "commercial".

3. In art. 112 the words "the identification code of BULSTAT" shall be substituted by "the unified identification code" and the words "in register BULSTAT" shall be deleted.

4. In art. 122a, para 1, item 8 the word "Bulstat" shall be substituted by "unified identification code".

5. In art. 122d:

a) in para 1 the words "The regional code at the seat of the pension insurance company" shall be substituted by "The registry Agency";

b) in para 2 the words "the court decision" shall be substituted by "the certificate".

6. In art. 123h the words "the court implemented the judicial registration" shall be substituted by "the Registry Agency".

7. In art. 145, para 1, item 9 the words "certificate for actual judicial status" shall be substituted by "actual certificate for entering in the commercial register".

8. In art. 50, para 1, item 4 the words "certificate for actual judicial status" shall be substituted by "actual certificate for entering in the commercial register".

9. In art 169a, para 2 the words "the judicial" shall be substituted by "the commercial" and the words "the code of BULSTAT" shall be substituted by "the unified identification code".

10. In art. 218, para 1, item 9 the words "certificate for actual judicial status" shall be substituted by "actual certificate for entering in the commercial register".

11. In art. 221, para 3, item 3 the words "certificate for actual judicial status" shall be substituted by "actual certificate for entering in the commercial register".

12. In art. 237, item 1 after the words "the pension license and" the words "the judicial" shall be substituted by "the commercial" and after the words "pension insurance and" the words "the code of BULSTAT" shall be substituted by "the unified identification code".

13. In art. 269, para 1, item 8 shall be changed to:

"actual certificate for the entering in the commercial register of the insurance company".

14. In art. 272, para 3, item 3 the words "certificate for actual judicial status" shall be substituted by "actual certificate for entering in the commercial register".

15. In art. 305, item 1 after the words "the license and" the words "the judicial" shall be substituted by "the commercial" and after the words "the code BULSTAT" shall be substituted by "the unified identification code".

§ 12. In the Medicinal Products in Human Medicine Act (prom. SG 36/95, SG 61/96 – Decision No 10 of the Constitutional Court of 1996; amend. SG 38/98, SG 30/99, SG 10/00, SG 37/00 – Decision No 3

of the Constitutional Court of 2000; SG 78/00 – Decision No 7 of the Constitutional Court of 2000; amend. SG 41/01, SG 107, 120/02; corr. SG 2/03; amend. SG 56, 71, 112/03, SG 70, 111/04, SG 37, 76, 85, 99, 105/05) the following amendments shall be made:

1. In art. 11, para 3 item 2 shall be changed to:

"2. actual certificate for entering in the commercial register;"

2. In art. 56, item 3 the words "copy of the court decision or certificate for registration in judicial register" shall be substituted by "actual certificate for entering in the commercial register".

3. In art. 74:

a) in para 1 item 7 shall be changed to:

"7. actual certificate for entering in the commercial register if he is trader.";

b) in para 6:

aa) in item 3 the word "judicial" shall be deleted;

bb) item 4 shall be deleted.

4. In art. 81, para 2 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

§ 13. In the Agricultural Producers Assistance Act (prom. SG 58/98; amend. SG 79, 153/98, SG 12, 26, 86, 113/99, SG 24/00, SG 34, 41/01, SG 46, 96/02, SG 18/04, SG 14, 105/05, SG 18/06) the following amendments shall be made:

1. In art. 7g, para 3;

a) item 1 shall be changed to:

"1. actual certificate for the entering of the applicant in the commercial register issued up to one month before the submitting of the application;"

b) item 3 shall be revoked.

2. In art. 10c, para 2 item 1 shall be changed to:

"1. actual certificate for the entering in the commercial register;"

§ 14. In the Corporate Income Tax Act (prom. SG 115/97; corr. SG 19/98; amend. SG 21, 153/98, SG 12, 50, 51, 64, 81, 103, 110, 111/99, SG 105, 108/00, SG 34, 110/01, SG 45, 61, 62, 119/02, SG 42, 109/03, SG 18, 53, 107/04, SG 39, 88, 91, 102, 103, 105/05) in art. 41, para 1 the words "the court" shall be substituted by "the commercial register".

§ 15. In the Act on Secured Claims of Workers and Employees in the Event of Insolvency of their Employer (prom. SG 37/04; amend. SG 104, 105/05) the following amendments shall be made:

1. In art. 4, para 1, item 1 the word "promulgation" shall be substituted by "entering".

2. In art. 6 the words "promulgation in State Gazette" shall be substituted by "entering in the commercial register".

3. In art. 23, para 4 the word "promulgation" shall be substituted by "entering".

4. In art. 24 the word "promulgation" shall be substituted by "entering".

§ 16. In the Film Industry Act (prom. SG 105/03; amend. SG 28, 94, 105/05) in art. 20, para 1 the following amendments shall be made:

1. Item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

2. Items 2 and 3 shall be revoked.

§ 17. In the Tourism Act (prom. SG 56/02; amend. SG 119, 120/02, SG 39/04, SG 28, 39, 94, 99,

105/05) the following amendments shall be made:

1. In art. 18, para 1:

a) in the text before item 1 the words "code of BUSTAT" shall be substituted by "unified identification code";

b) in item 1 the words "certificate for actual judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

2. In art. 21, para 1 item 5 shall be changed to:

"5. unified identification code;"

3. In art. 50, para 3, item 1 the words "certificate for actual judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

4. In art. 50b, para 1, item 1 the words "certificate for actual judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

5. In art. 50c, para 1, item 1 the words "certificate for actual judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

6. In art. 50d, para 1, item 1 the words "certificate for actual judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

7. In art. 61, para 1:

a) in item 1 item "e" shall be changed to:

"e) unified identification code;"

b) in item 2, item "h" and item "i" the words "code BULSTAT" shall be substituted by "unified identification code";

c) in item 3, item "f" the words "code BULSTAT" shall be substituted by "unified identification code".

§ 18. In the Act on Registration and Control of the Agricultural and Forestry Machinery (prom. SG 79/98; amend. SG 22/03, SG 74, 88/05) the following amendments and supplements shall be made:

1. In art. 9, para 3 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

2. In art. 11:

a) in para 1 after the words "the judicial" shall be added "respectively the commercial";

b) in para 4:

aa) in item 6 the words "or the sole entrepreneur" shall be substituted by "when he is not trader, respectively actual certificate for entering in the commercial register – for the traders";

bb) item 7 shall be revoked;

c) in para 5, item 1 after the word "judicial" shall be added "respectively commercial".

§ 19. In the Radio and Television Act (prom. SG 138/98, SG 60/99 – Decision No 10 of the Constitutional Court of 1999; amend. SG 81/99, SG 79/00, SG 96/01, SG 77, 120/02, SG 99, 114/03, SG 99, 115/04, SG 88, 93, 105/05, SG 21/06) in art. 111, item 2 the word "judicial" shall be substituted by "commercial".

§ 20. In the Public Order Protection during Sports Events Act (prom. SG 96/04; amend. SG 103, 105/05) in art. 6 para 3 item 1 shall be changed to:

"1. seat and address of management, unified identification code for the traders, respectively identification code BULSTAT;"

§ 21. In the Arts Patronage Act (SH 103/05) in art. 11 the following amendments and supplements

shall be made:

1. In para 4 the words "certified copies of the documents of para 3, items 1, 2, 4 and 5" shall be substituted by "actual certificate for commercial registration and certificate for tax registration".

2. In art. 5:

a) in item 1 after the words "the judicial registration" shall be added "for the persons of art. para 2" and after the words "of register BULSTAT" shall be added "for the persons of art. 9, para 2 and unified identification code for the traders";

b) in item 2 after the word "judicial" shall be added "respectively commercial".

§ 22. In the Medical Establishments Act (prom. SG 62/99; amend. SG 8, 113/99; corr. SG 114/99; amend. SG 36, 65, 108/00, SG 51/01 – Decision No 11 of the Constitutional Court of 2001; amend. SG 28, 62/02, SG 83, 102, 114/03, SG 70/04, SG 46, 76, 85, 88, 105/05) the following amendments shall be made:

1. In art. 36, para 4 the words "The judicial" shall be substituted by "The commercial".

2. In art. 36a, para 3 the words "The judicial" shall be substituted by "The commercial".

3. In art. 37, para 6 the words "the judicial" shall be substituted by "the commercial".

4. In art. 40, para 1 item 1 shall be changed to:

"1. actual certificate for commercial registration;"

5. In art. 41, para 1 item 3 the words "number and lot of the judicial registration, number of the company case" shall be deleted.

6. In art. 47 item 1 shall be changed to:

"1. actual certificate for commercial registration;"

7. In art. 49, para 1 item 2 shall be changed to:

"2. data about the medical establishment – name, seat, capital, unified identification code;"

8. In art. 51a, para 2 item 1 shall be changed to:

"1. actual certificate for commercial registration;"

§ 23. In the Telecommunications Act (prom. SG 88/03; amend. SG 19, 77, 88, 95, 99, 105/05, SG 17/06) the following amendments shall be made:

1. In art. 88, para 1 the words "certificate for actual status of the judicial registration, copy of certificate for registration in BULSTAT" shall be substituted by "actual certificate for commercial registration".

2. In art. 148, item 1 the words "judicial registration" shall be substituted by "registration in the commercial register".

§ 24. In the Physical Education and Sports Act (prom. SG 58/96, SG 53/97 – Decision No 8 of the Constitutional Court of 1977; amend. SG 124/98, SG 51, 81/99, SG 53/00; corr. SG 55/00; amend. SG 64/00, SG 75/02, SG 95/02 – Decision No 6 of the Constitutional Court of 2002; amend. SG 120/02, SG 96/04, SG 88, 103/05) in art. 51a, para 5 after the words "the judicial" shall be added "respectively the commercial".

§ 25. In the Spatial Planning Act (prom. SG 1/01; amend. SG 41, 111/01, SG 43/02, SG 20, 65, 107/03, SG 36, 65/04, SG 28, 76, 77, 88, 94, 95, 103, 105/05) in art. 167, para 2 item 1 shall be changed to:

"1. actual certificate for commercial registration;"

§ 26. In the Tobacco and Tobacco Products Act (prom. SG 101/93; amend. SG 19/94, SG 110/96, SG 153/98, SG 113/99, SG 33, 102/00, SG 110/01, SG 20/03, SG 57, 70/04, SG 91, 95, 99, 105/05, SG 18/06) the following amendments shall be made:

1. In art. 37, para 1 item 1 shall be changed to:

"1. actual certificate for commercial registration;"

2. In appendix No 1 of art. para 1 and in appendix No 3 of art. 37, para 1 everywhere the word "BULSTAT" shall be substituted by "unified identification code".

§ 27. In the Grain Storage and Trade Act (prom. SG 93/98; amend. SG 101/00, SG 9, 58/03, SG 69, 105/05) the following amendments shall be made:

1. In art. 11a, para 2:

a) item 1 shall be changed to:

"1. actual certificate for commercial registration;"

b) item 2 shall be revoked.

2. In art. 24, para 4:

a) item 1 shall be changed to:

"1. actual certificate for commercial registration;"

b) item 2 shall be revoked.

§ 28. In the Postal Services Act (prom. SG 64/00; amend. SG 112/01, SG 45, 76/02, SG 26/03, SG 19, 88, 99, 105/05, SG 17/06) the following amendments shall be made:

1. In art. 43, para 2:

a) item 1 shall be changed to:

"1. actual certificate for commercial registration;"

b) items 2 and 3 shall be revoked.

2. In art. 59:

a) in para 1, item 1 the words "registration in BULSTAT" shall be substituted by "unified identification code";

b) in para 2:

aa) item 1 shall be changed to:

"1. actual certificate for commercial registration;"

bb) item 2 shall be revoked.

§ 29. In the Small and Medium-Sized Enterprises Act (prom. SG 84/99; amend. SG 80, 92/00, SG 42/01, SG 28/02, SG 64/04) in § 1, item 5 of the additional provision the words "the respective regional court" shall be substituted by "the Registry Agency".

§ 30. In the Investment Promotion Act (prom. SG 97/97; corr. SG 9/97; amend. SG 29, 153/98, SG 110/99, SG 28/02, SG 37/04; corr. SG 40/04) in art. 7 the words "the court in which region is located his seat" shall be substituted by "the Registry Agency".

§ 31. In the Commodity Exchanges and Wholesale markets Act (prom. SG 93/96; amend. SG 41, 153/98, SG 18/99, SG 20/00, SG 41/01) the following amendments and supplements shall be made:

1. In art. 14, para 3 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register of the respective trader;"

2. Art. 18 shall be changed to:

"Art. 18. (1) The Registry Agency shall enter in the commercial register the implemented activity as commodity exchange after the permit issued by the commission is presented.

(2) The Registry Agency shall enter in the commercial register the implemented activity as market place after the permit issued by the commission is presented."

3. In art. 21:

a) in para 1 the words "the regional court" shall be substituted by "the Registry Agency" and second sentence shall be created: "In these cases the commission shall appoint liquidator and determine the term for implementing the liquidation and the remuneration of the liquidator.";

b) in para 2 the words "the regional court" shall be substituted by "the Registry Agency".

§ 32. In the Private Security Business Act (prom. SG 15/04; amend. SG 105/05) in art. 15, para 2 the following amendments shall be made:

1. Item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

2. Item 2 shall be revoked.

§ 33. In the Excises and Tax Warehouses Act (prom. SG 91/05; amend. SG 105/05) the following amendments shall be made:

1. In art. 48, para 2 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

2. In art. 51, para 1, item 5 the word "BULSTAT" shall be substituted by "the unified identification code".

3. In art. 54, para 2, item 3 the word "BULSTAT" shall be substituted by "the unified identification code".

4. In art. 56, para 2, item 2 the word "BULSTAT" shall be substituted by "the unified identification code".

5. In art. 57, para 3:

a) item 1 shall be changed to:

"1. actual certificate for entering in the commercial register – original or copy certified by a notary;"

b) item 5 shall be changed to:

"5. copy of the certificate for tax registration certified by the person;"

§ 34. In the Road Traffic Act (prom. SG 20/99, SG 1/00, SG 43, 45, 76/02, SG 16, 22/03, SG 6, 70, 85, 115/04, SG 79, 92, 99, 102, 103, 105/05) the following amendments shall be made:

1. In art. 148, para 3:

a) item 1 shall be changed to:

"1. copy of the judicial decision for registration by the order of the Non-Profit Corporate Bodies Act, respectively actual certificate for entering in the commercial register;"

b) In item 2 at the end shall be added "for the non profit corporate bodies".

2. In art. 152, para 3:

a) item 1 shall be revoked;

b) item 2 shall be changed to:

"2. actual certificate for entering in the commercial register;"

§ 35. In the Waste Management Act (prom. SG 86/03; amend. SG 70/04, SG 77, 87, 95, 105/05) the following amendments shall be made:

1. in art. 30:

a) in para 3 the words "the judicial registration of the persons under the Commerce Act" shall be substituted by "the seat of the persons under the commercial register";

b) in para 4 the words "the judicial registration under the Commerce Act" shall be substituted by

"the seat under the commercial register".

2. In art. 39, para 1, item 3 the words "actual judicial status" shall be substituted by "entering in the commercial register".

3. In art. 51, para 1:

a) in item 1 the words "actual judicial status" shall be substituted by "entering in the commercial register";

b) item 2 shall be revoked.

4. In art. 54:

a) in para 4:

aa) in item 1 the words "actual judicial status" shall be substituted by "entering in the commercial register";

bb) item 5 shall be revoked;

b) in para 5 the words "and 5" shall be deleted;

c) in para 6 the figure "5" shall be deleted.

5. In art. 57, para 2 the words "number of the company file; number of the volume and the batch; identification code of register BULSTAT" shall be substituted by "unified identification code".

6. In art. 62, para 4:

a) in item 1 the words "actual judicial status" shall be substituted by "entering in the commercial register";

b) item 2 shall be revoked.

7. In art. 67, para 1, item 2 the words "judicial status" shall be substituted by "status in the commercial register".

8. In art. 80, para 1:

a) in item 1 the words "certificate for actual status of the judicial registration" shall be substituted by "actual certificate for commercial registration".

9. In art. 84, item 3 the words "certificate for actual status" shall be substituted by "actual certificate for commercial registration".

10. In art. 87, para 2, item 2 the word "BULSTAT" shall be substituted by "unified identification code".

§ 36. In the Foodstuffs Act (prom. SG 90/99; amend. SG 102/03, SG 70/04, SG 87, 99, 105/05) the following amendments shall be made:

1. In art. 12, para 3 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register when the applicant is trader;".

2. In art. 19, para 2 the words "code in BULSTAT" shall be substituted by "unified identification code".

3. In art. 22b, para 1 in the text before item 1 after the words "the corporate body" shall be added "when he is not trader, and unified identification code when he is trader".

4. In art. 25a, para 3 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register of the Bulgarian company – importer;".

§ 37. In the Act on Administrative Regulation of the Production and Trade in Optical Discs, Matrices and Other Carriers Containing Objects Of Copyright (prom. SG 74/05; amend. SG 105/05) the following amendments and supplements shall be made:

1. In art. 8

a) in para 1, item 1 the words "identification code in register BULSTAT" shall be substituted by "unified identification code" and the word "judicial" shall be substituted by "commercial";

b) in para 2:

aa) item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

bb) items 2 and 4 shall be revoked.

2. In art. 9, para 9:

a) in item 2 the word "judicial" shall be substituted by "commercial";

b) item 4 shall be changed to:

"4. unified identification code;"

3. In art. 12, item 5 the word "judicial" shall be substituted by "commercial".

4. In art. 14, para 1, item 3 the word "judicial" shall be substituted by "commercial".

5. In art. 15, para 1, item 1 the words "identification code of register BULSTAT" shall be substituted by "unified identification code" and the words "judicial registration" shall be substituted by "the registration in the commercial register".

6. In art. 17, para 1:

a) in item 2 the word "judicial" shall be substituted by "commercial";

b) item 3 shall be changed to:

"3. unified identification code".

7. In art. 20:

a) in para 1, item 1 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial";

b) in para 2 item 2 shall be changed to:

"2. actual certificate for entering in the commercial register;"

8. In art. 22, para 1, item 2 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

9. In art. 24, para 1, item 1 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

10. In art. 24, para 1, item 1 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

11. In art. 27, para 1, item 2 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

12. In art. 27, para 1, item 2 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

13. In art. 30, para 4:

a) item 1 shall be changed to:

"1. actual certificate for entering in the commercial register issued up to two months before the submitting of the application;"

b) item 3 shall be revoked;

c) in item 4 the word "judicial" shall be substituted by "commercial".

14. In art. 34, para 1:

a) in item 2 the words "number of the company file" shall be deleted;

b) in item 3 the words "the judicial" shall be substituted by "the commercial";

c) item 4 shall be changed to:

"4. unified identification code;"

15. In art. 36, item 5 the word "judicial" shall be substituted by "commercial".

16. In art. 41, para 1, item 1 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

17. In art. 42, para 1, item 1 after the word "BULSTAT" shall be added "respectively unified identification code for the traders" and after the word "judicial" shall be added "respectively commercial".

18. In art. 48, para 1 after the words "the judicial" shall be added "respectively commercial".

19. In art. 51, para 4 after the words "the judicial" shall be added "respectively commercial".

§ 38. In the Wine and Alcohol Beverages Act (prom. SG 86/99; amend. SG 56/02, SG 16, 108, 113/04, SG 99, 105/05, SG 18/06) the following amendments shall be made:

1. In art. 23a, para 3, item 3 the words "copy of card for identification in register BULSTAT and" shall be deleted.

2. In art. 40, para 4:

a) item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

b) item 7 shall be changed to:

"7. certified by the trader copy of the certificate for registration under the Tax – Procedure Code;"

§ 38. In the Wine and Alcohol Beverages Act (prom. SG 86/99; amend. SG 56/02, SG 16, 108, 113/04, SG 99, 105/05, SG 18/06) the following amendments shall be made:

1. In art. 14b:

a) in para 1 after the words "of BULSTAT" shall be added "respectively unified identification code for the traders";

b) in para 2, item 1 before the words "decision for judicial" shall be added "actual certificate for entering in the commercial register for the traders, respectively".

2. In art. 15, para 4:

a) item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

b) items 2 and 3 shall be added.

§ 40. In the Crafts Act (prom. SG 42/01; amend. SG 112/01, SG 56/02, SG 99, 105/05, SG 10/06) the following amendments and supplements shall be made:

1. In art. 23, para 1, item 1 the words "the registration and BULSTAT" shall be substituted by "the commercial registration and the unified identification code".

2. In art. 24:

a) in para 2, item 1 at the end shall be added "and the unified identification code for the traders, respectively identification code BULSTAT for the other persons";

b) in para 3 item 2 shall be changed to:

"2. for the persons registered under the Commerce Act and the Cooperatives Act - actual certificate for entering in the commercial register;"

§ 41. In the Biological Diversity Act (prom. SG 77/02; amend. SG 88, 105/05) the following amendments and supplements shall be made:

1. In art. 43a, para 5 item 3 shall be changed to:

"3. actual certificate for entering in the commercial register;"

2. In art. 81, para 2, item 2 shall be changed to:

"2. actual certificate for entering in the commercial register;"

3. In art. 82, para 2 item 4 shall be changed to:

"4. actual certificate for entering in the commercial register;"

4. In art. 92, para 1, item 1 at the end shall be added "or unified identification code for the traders".

5. In art. 97:

a) in para 1 after the word "judicial" shall be added "or commercial";

b) in para 2, item 1 at the end shall be added "or unified identification code for the traders".

§ 42. In the Forestry Act (prom. SG 125/97; amend. SG 79/98, SG 26/99, SG 29, 78/00, SG 77, 79, 99/02, SG 16, 107/03, SG 72, 105/05) the following supplements shall be made:

1. in art. 1c, para 2, item 1 after the words "for identification" shall be added "actual certificate for entering in the commercial register".
2. In art. 16a, para 2, item 1 after the words "for identification" shall be added "actual certificate for entering in the commercial register".
3. In art. 68a, para 1, item 4 at the beginning before the word "certificate" shall be added "actual certificate for entering in the commercial register, respectively".
4. In art. 68b, para 2, item 5 at the beginning before the word "certificate" shall be added "actual certificate for entering in the commercial register, respectively".
5. In § 123, para 2, item 1 after the words "for identification" shall be added "actual certificate for entering in the commercial register".

§ 43. In Privatisation Funds Act (prom. SG 1/96, amend. SG 68, 85/96, SG 39, 52/98, SG 114/99) in art. 15 the words "The regional court shall enter the privatisation fund" shall be substituted by "The privatisation fund shall be entered".

§ 44. In the Act on Special Purpose Investment Companies (prom. SG 46/03; amend. SG 109/03, SG 107/04) the following amendments shall be made:

1. In art. 5, para 4 the words "receiving of the court decision" shall be substituted by "the entering".
2. In art. 14:
 - a) in para 1 the words "the court of registration of the company with special investment objective" shall be substituted by "the Registry Agency";
 - b) in para 2 the words "the court" shall be substituted by "the Registry Agency";
 - c) in para 3 the words "the court of registration shall officially change" shall be substituted by "the Registry Agency shall officially enter change of".
3. In art. 15, para 3 shall be changed to:

"(3) The change in the statutes shall be entered in the commercial register after presenting of the approval of para 1."

§ 45. In the Electronic Document and Electronic Signature Act (prom. SG 34/01; amend. SG 112/01) the following amendments shall be made:

1. In art. 24, para 1:
 - a) in item 1 the word "BULSTAT" shall be substituted by "the unified identification code";
 - b) in item 2 the words "the judicial registration" shall be substituted by "the registration".
2. In art. 36, para 1 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;".

§ 46. In the Act on Protection from Harmful Impact of Chemical Substances and Preparations (prom. SG 10/00; amend. SG 91/02, SG 86, 114/03, SG 100, 101/05) the following amendments shall be made:

1. In art. 14d, para 2 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;".
2. In art. 18, para 1:
 - a) in item 1 item "a" shall be changed to:

"a) actual certificate for entering in the commercial register:"
 - b) in item 2 item "a" shall be changed to:

"a) actual certificate for entering in the commercial register:"

3. In art. 19f, item 2 the words "the judicial" shall be substituted by "the commercial".

4. In art. 13h, para 1 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

5. In art. 19q item 1 shall be changed to:

"1. actual certificate for entering in the commercial register;"

6. In art. 19s, para 1 item 2 shall be changed to:

"2. actual certificate for entering in the commercial register;"

7. In art. 22a, para 2, item 1 the words "certificate for actual status of the judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

8. In art. 22e, para 1, item 2 the words "certificate for actual status of the judicial registration" shall be substituted by "actual certificate for entering in the commercial register".

§ 47. In the Health Act (prom. SG 70/04; amend. SG 46, 76, 85, 88, 94, 103/05, SG 18/06) in art. 36, para 1 the words "and for the traders – the data of the judicial registration" shall be substituted by "and if he is trader – to present actual certificate for entering in the commercial register".

§ 48. In the Health Insurance Act (prom. SG 70/98; amend. SG 93, 153/98, SG 62, 65, 67, 69, 110, 113/99, SG 1, 31, 64/00, SG 41/00, SG 1, 54, 74, 107, 112, 119, 120/02, SG 8, 50, 107, 114/03, SG 28, 38, 49, 70, 85, 111/04, SG 39, 45, 76, 99, 102, 103, 105/05, SG 17, 18/06) the following amendments and supplements shall be made:

1. In art. 88, para 2 item 1 shall be changed to:

"1. actual certificate for entering in the commercial register; number and date of issuing of the license of the health insurance company;"

2. In art. 95, para 2 item 1 shall be changed to:

"1. data about the applicant – name, UCN, permanent address – for the individuals; actual certificate for entering in the commercial register;"

3. In art. 99, para 1, item 2 after the words "the corporate bodies" shall be added "respectively unified identification code – for the traders".

§ 49. In the Registered Pledges Act (prom. SG 100/96; amend. SG 86/97, SG 42/99, SG 19, 58/03, SG 34, 43/05) the following amendments shall be made:

1. In art. 21:

a) in para 2 the words "the batch" shall be substituted by "the file";

b) para 6 shall be changed to:

"(6) Simultaneously with the entering of the transformation the Registry Agency shall enter in the company files of each of the companies being transformed as well as of the sole entrepreneur at transfer of property to sole owner and the passing of the pledge of commercial company to the respective legal successor."

2. In art. 50, item 5 the words "by the court of registration" shall be substituted by "with decision of the court".

3. "In art. 51 the words "the court of registration" shall be substituted by "the Registry Agency".

§ 50. In the Insurance Code (prom. SG 103/05; amend. SG 105/05) the following amendments and supplements shall be made:

1. In art. 35:

a) in para 1 the words "The court shall enter in the commercial register" shall be substituted by "In

the commercial register shall be entered";

b) in para 2 the words "copy of the judicial decision" shall be substituted by "the certificate" and at the end shall be added "in the commercial register".

2. In art. 44:

a) in para 1 the words "The court shall enter in the commercial register the branch" shall be substituted by "In the commercial register shall be entered branch";

b) in para 2 the words "the judicial decision" shall be substituted by "the certificate" and at the end shall be added "in the commercial register".

3. In art. 120, para 1, item 1 the words "by the court" shall be deleted.

4. In art. 122:

a) the title shall be changed to: "Entering of the termination";

b) in para 1 the words "the court" shall be substituted by "the Registry Agency";

c) para 2 shall be changed to:

"(2) The insurer shall be obliged to present to the commission certificate for the entering of para 1 term of three working days after implementing the entering."

5. In art. 123:

a) para 1 shall be changed to:

"(1) In the cases of art. 119, item 2 the procedure for liquidation shall be opened with decision of the commission. The decision shall contain the ground for divesting the license and with it shall be determined liquidator, his remuneration and term for implementing the liquidation. The decision shall be sent to the Registry Agency for entering in the commercial register."

b) para 2 shall be changed to:

"(2) The Registry Agency shall enter the termination of the insurer and the name of the liquidator."

6. In art. 124 para 3 shall be changed to:

"(3) In the cases of para 2 the commission may discharge the liquidator about which it shall send its decision to the Registry Agency for entering."

7. In art. 125 the words "the court and" shall be deleted.

8. In art. 139:

a) in para 1 the words "The decision of the court for opening of procedure for liquidation or insolvency" shall be substituted by "The entering of the opening of the procedure for liquidation as well as the decision of the court for opening of procedure for insolvency" and the word "has" shall be substituted by "have";

b) para 2 shall be changed to:

"(2) Simultaneously with the entering in the commercial register of the opening of the procedure for liquidation and the announcement in the commercial register of the decision of the court for opening of procedure for insolvency the Registry agency shall send the decision of the court for publishing on "Official Gazette" of the European Union as well as information about the applicable law, the competent court and the entered liquidator, respectively receiver.";

c) in para 3 the words "the decision for opening of procedure for liquidation or" shall be substituted by "the entering of the opening of procedure for liquidation or the decision for opening of the procedure".

9. In art. 302 para 8 shall be changed to:

"(8) Upon request by the deputy chairman, respectively the commission in the commercial register shall be entered the circumstances, respectively announced the acts of para 2, items 3, 7, 9, 10 and 11 of para 3."

10. In art. 310, para 1 item 3 shall be changed to:

"3. has been divested the license of insurer till the appointment by the court of receiver or the entering in the commercial register of liquidator."

114/99, SG 24, 63, 84, 92/00, SG 1/01, SG 45, 91, 92/02, SG 31/03, SG 19, 31, 39, 105/05) the following amendments shall be made:

1. Art. 22 shall be changed to:

"Art. 22. (1) After the taking of decision for divesting license of a bank the Central bank shall:

1. in the cases of art. 21, para 1 appoint liquidator and determine term in which the liquidation must be implemented; the decision shall be sent to the commercial register; or

2. in the cases of art. 221, para 2 direct request to the respective regional court for opening of insolvency procedure.

(2) The decision of para 1, item 2 shall be promulgated in State Gazette".

2. In art. 65 para 5 shall be changed to:

"(5) Upon request by the Central bank in the commercial register shall be entered the circumstances, respectively announced the acts of para 2."

§ 52. In the Bank Insolvency Act (prom. SG 92/02; amend. SG 67/03, SG 36/04, SG 31, 105/05) the following changes shall be made:

1. Art. 15 shall be changed to:

"Entering of the court decisions

Art. 15. The decision of the court of art. 13, para 1 shall be entered in the commercial register. "

1. In art. 16 para 5 shall be changed to:

"(5) The decision with which is revoked decision of art. 13, para 1 or art. 14 shall be entered in the commercial register."

3. In art. 19, para 2 the words "promulgation in State Gazette" shall be substituted by "entering in the commercial register".

4. In art. 24, para 2 the words "the promulgation in State Gazette" shall be substituted by "the entered in the commercial register".

5. In art. 26:

a) in para 5 the words "the respective court register and shall be promulgated in State Gazette" shall be substituted by "the commercial register";

b) in para 6, second sentence "the court register and promulgation in State Gazette" shall be substituted by "the commercial register" and the third sentence shall be deleted;

c) para 7 shall be revoked.

6. In art. 29:

a) in para 3 the words "the respective court register and shall be promulgated in State Gazette" shall be substituted by "the commercial register";

b) in para 4 in the first sentence at the end shall be added "as well as to the Registry Agency" and the second and the third sentence shall be deleted;

c) para 5 shall be revoked.

7. In art. 56, para 1 the words "the promulgation" shall be substituted by "the entering".

8. 7. In art. 59, para 4 the word "promulgation" shall be substituted by "entering".

9. 7. In art. 63, para 1 the words "the promulgation" shall be substituted by "the entering".

10. In art. 64, para 2 the words "announces in State Gazette" shall be substituted by "declares for announcement in the commercial register" and the words "the promulgation of the announcement" shall be substituted by "the announcing".

11. In art. 105:

a) in para 4 the words "the respective court register and shall be promulgated in State Gazette" shall be substituted by "the commercial register";

b) in para 5 the words "its promulgation in State Gazette" shall be substituted by "its entering in the commercial register".

12. In art. 109, para 2 the words "the promulgation" shall be substituted by "the entering".

§ 53. In the Public Offering of Securities Act (prom. SG 114/99; amend. SG 63, 92/00, SG 28, 61, 93, 101/02, SG 8, 31, 67, 71/03, SG 37/04, SG 19, 31, 39, 103, 105/05) the following amendments and supplements shall be made:

1. Art. 31 shall be changed to:

"Art. 31. The Registry Agency shall enter in the commercial register the stock exchange after the license issued by the commission is presented to it."

2. In art. 36 the words "the court of registration" shall be substituted by "the Registry Agency" and second sentence shall be created: "In these cases the commission shall appoint liquidator, determine term for implementing the liquidation and the remuneration of the liquidator."

3. Art. 49 shall be changed to:

"Art. 49. The Registry Agency shall enter in the commercial register subject of activity organising of unofficial market of securities of the person of art. 44, para 2 after the license issued by the commission is presented to it."

4. Art. 67 shall be changed to:

"Art. 67. The Registry Agency shall enter in the commercial register the company, respectively the right to be implemented services and activities of art. 54, para 2 and 3 in its subject of activity after the license issued by the commission is presented to it."

5. In art. 74a para 6 shall be changed to:

"(6) The Registry Agency shall enter in the commercial register the changes of para 1, items 1 and 2 after the approval issued by the commission, respectively by the deputy chairman, is presented to it."

6. In art. 89, para 2 the words "of the court" shall be deleted.

7. In art. 9 para 4 shall be changed to:

"(4) Apart from the cases of art. 79, para 1, items 3, 4, 5, 6 and 8 in the commercial register shall be entered the increase of the capital implemented under the conditions of art. 5 after the confirmation issued by the commission is presented to it."

8. In art. 112c, second sentence the words "before the court" shall be deleted.

9. In art. 115 para 2 shall be changed to:

"(2) The company shall be obliged to announce the invitation of art. 223, para 4 of the Commerce Act in the commercial register and publish it in one central daily newspaper at least 30 days before its opening."

10. In art. 122, para 2 the words "in the court" shall be deleted.

11. In art. 183:

a) para 1 shall be changed to:

"(1) The Registry Agency shall enter the investment company in the commercial register after the respective license issued by the commission is presented to it.";

b) in para 2 the words "copy of the court decision" shall be substituted by "certificate for entering".

12. In art. 192, para 5 the words "The court" shall be substituted by "The Registry Agency".

13. Art. 207 shall be changed to:

"Art. 207. The Registry Agency shall enter the company in the commercial register, respectively the right to implement the activity of art. 202 in its subject of activity after the respective license issued by the commission is presented to it."

14. In art. 212 para 7 shall be changed to:

"(7) Upon request by the commission, respectively the deputy chairman, the Registry Agency shall enter the circumstances, respectively announce the acts of para 1 in the commercial register."

§ 54. The Council of Ministers shall, in term till October 1, 2006, submit to the National Assembly draft acts on amendment and supplement of the acts which provisions must be brought in compliance with

this Act.

§ 55. The acts of secondary legislation for the implementation of this Act shall be adopted in the term of the entry into force of the act.

§ 56. (amend. SG 80/06, in force from 03.10.2006; amend. SG 53/07, in force from 30.06.2007) This Act shall enter into force on January 1, 2008 except § 2 and § 3 which shall enter into force from the day of promulgation of the Act in State Gazette.

§ 57. The implementation of the Act shall be assigned to the Council of Ministers and the Supreme Judicial Council.

The Act was passed by the 40th National Assembly on March 24, 2006 and on April 20, 2006 and is affixed with the official seal of the National Assembly.

Concluding provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. – SG 80/06, IN FORCE FROM 03.10.2006)

§ 3. The Act shall enter into force from the day of its promulgation in State Gazette.

Concluding provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE ACCOUNTANCY ACT

(PROM. – SG 105/06, IN FORCE FROM 01.07.2007)

§ 61. This Act shall enter into force from the 1st of January 2007, except for § 48, which shall enter into force from the 1st of July 2007.

Transitional and concluding provisions TO THE CIVIL PROCEDURE CODE

(PROM. – SG 59/07, IN FORCE FROM 01.03.2008)

§ 61. This code shall enter into force from 1 March 2008, except for:

1. Part Seven "Special Rules Related to Proceedings on Civil Cases Subject to Application of European Union Legislation"
 2. Paragraph 2, Para 4;
 3. Paragraph 3 related to revocation of Chapter Thirty Two "a" "Special Rules for Recognition and Admission of Enforcement of Decisions of Foreign Courts and of Other Foreign Authorities" with Art. 307a – 307e and Part Seven "Proceedings for Returning a Child or Exercising the Right of Personal Relations" with Art. 502 – 507;
 4. Paragraph 4, Para 2;
 5. Paragraph 24;
 6. Paragraph 60,
- which shall enter into force three days after the promulgation of the Code in the State Gazette.

Transitional and concluding provisions
TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. - SG 50/08, IN FORCE FROM 30.05.2008)

§ 25. Until expiration of the term under § 4, Para 1 of the Transitional and Concluding Provisions on the position "registration official" may be appointed persons, as exception without a contest, for a term of 6 months at most, without compliance with the requirement under Art. 20, Para 1 for a three year legal service. With the expiration of the term the contract of these persons shall terminate and may not be concluded again on the same grounds.

§ 26. The present officer relations of the persons under Art. 20, Para 2 shall be transformed into unlimited employment relations without holding a contest.

§ 27. The additional funds for the remuneration under Art. 20, Para 2 for 2008 shall be provided from the funds under Art. 39, Para 2, Item 1.

§ 30. This Act shall enter into force from the day of its promulgation in the State Gazette, except § 24 regarding § 4, Para 7 of the Transitional and Concluding Provisions which shall enter into force from 1 January 2008.

Transitional and concluding provisions
TO THE ACT ON PREVENTION AND FINDINGS OF CONFLICTS OF INTERESTS

(PROM. - SG 94/08, IN FORCE FROM 01.01.2009)

§ 14. This Act shall enter into force from 1 January 2009, except § 3 and 4, which shall enter into force from the day of promulgation of the Act in the State Gazette.

Transitional and concluding provisions
TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. – SG 34/11, IN FORCE FROM 01.01.2012; AMEND., SG 105/11, IN FORCE FROM 31.12.2011)

§ 15. The acts of secondary legislation on the implementation of the Act shall be made compliant with this Act before its entry into force.

§ 16. (suppl., SG 105/11, in force from 31.12.2011) This Act shall enter into force from 1 January 2012, except for § 3, which shall enter into force from 1st of January 2013 and § 11, § 12, Item 1, Letter "b", § 13 and 14, which shall enter into force within three days from its promulgation in the State Gazette.

Transitional and concluding provisions
TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. - SG 25/12)

§ 5. Pending court procedures as well as existing register proceedings under the repealed para 4 of Art. 22 shall be completed under the procedure effective until December 31, 2011.

§ 6. Paragraph 1, item 2, in force from June 1, 2012.

Transitional and concluding provisions
TO THE ACT AMENDING AND SUPPLEMENTING THE CIVIL SERVANTS ACT

(PROM. - SG 38/12, IN FORCE FROM 01.07.2012)

§ 84. (In force from 18.05.2012) Within one month from the promulgation of the Act in the State Gazette:

1. the Council of Ministers shall bring the Classifier of Administration Positions in compliance with this Act;
2. the competent authorities shall bring the statutory rules of the respective administration in compliance with this Act.

§ 85. (1) Legal relations with the persons from administrations under the Radio and Television Act, the Independent Financial Audit Act, the Electronic Communications Act and the Financial Supervision Commission Act, Act on Access to and Disclosure of the Documents and Announcing Affiliation of Bulgarian Citizens with the State Security Service and the Intelligence Services of the Bulgarian Popular Army, Confiscation by the State of Proceeds of Crime, Act on Prevention and Findings of Conflict of Interests, Code of Social Insurance, Health Insurance Act, Agricultural Producers Assistance Act and the Roads Act shall be regulated under the terms and following the procedure of § 36 of the Transitional and Final provisions of the Act Amending and Supplementing the State Servant Act (SG 24/06).

(2) By the act appointing the civil servant shall be:

1. awarded the minimum rank for the position occupied defined in the Classifier of Administration Positions, unless the civil servant has a higher rank;
2. determined the individual basic monthly salary.

(3) The funds additionally needed for insurance installments of the persons referred to in para 2 shall be provided within the costs for salaries, remuneration and insurance installments of the budgets of the respective budget credit spending units.

(4) The Council of Ministers shall carry out the changes required in the extra-budgetary account of State Fund Agriculture according to this Act.

(5) The managing bodies of the National Insurance Institute and the National Health Insurance Fund shall carry out the changes requires according to this Act in the respective budgets.

(6) Unused leaves under employment relationships shall be retained and may not be compensated by cash benefits.

§ 86. (1) Within one month from entry into force of this Act the individual basic monthly salary of the employee shall be determined in such a manner as to ensure that the said salary, reduced by the tax due and the mandatory insurance installments at the expense of the insured person, if they were due, is not lower than the gross monthly salary received hitherto, reduced by the mandatory insurance installments due at the expense of the insured person, if they were due, as well as by the tax due.

(2) The gross salary under para 1 shall include:

1. the basic monthly salary or basic monthly remuneration;

2. bonuses paid regularly along with the basic monthly salary or basic monthly remuneration due, which are related solely to the hours worked off.

§ 87. The Act shall enter into force from July 1, 2012 except for § 84, which shall enter into force from the date of its promulgation in the State Gazette.

Transitional and concluding provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. - SG 99/12)

§ 6. The ordinance referred to in Art. 31 shall be brought into compliance with the present Act within one month from its entry into force.

Additional provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. - SG 22/15, in force from 01.01.2017)

§ 11. The present act implements the provisions of Directive 2012/17/EU of the European Parliament and of the Council of 13 June 2012 amending Council Directive 89/666/EEC and Directives 2005/56/EC and 2009/101/EC of the European Parliament and of the Council as regards the interconnection of central, commercial and companies registers (OJ L 156, 16.6.2012).

Concluding provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE COMMERCIAL REGISTER ACT

(PROM. - SG 22/15, in force from 01.01.2017)

§ 16. The present Act shall enter into force from 1 January 2017 except for § 3, § 6, Items 1, 3 - 6, § 8, 14 and 15, which shall enter into force from the day of its promulgation in the State Gazette.

Concluding provisions

TO THE ACT, AMENDING AND SUPPLEMENTING THE ACT ON THE COMMERCIAL REGISTER

(PUBL. - SG, 54/ 2015)

§ 4. The Registry Agency shall comply its activity with this act not later than 4 months from its enforcement.

Transitional and concluding provisions

TO THE ACCOUNTANCY ACT

(PROM. SG 95/15, IN FORCE FROM 01.01.2016)

§ 29. This Act shall enter into force from 1st of January 2016, with the exception of Art. 48 – 52, which shall enter into force from 1st of January 2017.

Transitional and concluding provisions

TO THE PUBLIC PROCUREMENT ACT

(PROM. – SG 13/16, IN FORCE FROM 15.04.2016)

§ 29. This Act shall enter into force on April 15, 2016, with the exception of:

1. Article 39, which shall enter into force on July 1, 2017 and – regarding the central purchasing bodies - from January 1, 2017;
2. Article 40:
 - a) Para 1 and Para 3, item 1-4 and item 10, which shall enter into force from July 1, 2017;
 - b) Para 3 item 5-9, which shall enter into force from January 1, 2020;
3. Article 41, Para 1 - on technical compatibility and connectivity, and para 2, which shall enter into force from July 1, 2017;
4. Article 59, Para 4, which shall enter into force on July 1, 2018;
5. Article 67:
 - a) Para 4 - concerning the mandatory representation of ESPD in electronic form, which shall enter into force on April 1, 2018;
 - b) Para 8, item 2, which shall enter into force on June 1, 2018;
6. Article 97, which shall enter into force on January 1, 2017;
7. Article 232, which shall enter into force on September 1, 2016;
8. § 26, Para 1 and § 27, which shall enter into force from the day of promulgation of the Act in the State Gazette.

Transitional and concluding provisions

TO THE ACT AMENDING AND SUPPLEMENTING THE NON-PROFIT LEGAL ENTITIES ACT

(PROM. – SG 74/16, IN FORCE FROM 01.01.2018)

§ 40. This Act shall enter into force on January 1st, 2018.