

**Regulation of the Cheile Bicazului-Hășmaș National Park and Natura 2000 sites ROSCI0027 and ROSPA0018 Cheile Bicazului-Hășmaș**

**Chapter I. Establishment, purpose, boundaries, zoning and management  
of the Cheile Bicazului-Hășmaș National Park**

Art. 1.

Cheile Bicazului-Hășmaș National Park, established by Order No 7/1990 of the Minister of Water, Forests and Environmental Protection on the establishment of national parks in Romania, confirmed by Law 5/2000 on the National Territorial Planning - Section III Protected Natural Areas of National Interest and delimited by Government Decision No 230/2003 on the approval of the internal zoning of national parks and natural parks and the establishment of their administrations, as amended, and by Order No 552 of the Minister of Agriculture, Forests, Water and Environment. /2003 on the approval of the internal zoning of national parks and natural parks, from the point of view of the need to conserve biological diversity and the Government Emergency Ordinance no.57/2007 on the regime of protected natural areas, the conservation of natural habitats, wild flora and fauna, with subsequent amendments and additions, is a protected natural area of national interest corresponding to IUCN category II.

Art. 2.

(1) The Cheile Bicazului-Hășmaș National Park and the Natura 2000 sites ROSCI0027 Cheile Bicazului-Hășmaș and ROSPA0018 Cheile Bicazului-Hășmaș have been taken under management following the conclusion of the Management Contract between the Ministry of the Environment and Water Management and the National Forestry Regia-Romsilva, with no.5209 /08.10.2014/MMGA and 110/08.10.2014/RNP and on the basis of the contract concluded between APNCB-H R.A. and Regia Națională a Pădurilor-Romsilva, with no. 136/19.11.2014/APNCB-H R.A., on the basis of Government Decision no. 230/2003 on the approval of the internal zoning of national parks and natural parks and the establishment of their administrations with subsequent amendments and additions, of the Order of the Minister of Agriculture, Forests, Water and Environment no. 552 /2003 on the approval of the internal zoning of national parks and natural parks, from the point of view of the need to conserve biological diversity, the Government Emergency Ordinance No.57/2007 on the regime of protected natural areas, conservation of natural habitats, wild flora and fauna with subsequent amendments and additions and the Order of the Minister of the Environment and Climate Change No.1052/2014 on the approval of the Methodology for the awarding in administration and custody of protected natural areas, with subsequent amendments and additions;

(2) Abbreviations used in the text of this Regulation:

Cheile Bicazului-Hășmaș National Park is PNCB-H;

Regia Națională a Pădurilor-Romsilva is RNP;

Cheile Bicazului-Hășmaș National Park Administration is APNCB-H;

The Park's Advisory Board is the CCA;

The Scientific Council of the Park is the SSC;

The Romanian Academy - Commission for the Protection of Natural Monuments is AR-CMN;

The International Union for Conservation of Nature is IUCN;

Ministry of Environment and Climate Change is MMSC;

Ministry of Environment and Water Management is MMGA.

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Art. 3.

(1) The objective of the management of the PNCB-H is: the protection and conservation of representative samples of the national biogeographical space, including natural elements of particular value from a physico-geographical, floristic, faunistic, hydrological, geological, palaeontological, speleological, pedological or other point of view, while offering the possibility of visiting for scientific, educational, recreational and tourist purposes;

(2) The management of the PNCB-H shall ensure the maintenance of the physico-geographical framework in its natural state, the protection of ecosystems, the conservation of genetic resources and biological diversity in conditions of ecological stability, the exclusion of any form of exploitation of natural resources and land uses incompatible with the assigned purpose.

Art. 4.

(1) The map with the boundaries and internal zoning of the PNCB-H has been drawn up in accordance with Government Decision No. 230/2003 on the approval of the internal zoning of national parks and nature parks and the establishment of their administrations, with subsequent amendments and additions, the Order of the Minister of Agriculture, Forestry, Water and the Environment No. 552/2003 on the approval of the internal zoning of national parks and nature parks, in terms of the need to conserve biological diversity and Government Emergency Ordinance No. 57 /2007 on the regime of protected natural areas, conservation of natural habitats, wild flora and fauna with subsequent amendments and additions, according to Order no.1964/2007 of the Minister for the Environment and Sustainable Development on the establishment of the regime of protected natural area of sites of Community importance, as part of the European ecological network Natura 2000 in Romania with subsequent amendments and additions and according to Decision no.1284/2007 of the Minister for the Environment and Sustainable Development on the declaration of special protection areas for birds, as part of the European ecological network Natura 2000 in Romania with subsequent amendments and additions;

(2) The boundaries of the Natura 2000 site ROSCI0027 Cheile Bicazului-Hășmaș are in accordance with Order no.1964/2007 of the Minister of the Environment and Sustainable Development on the establishment of the regime of protected natural area of sites of Community importance, as part of the Natura 2000 European ecological network in Romania, with subsequent amendments and additions;

(3) Cheile Bicazului-Hășmaș National Park is an integral part of the Natura 2000 site ROSCI0027 Cheile Bicazului-Hășmaș, with an area of 7642 ha;

(4) The degree of overlap of the Cheile Bicazului-Hășmaș National Park with the Natura 2000 site ROSCI0027 Cheile Bicazului-Hășmaș is 88,89%;

(5) The boundaries of the Natura 2000 site ROSPA0018 Cheile Bicazului-Hășmaș are in accordance with the Decision no.1284/2007 of the Minister of Environment and Sustainable Development on the declaration of special protection areas for birds, as part of the European ecological network Natura 2000 in Romania, with subsequent amendments and additions;

(6) Cheile Bicazului-Hășmaș National Park is an integral part of the Natura 2000 site ROSPA0018 Cheile Bicazului-Hășmaș, with an area of 7961 ha;

(7) The degree of overlap of the Cheile Bicazului-Hășmaș National Park with the Natura 2000 site ROSPA0018 Cheile Bicazului-Hășmaș is 85,33%;

(8) The bordering localities of the PNCB-H are considered as follows: Sândominic, Bălan, Voșlobeni, Tomești, Bicaz-Chei, Bicazul Ardelean, Bârnadu, Bicăjel, Dămuc, Trei Fântâni and Gheorgheni.

(9) The boundaries of the protected natural areas covered by this Regulation, in updated form, are posted on the website of the Central Authority for Environmental Protection.

#### Art. 5.

The internal zoning of the PNCB-H is the one approved by the Order of the Minister of Agriculture, Forests, Waters and Environment no.552/2003 on the approval of the internal zoning of national parks and natural parks, in terms of the need to conserve biological diversity and by the Government Emergency Ordinance no.57/2007 on the regime of protected natural areas, conservation of natural habitats, wild flora and fauna with subsequent amendments and additions.

#### Art.6.

The internal zoning of the PNCB-H comprises the following zones:

(1) The strict protection zone of the PNCB-H is the zone of great scientific importance and includes wild areas where there has been no or very little human intervention; the strict protection zone is constituted on the surface of the Hășmașul Negru Massif, with a surface of 395,7 ha;

(2) The full protection zone of the PNCB-H with a surface of 4691,14 ha includes the most valuable natural heritage assets inside the PNCB-H;

(3) Sustainable Conservation Zone with an area of 1648.4 ha, also called the buffer zone of PNCB-H, is the area in which new construction is prohibited, except for those strictly serving the PNCB-H or scientific research activities, or those intended to ensure national security or prevent natural disasters;

(4) The sustainable development zone of the PNCB-H with an area of 71 ha comprises the areas where investment/development activities are allowed, with priority to those of tourist interest, but respecting the principle of sustainable use of natural resources and prevention of any significant negative effects on biodiversity.

#### Art. 7.

The responsibility for the management of the PNCB-H lies with the APNCB-H, a unit with legal personality, within the National Forestry Administration-Romsilva. APNCB-H ensures the unitary coordination of all the activities within its area, in order to ensure the biological conservation and the sustainable use of natural resources in accordance with the management plan and the internal zoning of the park, following the respect of the present regulation, elaborated on the basis of the Government Emergency Ordinance no.57/2007 on the regime of protected natural areas, conservation of natural habitats, wild flora and fauna, with subsequent amendments and additions.

Art. 8.

- (1) The PNCB-H Regulation contains the specific rules to be applied in the PNCB-H to achieve the specific management measures for national parks and Natura 2000 sites;
- (2) This regulation shall be submitted for approval on the proposal of the central environmental protection authority.

Art. 9.

The opinion of the Administrator of the PNCB-H is required both for the updating of existing and future land-use and urban planning documents.

Art. 10.

- (1) The Scientific Council, with the role of scientific authority on the territory of the protected natural area, guides the activity of the PNCB-H;
- (2) The Scientific Council approves the activities provided for by law, in the integral protection areas and in the sustainable conservation or buffer zones;
- (3) The Scientific Council reviews and approves the impact studies for the activities/programmes/projects carried out throughout the park.

Art. 11.

- (1) Activities carried out in the area of PNCB-H are subject to the approval of the PNCB-HA. The issuance of regulatory acts for activities/plans/programmes/projects in the PNCB-H and, where applicable, in their vicinity shall be carried out only with the approval of the PNCB-HA;
- (2) APNCB-H opinions for activities/plans/programmes/projects that may generate a negative impact on the environment in PNCB-H shall be issued on the basis of Scientific Council Decisions, given after reviewing the applications by PNCB-H SSC members.

Art. 12.

- (1) For the approval of activities, plans, programs, projects to be carried out/implemented within the area of PNCB-H, or in its immediate vicinity, applicants must submit to the park administration a written application containing the contact details of the applicant, a description of the activity, plan or project proposed for approval as well as a map/sketch of its location; copies of: identification documents of the applicant, extract from the Land Register, Site and Zoning Plan, Town Planning Certificate, where applicable, and relevant documents relating to the proposed activity, plan or project;
- (2) In order to issue the permit, the APNCB-H may also request additional information.

Art. 13.

(1) The participation of stakeholders in the management of the Park shall be ensured only through the APNCB-H and the Park Management Advisory Board;

(2) The Management Advisory Board shall be composed of representatives of institutions, economic organizations, non-governmental organizations, local authorities and communities, which own, in any capacity, areas, property or have interests in the perimeter or in the vicinity of the protected natural area and which are involved and interested in the implementation of measures for the protection, conservation and sustainable development of the area;

(3) The Management Advisory Board is consulted in the elaboration of the Management Plan of the APNCB-H;

(4) The activity of the Management Advisory Board is based on its own Regulation of organization and functioning, approved by law.

## **Chapter II. Forest management and regulation of forestry activities**

Art. 14.

The national forestry fund owned by the state, the territorial administrative units, the private forestry fund and the forest vegetation outside it shall be managed by state or private forestry structures, according to the legislation in force.

Art. 15.

(1) On the lands that are part of the national forest fund included in the PNCB-H, only the works provided for in the forestry plans specific to the protected natural areas shall be carried out, in compliance with the regulations in force on the functional zoning of forests and the internal zoning of the PNCB-H provided for in Art. 6;

(2) The technical regulations of the forest management specific to the protected natural areas shall be observed in the management of the forests within the territory of the PNCB-H;

(3) In order to be consistent with the objectives of the PNCB-H, forest management plans for both state and private forests within the PNCB-H may be submitted for approval to the central authority responsible for forestry only after obtaining the opinion of the PNCB-H administrator given on the basis of the decision of the SC; in this regard, the beneficiary of the management plan is obliged to invite a representative of the PNCB-H to the management conferences.

Art.16.

The forestry management structures of the national forest fund within the radius of the PNCB-H are obliged to:

a) to submit for approval to the APNCB-H the border for the location of wood on the area of the PNCB-H before the beginning of the new forest year;

b) to request the APNCB-H's opinion for the authorization of the parties for the exploitation of the wood mass, from the national forest fund and from outside it; the APNCB-H's opinion will be issued after the analysis of each case in the SC and the issuing of a Decision of the SC and will consist of the verification of the following aspects, according to the documentation presented by the issuer of the exploitation authorization: the development works carried out, in terms of compliance with the forest management plan; the technological process, including the location of the existing and proposed collection routes for the logging of the timber; the proposed logging deadlines; the conditions imposed for the relicensing of the logs;

c) to request a delegate from the APNCB-H to participate in the control of compliance with the rules of exploitation at least once during the period of validity of an Exploitation Permit;

d) to request a delegate from the APNCB-H to participate in the reprimanding of operating patches;

e) to send annually to the APNCB-H the situation of the application of the forestry plans on the park area, in order to monitor the compliance with the application in practice of the type of treatments, intensity and volume of felling in the national forest fund and in the forest vegetation outside the national forest fund in the area of the PNCB-H and to complete the chapter on the application of the management plan.

Art.17.

Proposals for derogations from the forestry plans in force in the territory of PNCB-H may only be made with the opinion of the PNCB-H administrator given on the basis of the PNCB-H SC Decision, with the approval of the central public authority responsible for forestry.

Art. 18.

(1) The elaboration of draft forestry plans for the owners of the national forest land within the PNCB-H shall include a public consultation phase, both in the framework of planning conferences and in meetings organized, as necessary, by the PNCB-H;

(2) The procedures for the preparation of management plans in the PNCB-H will include at least consultation with the following stakeholders: the PNCB-HA, the environmental protection agency of the region, Apele Române and other stakeholders as appropriate: universities, local experts, local communities and the like.

Art. 19.

The following rules shall apply to the management of the national forest fund in the PNCB-H:

(1) Areas of land of particular interest in terms of biodiversity shall be constituted in sub-parcels, regardless of their size, wherever possible; this shall be done with the revision of forestry plans that will be adapted to the approved management plan and with the identification in the field of areas with species and habitats of community interest;

(2) In mature stands, deadwood should be a minimum of 5-10 m<sup>3</sup> per hectare; this will be achieved through all care, conservation and treatment work, with the forestry plans specifying appropriate measures;

(3) Hygiene work shall be carried out only for the prevention of outbreaks of highly dangerous forest pests and in special situations where the proportion of dead wood is significant.

#### Art.20.

In order to exploit the wood mass resulting from the application of treatments, environmentally friendly harvesting technologies and procedures shall be adopted and applied, with a view to avoiding and/or reducing as far as possible damage to the soil, to the remaining trees, to the undergrowth, to the seedlings and to the herbaceous layer, in compliance with the following rules:

(a) felled trees shall be cut at the stump into pieces not more than 12 m long for collection;

(b) coring is prohibited;

(c) the wood shall be collected and removed only by means of skidders;

d) if there are no collection routes on slopes of more than 25<sup>°</sup>, funiculars shall be used to collect the wood;

e) timber collection with tractors will be done only on existing collection paths and their reconstruction, modification or extension will be done only with the approval of APNCB-H;

f) the installation of passage constructions will not be allowed, for the accommodation of the workers sleeping wagons with containers for the storage of waste will be used;

g) for obtaining the mandatory consent of the APNCB-H for opening new tractor roads, collection roads, access roads, the applicant shall submit a memorandum of necessity with the location sketch, which complies with the regulations on the planning and management of forests included in protected natural areas;

h) timber harvesting sites shall not be located closer than 1.0 km from identified bear dens during the period December-March and during the period 01.09 - 30.10 from deer browsing areas.

#### Art.21.

The placement and development of the wood shall be closely related to the periodicity of fruiting of the main species/species and to the growth and development of usable and valuable seedlings; in the PNCB-H, the development works shall be subordinated to the specific functions established, represented by the permanence of the forest, the improvement of stability, the conservation of biodiversity, the increase of eco-protective efficiency and the like, and in no case to the increase of the possibility or annual harvesting of the same, under the most economically advantageous conditions.

#### Art. 22.



(1) If necessary, only in cases well justified by the forest managers, represented by the danger of landslides, soil erosion and the like, in open and not properly naturally regenerated areas, shall be intervened with additions or afforestation, only with reproductive forest material obtained from native stands;

(2) According to the legislation in force in the PNCB-H, the application of clear-cutting treatments is not allowed.

### **Chapter III. Management of the game fund**

Art. 23.

The current managers of the hunting grounds within the area of the PNCB-H-H are obliged to ensure the management of wildlife of hunting interest, in compliance with the principle of sustainability, on the basis of evaluation studies and specialized management plans, drawn up for each hunting ground, for the period of validity of the management contract, in compliance with the legislation specific to protected natural areas.

Art. 24.

On the area of the PNCB-H the management of the population of fauna of hunting interest will be done by the APNCB-H, based on the decisions of the SC, according to the provisions of the management plan.

Art. 25.

(1) Hunting is prohibited in the PNCB-H;

(2) Hunting grounds within the park perimeter shall have the status of game refuge areas, being quiet areas and can be managed only as game reserves, where monitoring, protection and research on game ecology and ethology are carried out, in accordance with the Law no.407/2006, the Law on Hunting and Game Fund Protection with subsequent amendments and additions.

Art. 26.

Illegal acts in the field of hunting can be detected and sanctioned by the authorized staff of the APNCB-H according to the Law no.407/2006 Law on Hunting and Protection of Hunting Grounds, as amended and supplemented.

### **Chapter IV. Fish stock management**

Art. 27.

In the ichthyofaunistic protection areas it is prohibited:

(1) Fishing of any kind, except in cases of ecological rehabilitation of fish habitats, native fish species and reduction/elimination of populations of allochthonous fish species;

- (2) Harvesting of any aquatic life, except in cases of ecological rehabilitation of fish habitats, native species, and reduction/elimination of populations of non-indigenous species;
- (3) Carrying out works that hinder migration, reproduction or endanger the existence of fish populations, such as narrowing/barring the watercourse, mining or depositing sand and gravel, without the consent of the APNCB-H;
- (4) Carrying out watercourse damming works without being provided with functional fish crossing ladder systems - specially adapted fish ladders;
- (5) Carrying out works in the bank area, as well as cutting trees and shrubs on the bank at a distance of less than 50 m, without the consent of the APNCB-H;
- (6) Harvesting or transferring semi-infinite volumes of water affecting habitat conditions.

Art. 28.

It is forbidden to build fish farms on the natural watercourses within the PNCB-H.

Art. 29.

No aquatic organisms other than native ones may be cultured within the PNCB-H.

Art. 30.

The introduction of alien aquatic species into the Red Lake is prohibited.

Art. 31.

The modification of the boundaries or the delimitation and description of new ichthyofaunal protection areas will be made at the proposal of the APNCB-H, with the opinion of the SC and the approval of the Central Authorities for Agriculture and Environment.

## **Chapter V. Grazing and mowing**

Art. 32.

- (1) On the territory of the PA, grazing activity shall be carried out in compliance with the relevant expert studies, including the animal load, the carrying capacity, according to the goodness of mountain pastures, established by expert studies approved by the APNCB-H;
- (2) The responsibility for the correct exploitation of pastures and meadows on the territory of the PA lies with their owners and managers, individuals, associations of owners or local communities;
- (3) Owners have the obligation to use pastures and meadows according to their actual use;
- (4) It is forbidden to afforest pastures and meadows artificially;

(5) The grazing of meadows in summer is prohibited.

#### Art. 33

(1) The use of mountain pastures within the PA area is allowed only for owners who own pastures in the area, and for associations, companies or individuals from the localities of Sândominic, Bălan, Voşlobeni, Tomeşti, Lacu Roşu, Bicaz-Chei, Bicazul Ardelean, Bârnadu, Bicăjel, Dămuc, Trei Fântâni and Gheorgheni, under the conditions provided for in this Regulation, on the basis of a contract concluded with the legal administrator of the pasture and approved by APNCB-H;

(2) The APNCB-H participates in the approval of the silvo-pastoral studies to be drawn up within the area of the PA and submits them to the SC for approval;

(3) It is mandatory to respect the maximum number of domestic animals by species and categories entering the pastures, as provided for in the silvo-pastoral studies of each pasture and the optimal grazing duration - from the last decade of April to the last decade of October, St. George - St. Dumitru;

(4) On the territory of the PA it is forbidden to graze with a number of animals exceeding the carrying capacity of the pasture or with animals that do not belong to communities, associations, companies or individuals who have their headquarters or residence in the localities of Sândominic, Bălan, Voşlobeni, Tomeşti, Lacu Roşu, Bicaz-Chei, Bârnadu, Bicăjel, Dămuc, Trei Fântâni and Gheorgheni;

(5) It is mandatory that at the request of the APNCB-H the staff in charge of the stables remove within 10 days the animals that violate paragraphs (3) and (4) of this article.

#### Art. 34

The grazing of domestic animals on the lands of the national forest fund of the PA is regulated by Decision No. 78/2015 on the amendment and completion of the Methodological Rules for the application of the provisions of Government Emergency Ordinance No. 34/2013 on the organization, management and exploitation of permanent pastures and for the amendment and completion of the Land Fund Law No. 18/1991, the Hunting and Game Fund Protection Law, with subsequent amendments and additions and Law No. 171/2010 on the establishment and sanctioning of forestry offences with subsequent amendments and additions.

#### Art. 35.

On the pastures located in the PNCB-H, grazing of domestic animals shall be carried out in accordance with the internal zoning of the PNCB-H and in accordance with the provisions of the grazing studies, as follows:

(a) grazing is prohibited in the strictly protected area of PNCB-H;

b) grazing is prohibited in the full protection and sustainable conservation buffer zone of PNCB-H without the approval of the APNCB-H;

c) it is forbidden to graze at less than 50 metres from the rocky slopes of the Hăşmaşului Mare and Hăşmaşului Mic Massifs;

- d) it is forbidden to graze at less than 50 metres from the Piatra Singuratică;
- e) grazing is forbidden in the enclave with the Piatra Singuratică hut and in the enclave downstream of the Piatra Singuratică hut.

Art. 36.

Grazing is subject to the following regulations:

- a) the legal owners of the pasture shall inform the APNCB-H of the content of the specifications for the lease of pasture;
- b) the administration of the PNCB-H has the right to verify in the field that the number of domestic animals on the pastures corresponds to the animal carrying capacity of these pastures, according to the goodness of the pastures as stated in the above mentioned studies;
- (c) goat grazing is strictly prohibited throughout the territory of the PNCB-H;
- (d) the number of dogs allowed shall be determined by the grazing contract, according to the number of animals in each herd, within the limits laid down by the legislation in force;
- (e) dogs must be kept under a petticoat in accordance with the legislation in force;
- (f) a vaccination certificate must be presented for each dog;
- g) the passage through the national forest and the passage to the watering places, on the territory of the park is done in compliance with the regulations in force, only on certain routes established in advance and delimited in the field, on the basis of the contract concluded between the administrators and the owners of the forest with the approval of the APNCB-H;
- h) the location of sheepfolds and pastoral shelters, adapted to the mountain specificity and framed in the landscape, is allowed only with the approval of the APNCB-H. It is forbidden to place rocks at a distance of less than 200 m from tourist routes;
- i) the establishment of the places and periods of creeping will be done with the approval of the APNCB-H and the respect of the provisions of the silvo-pastoral studies. It is forbidden to locate the trawling sites near streams at a distance of less than 50 m.

Art. 37

The APNCB-H has the right to check compliance with the health conditions laid down by law concerning the vaccination of animals.

Art. 38

The APNCB-H shall monitor grazing activity in PNCB-H in order to determine the impact of this activity on the flora and fauna of the park and to establish possible restrictions in the affected areas.

Art. 39.

APNCB-H may periodically initiate studies to reassess the carrying capacity of the pastures and inform the owners in order to regulate grazing appropriately.

Art. 40.

(1) It is prohibited to permanently or temporarily remove pastureland from agricultural use without the approval of the APNCB-H, according to art. 5 paragraph (2) of the Government Emergency Ordinance no. 34/2013 on the organization, management and exploitation of permanent pastureland;

(2) The removal or occupation from agricultural or forestry circuit of land within the radius of the PNCB-H, except those located in sustainable development areas, may be done only for objectives aimed at ensuring national security, ensuring the safety, health of humans and animals and prevention of natural disasters or for objectives intended for scientific research and good management of the PNCB-H;

(3) Removal or occupation of land within the PNCB-H area from agriculture or forestry shall be done only with the approval of the APNCB-H given on the basis of the decision of the SC, with the approval of the central public authority for environmental protection and the central public authority for agriculture and/or forestry.

Art. 41.

The APNCB-H organizes and carries out actions for the protection of the natural capital within the park, independently or together with the bodies authorized by law in various fields - forestry, agriculture, hunting, fish farming, construction discipline and the like.

#### **Cap. VI. Use of other resources**

Art. 42.

In the PNCB-H is prohibited:

(1) Exploitation of mineral resources, soil, litter for commercial, industrial and own needs, households of local communities, on the entire area of the park without the permission of APNCB-H;

(2) Opening of stone quarries and ballast pits within the area of PNCB-H-H;

(3) Making water abstractions for commercial, industrial and own needs, households of local communities, throughout the park area, without the approval of APNCB-H.

Art. 43.

It is forbidden to collect and commercialize, regardless of their origin, any species of protected flora, or parts thereof, as well as the capture, commercialization of any species of protected fauna, or parts thereof, in the territory of the PNCB-H.

Art. 44.

It is prohibited in the PNCB-H:

- (1) The collection for any purpose of berries, fungi, plants, animals, rocks, fossils and any specimens of natural origin of any kind from the fully protected and strictly protected area of the PNCB-H;
- (2) Harvesting of berries, fungi, medicinal plants, animals, rocks, fossils for commercial purposes throughout the entire territory of PNCB-H;
- (3) Harvesting of berries, mushrooms and medicinal plants for personal needs, from the sustainable conservation, buffer and sustainable development zone of PNCB-H, is allowed only for the owners/holders of land inside the park: individuals and members of associative forms of ownership.

#### **Cap. VII. Scientific research**

Art. 45.

Scientific research in the HBCNP shall be directed, as far as possible, towards the achievement of the primary goal of conserving biodiversity, geological, geomorphological and landscape formations.

Art. 46.

The scientific research activity on the territory of the PNCB-H shall be carried out with the approval of the PNCB-HA, which shall logistically support the research activity upon request and to the extent possible.

Art. 47.

On the basis of the results of the research themes carried out in the PNCB-H, accepted and endorsed by the competent scientific bodies, the APNCB-H proposes the conservation measures required to achieve the objectives of the Integrated Management Plan of the PNCB-H, which are submitted to the SC for approval.

Art. 48.

(1) In the case of research topics requiring data/information on PNCB-H provided by the PNCB-HA, a contract shall be concluded with the researchers carrying out the topic, which shall ensure access to the results by the APNCB-H for their use in the park management activity;

(2) The terms of the contract shall be agreed between the parties;

(3) The right to the use of the results shall be established by contract.

#### **Cap. VIII. Speleological activity**

Art. 49.

(1) Speleological activity is carried out in accordance with the legal regulations in force, with the approval of the APNCB-H;

(2) Access to caves on the territory of the Bicazului-Hășmaș Gorges National Park is only allowed with the permission of APNCB-H.

### **Cap. IX. Tourism, visiting rules**

Art. 50.

Controlled tourism and environmental education activities are allowed in the PNCB-H, with the respect of the park's visitation rules, according to these Regulations.

Art. 51.

The access points to the PNCB-H are: from Neamt county, at the exit of Bicaz Chei locality towards Gheorgheni on DN 12 C; from Dămuc commune through Trei Fântâni village, Neamt county; from Gheorgheni locality towards Lacu Roșu resort on DN 12 C and Bălan locality from Sândominic commune on DN 12 Harghita county.

Art. 52.

(1) Access to the PNCB-H is allowed only on the official tourist routes marked on the tourist map published by the APNCB-H with conventional signs, painted with a stripe, triangle, cross or dot of different colours depending on the route and framed with white, established as accessible in the list approved annually by the specialized authority in the field, except:

- (a) employees of the APNCB-H or persons authorised by it;
- b) members of the public mountain rescue services in rescue actions, patrols or training;
- c) forestry staff of the forestry offices within the park in the exercise of their duties;
- d) owners and administrators of land within the park area, their representatives or employees, economic agents/individuals who have contractual relations with land owners;
- e) researchers, within the framework of themes approved by the APNCB-H;
- f) volunteers employed by the APNCB-H;
- g) participants in competitions, actions, organized camps, if the action programme has requested and justified the deviation from the routes and has been approved by the HC-NCBPA;
- h) institutions authorised to carry out specific controls within the area of the APNCB-H;
- i) organised groups accompanied by members of the APNCB-H.

(2) It is strictly forbidden the access of tourists to the unmarked trails, the trails that are not included in Annex no.1.24 of the Integrated Management Plan.

Art. 53.

Visiting the PNCB-H is subject to a visitor's fee.

Art. 54.

- (1) The fee for visiting the PNCB-H is approved by the central authority for environmental protection and is charged at marked access and control points or on the territory of the park by persons authorized by the PNCB-H;
- (2) The amount of the visitation fee shall be determined annually by the APNCB-Hand shall be subject to approval as prescribed by law;
- (3) Persons domiciled in the localities of Sândominic, Bălan, Voşlobeni, Tomeşti, Lacu Roşu, Bicaz-Chei, Bicazul Ardelean, Bârnadu, Bicăjel, Dămuc, Trei Fântâni and Gheorgheni shall not pay the entrance fee to the park;
- (4) Other categories of persons entitled to enter the park without paying the park entrance fee are those referred to in Art. 52 para. (1) lit. a).....h);
- (5) The circulation of locals through the H-CNCBP, in the locality of Lacu Rosu or the villages bordering the H-CNCBP is without paying the park entrance fee;
- (6) Children under 10 years of age accompanied by their parents and those participating in excursions organized by schools and high schools in collaboration with the park administration do not pay the park entrance fee;
- (7) The visit to the PNCB-H is only on the basis of the payment of the entrance ticket, except for the persons falling under paragraph (1). (3), (4), (5) and (6) of this article;
- (8) Pupils and students who visit the H-CNCBP outside of organized excursions shall receive a 50% discount on the park entrance fee.

Art. 55

Maintenance of tourist markings, opening of new trails, dismantling of existing trails, placement of signposts and information boards within the PA shall be done only with the permission of the Administration of the PNCB-H.

Art. 56

Camping is allowed in the following areas on the territory of PNCB-H:

- (a) around the Lone Stone Hut in the sustainable conservation area, referred to in chap. 2.2, para. (3), point f), subpoint iii) in the management plan;
- (b) in the administrative area used for mowing in the sustainable development area referred to in Chap. 2.2, para. (4)(f) in the management plan;
- (c) in the sustainable development area, in other legally designated areas, with the approval of the APNCB-H, and in accordance with the urban plans in force.



Art. 57.

Camping on the territory of the Cheile Bicazului-Hășmaș National Park is regulated as follows:

(1) The digging of trenches around tents or the use of any material of plant origin, cetin, ferns, moss, under tents is forbidden;

(2) Camping in the PNCB-H, outside the areas mentioned in Art. 58. is forbidden except in the following situations: for research activities, with the approval of the PNCB-H; for volunteers working in the park territory, when their tasks require it; for employees of the PNCB-H, during the exercise of their duties; for members of the Mountain Rescue Service;

(3) It is forbidden to camp at less than 50 m from the Red Lake, in the built-up area of the urban area of Red Lake - Municipality of Gheorgheni and in the national forest.

Art. 58

The lighting of fires on the territory of the PNCB-His regulated as follows:

(1) Bonfires are allowed only in the specially arranged fireplaces with the approval of the APNCB-H for this purpose;

(2) Fire lighting is allowed only in the camping areas established by the APNCB-H, in the specially designed fire pits, marked with information signs, by the APNCB-H;

(3) In the built-up area of Lacu Roșu resort it is forbidden to light and use fire in fixed or mobile fireplaces at a distance of less than 50 m from Lacu Roșu and 100 m from the forest. Fire prevention and extinguishing rules will be respected;

(4) It is forbidden to light and use fire of any kind in the Bicz Gorge;

(5) It is forbidden to cut down woody vegetation in the national forest for fire lighting or other uses.

Art. 59

Access of visitors accompanied by dogs to the PNCB-His allowed only if the dogs are kept on a leash at all times; mountain rescue teams and patrols organised for security purposes may use utility dogs in their actions.

Art. 60

Disturbing the peace in the off-road areas of the park by any means whatsoever - shouting, firecrackers, use of audio equipment and the like, in the camping sites or around the huts are strictly forbidden.

Art. 61.

It is forbidden to enter the premises of any PA establishment, fenced place, monitoring markets and the like, where this is notified by an information board.

Art. 62.

For the organization of festivals, games, sports competitions, camps and the like, those interested shall request the permission of the APNCB-H.

Art. 63.

It is strictly forbidden to destroy or damage information and signposts, as well as plaques, posts or signs on the surface of the park.

Art. 64.

It is strictly forbidden to damage/destroy any building, fence, barrier or any other installation on the territory of the .

Art.65

Landing of helicopters in PNCB-H without prior written authorisation is only permitted in cases of extreme emergency.

Art. 66.

The use of boats on the Red Lake is allowed only on the basis of the APNCB-H's approval. The anthropic impact on the ecosystem and the landscape of the boat rental activity will be evaluated annually by the Scientific Council of the PNCB-H, on the basis of a report prepared by the APNCB-H. The activity is endorsed annually on the basis of the assessment.

Art. 67.

In the PNCB-H are prohibited:

- (1) Bathing in running waters and in the Red Lake;
- (2) Washing of machines and use of washing detergents in running waters, in the Red Lake or in their immediate vicinity;
- (3) Use of detergents and any chemicals in the natural environment.

Art. 68.

Photography or filming for commercial purposes in the PNCB-H is allowed only with the permission of the APNCB-H upon payment of established fees and according to a contract.

Art. 69.

(1) The circulation of cars, mopeds, motorcycles, ATVs, four-wheel drive off-road vehicles and other motor vehicles using traditional fuels, outside the public roads of the PNCB-H, except for persons authorized in the exercise of their duties, is prohibited;

(2) The circulation of machinery used for the exploitation and transport of wood mass shall be made only on the routes established in the Technological Exploitation Processes, which accompany the "Exploitation Permits" and are endorsed by the APNCB-H;

(3) On forest roads, traffic is carried out according to specific regulations;

(4) It is forbidden to travel with mopeds, motorcycles, ATVs or QUADs in Lacu Rosu and Cheile Bicazului resorts, outside DN12C or outside the specially arranged parking areas, except for persons authorized to exercise their duties.

Art. 70.

Cycling in the PNCB-H is allowed only on the routes established and duly signposted by the APNCB-H.

Art. 71.

Equestrian tourism in PNCB-H is allowed only with the permission of the APNCB-H and only on the established trails.

Art. 72.

Group excursions in PNCB-H, organized by travel agencies, are carried out only with the participation of a specialized guide of the APNCB-H or a guide authorized by the National Agency for Tourism and accredited by the park administration after payment of the visit fee. The request for an APNCB-H specialized guide must be made at least 5 days before the planned date of the excursion.

Art. 73.

The APNCB-H monitors tourism in the territory of the PNCB-H in order to determine the impact of this activity on flora and fauna and to establish the necessary protection measures, including those restricting the access of tourists to certain routes, if this is necessary for conservation.

## **Cap. X. Commercial activities**

Art. 74.

Commercial activities in the area of the PNCH-H are regulated as follows:

(1) It is forbidden to practice any commercial activities within the radius of the PNCH-H in the following areas:

(a) the extra-urban area, outside the sustainable development area;

(b) in the forest parcels referred to in Chap. 2.2, para. (2), point a), subpoint i) in the management plan, in the protection zone, located totally or partially within the urban area of Lacu Roșu resort, Municipality of Gheorgheni, according to the Gheorgheni PUG in force;

c) in the forest plots mentioned in chap. 2.2, para. (3), point a), subpoint i) in the management plan of the sustainable conservation area, located within the urban area of Lacu Roșu resort, Municipality of Gheorgheni, according to the Gheorgheni Urban Plan in force;

d) in the forest plots mentioned in chap. 2.2, para. (3), point a), subpoint ii) in the management plan of the sustainable conservation area, located totally or partially within the urban area of Lacu Roșu resort, Municipality of Gheorgheni, according to the Gheorgheni PUG in force, with the exception of ski sports activities after obtaining the APNCH-H approval.

(2) It is forbidden to practice itinerant trade, trade in kiosks and trade with stalls, on tables and tents, of any kind, in the following areas of the PNCH-H:

(a) within the entire radius of the PNCH-H, outside the sustainable development areas referred to in Chap. 2.2, para. (4)(a), (c) and (d) in the management plan with the approval of the APNCH-H;

b) in the Bicz Gorge along the national road DN 12C, if some of the stalls will not be relocated by the local authorities, in locations jointly agreed with APNCH-H;

c) on the shores of Lake Rosu, in the area of the 50 m wide strip designated as a sustainable conservation area, within the urban area of the Lacu Rosu resort, within the Municipality of Gheorgheni, referred to in Chapter "Conservation of the lake". 2.2, para. (3), point a), subpoint iii) in the management plan;

(3) The following existing constructions in the "Wharf area" of Lacu Roșu resort are mentioned: the foundation of the former Villa "Ranova", Villa Kádár Jenő and Fábrián Melinda, owners and Villa "Debarcader" managed by SC VIRIDIS SRL, through which commercial activities can continue to be carried out only with the approval of the APNCH-H issued on the basis of the decision of the SC of the PNCH-H.

## **Chapter XI. Mountaineering and climbing activities**

Art. 75.

The practice of sport climbing and mountaineering in the PNCH-H shall be carried out under the conditions of this Regulation and in accordance with the legislation in force in the field of protected natural areas.

Art. 76.

(1) APNCB-H is not responsible for the organization and development of climbing and mountaineering activities, sport climbing and mountaineering is done on one's own responsibility on approved routes and only with the approval of the Public Mountain Rescue Service;

(2) The practitioners of these activities are obliged to check for their own safety the quality of the belay points regardless of the type of route and wearing a helmet is recommended regardless of the type of route.

Art. 77.

(1) Climbing trails are generally allowed, except for areas with trails or trails declared as "closed" and mentioned as such in Annex no. 1.27 of the Integrated Management Plan.

(2) The use of climbing routes in the PNCB-H requires the notification of the APNCB-Hand the approval of the APNCB-H in case of organized group activities, climbing camps, climbing competitions, climbing competitions, lucrative activities such as initiation courses, commercial rappelling, team building and the like, and in case of the use of routes declared in the annex as closed.

Art. 78.

The practice of rock climbing using ice climbing tools, dry tooling is forbidden in the PNCB-H.

Art. 79.

(1) Access to and from the climbing areas will be made only on marked trails; in their absence access will be made on the most obvious trails, avoiding as much as possible the advance on vegetation areas;

(2) In order to prevent erosion, shortcuts to the winding paths should be avoided both when ascending and descending; descents on the steepest slope line involving large masses of earth, gravel or leaves should be avoided.

Art. 80.

(1) It is forbidden to break plants, branches of shrubs and trees or to damage them;

(2) It is forbidden to disturb wild animals, birds, reptiles, mammals.

Art. 81.

In the climbing areas a decent sound level, appropriate to the situation, shall be maintained; loud talking, shouting, whistling and yelling which are not strictly necessary shall be avoided; rope commands and those warning of imminent danger shall be considered.

Art. 82.

It is forbidden to use equipment on mountaineering and climbing routes for purposes other than those for which it was set up, such as blocking fixed-rope belays intended for work activities.

Art. 83.

Organisers of collective activities are obliged to check the quality of fixed belay points on routes before carrying out activities on them.

Art. 84.

When organizing collective activities, minimum 10 persons, the organizer is obliged to obtain the approval of the Administration of the PNCB-H and the local Public Mountain Rescue Service.

Art. 85.

Any organized collective activity is not allowed to block a sector of a climbing area for an unduly long period of time; access to the trails during such activities must be possible at the same time for climbers not belonging to the group.

Art. 86.

Climbers visiting the park are obliged to inform themselves properly about the particularities of climbing in the PNCB-H.

Art. 87.

(1) The equipping of sport climbing routes is allowed only in the areas designated as sport climbing areas, see Annex no. 1.27 to the Integrated Management Plan and only with the approval of the PNCB-H Administration and the Public Mountain Rescue Services;

(2) The equipping of sport climbing trails shall be done only with equipment that meets the regulations in force and only with respect to the original character of the trail.

Art. 88.

In areas designated for sport climbing where the existence of plant and animal species requiring special protection measures is reported, the existing routes shall be cleared.

Art. 89.

Designation of areas for sport climbing shall be made by the Administration of the PNCHB-H according to the legislation and procedures in force, in accordance with the internal zoning of the PNCHB-H and the provisions of the management plan.

Art. 90.

Climbers shall report to the Administration of PNCHB-H the non-compliance with the provisions on opening and equipping climbing trails in PNCHB-H.

Art. 91.

It is forbidden to practice extreme sports that require special facilities.

Art. 92.

The nomenclature of the climbing and mountaineering routes within the area of the PNCHB-H is presented in Annex 1.27 to the Integrated Management Plan.

#### **Cap. XII. Public Mountain Rescue Service**

Art. 93.

On the territory of the National Park of the PNCHB-H there is a Local Public Mountain Rescue Service "Dancurás", which is permanently on duty at the fixed point Lacu Roșu, and a Public Mountain Rescue Service Miercurea Ciuc, which intervenes and monitors the Hășmașul Mic-Tarcău area; they patrol the tourist trails and intervene in case of accidents to tourists in the Hășmaș Massif.

Art. 94.

The Mountain Rescue standby point in the Cheile Bicazului-Hășmaș National Park is established in Lacu Roșu resort.

Art. 95.

The members of the Mountain Rescue teams collaborate with APNCHB-H in the actions of guard and coordination of volunteers on various activities organized on the territory of the park.

Art. 96.

APNCHB-H logistically supports the Mountain Rescue teams and the Romanian Mountaineering and Climbing Federation within the limits of possibilities and in cases of force majeure, serious accidents.

Art. 97.

(1) Competitions, group events of any kind, courses of any kind involving access to the park area and camps are organized only with the approval of the APNCB-H and the agreement of the public mountain rescue services;

(2) On the territory of the PNCB-H, mountaineering or guiding courses are allowed only with the approval of the APNCB-H and the consent of the public Mountain Rescue Services, if they are organized and conducted by instructors authorized by the Romanian Mountaineering and Climbing Federation for mountaineering or by the authorized institutions for guiding.

### **Cap. XIII. Construction**

Art. 98.

(1) On the territory of the PNCB-H, the construction of any kind of construction, whether permanent or temporary, outside the sustainable development area is prohibited, with the exceptions provided for by the legislation in force;

(2) The realization of constructions subject to the procedure of environmental impact assessment, in the area of sustainable development of the PNCB-H, is made only with the approval of the PNCB-H, based on the Decision of the SC;

(3) APNCB-H has the obligation to refer to the competent institutions the start of new constructions in the park area in order to verify their legality.

Art. 99.

It is mandatory to obtain the opinion of the APNCB-H, issued on the basis of a decision of the SC, for any project related to:

(1) Structure repair and/or resizing of the DN12C area in the whole area of the road that crosses the PNCB-H: bridges, bridges, ditches, paving, retaining walls, railings and the like;

(2) Works of arrangement and maintenance of water courses, necessary to ensure traffic safety on DN12C;

(3) Work to clear grass and woody vegetation in the DN12C area;

(4) Repair and maintenance works on high and low voltage lines, clearing of forest vegetation, setting and rebuilding poles, changes to cable routes and the like.

Art.100

Within the national forest within the area of the PNCB-H there are the following constructions :

(1) In the integral protection zone: "Lacu Roșu" Hunting Lodge in the inside of Lacu Roșu Station mentioned in chap. 2.2, para. (4), point e) in the management plan;



(2) In the area of sustainable conservation: the tourist hut “Piatra Singuratică” in the administrative extravilan of the Municipality of Sândominic, mentioned in chap. 2.2, para. (3), point f), subpoint iii) in the management plan;

(3) In the area of sustainable development: the building “Information Point” of the APNCB-H in Lacu Roșu, within the urban area of Lacu Roșu resort, referred to in chap. 2.2, para. (4), point e) in the management plan, forest fund administrator, O.S. Tulgheș, a.u. 9C, UP VIII. Lacu Roșu, Cantonul Silvic Cupaș, owner Composesoratul Gheorgheni, administrator O.S. de Regim Gheorgheni, UP VIII. Lacu Roșu, a.u. 164C extravilan, Canton Silvic Cheile Bicazului in the administrative extravilan of the Municipality of Bicaz-Chei, owner central public administration authority, State, administrator O.S. Bicaz, UP VI. Lapoș, a.u. 2 C-extravilan.

#### Art. 101.

It is forbidden to carry out any type of construction, investment, development, on the surface of the Red Lake and at less than 50 m from the shore of the Red Lake, in the buildable area of the intra-village of the Red Lake resort, except those serving the PA administration, those ensuring national security, the safety of locals and visitors, or ensuring the health of people and animals.

#### Art. 102.

It is forbidden to place any type of construction, permanent or temporary, in the Bicazului Gorge, except for those aimed at carrying out projects of national interest, temporary construction sites for repairs to the DN12C or for traffic safety in the area, legal deposits for anti-skid material, information boards, traffic signs, waste collection facilities, respectively ecological toilets and street furniture, only in the DN12C width on the basis of documentation approved by APNCB-H .

#### Art.103

The construction of tourist cabins/ lodges or any other investments/projects in the PNCB-H or in the immediate vicinity of the park and in the Lacu Rosu resort will be subject to the environmental impact assessment procedure, if directly or indirectly they may have a significant impact on the protected natural area, according to the regulations in force.

#### Art. 104.

On the territory of the PNCB-H, in the area of sustainable development, the following rules shall be respected:

(1) Buildings shall respect local architectural traditions by using traditional building materials and layout elements inspired by local tradition;

(2) The percentage of land occupancy, POT, with buildings will be: maximum 30% per lot of 300 sqm, maximum 26% for P+2-M per lot of 500 sqm, maximum 18% for P+1 per lot of 500 sqm and maximum 24% for lot of 1000 sqm;

(3) The maximum building height shall be Gf+2 or Gf+1+M.

Art. 105.

In case a manager/land owner inside the PNCH blocks by barriers the access on the forest roads in his property, from/to the park, he is obliged, within three days, to allow permanent access to the staff of the PNCH and the public mountain rescue service in the area; otherwise it is considered that the access of the staff with control duties of the PNCH is not allowed.

Art. 106.

(1) Due to the major impact on the environment that the installation of a ski slope in the area of the PNCH, in the area of Lacu Roșu Resort, the approval by the APNCH-Hof such an initiative can be made only if it is not possible to locate it outside the PNCH;

(2) Any project of reopening, rebuilding, modification of the former "Suhard" trail must be accompanied by an Environmental Impact Assessment Study, with special emphasis on the biodiversity of the PNCH, must be submitted to the APNCH-H and the SC for approval and must comply with the provisions of the urban plans in force.

Art. 107.

Any modification of the General Urban Plan of the Lacu Roșu Resort within the Municipality of Gheorgheni shall be accompanied by an impact study, with particular emphasis on the conservation of biodiversity and the landscape framework of the area of the PNCH, and the opinion of the APNCH-H issued on the basis of the decision of the SC.

#### **Cap. XIV. Waste regime**

Art. 108.

The waste regime in the territory of the HC-BNP shall be regulated as follows:

(1) It is forbidden to abandon waste of any kind on the territory of PNCH;

(2) Tourists are obliged to dispose of the waste they generate during their visit to PNCH;

(3) The waste will be deposited only in places specially arranged for collection in Lacu Rosu resort or will be transported outside the park;

(4) Owners and managers of guesthouses, restaurants, hotels, holiday homes, kiosks, stalls or other owners of commercial and service establishments are responsible for the temporary storage in hygienic and safe conditions and for the proper disposal of their waste in strict compliance with environmental legislation;

(5) The responsibility for waste disposal in Lacu Roșu resort, at least twice a week during the summer season, lies with the local public administration authorities of Gheorgheni Municipality and in Cheile Bicazului lies with the local public administration authorities of Bicaz-Chei;

(6) It is forbidden the uncovered storage of anti-skid material along the DN12C that crosses the PNCH-H, along its entire length;

(7) The anti-skid material necessary for the maintenance of DN12C shall be stored in specially designed covered main depots in the sustainable development area within the Lacu Roșu resort or in the extra-village area of Bicaz-Chei Municipality mentioned in chap. 2.2, para. (4), point d) in the management plan;

(8) It is also allowed to set up several secondary storage sites in the form of watertight crates along the Bicaz Gorge, but only during winter, with the approval of the APNCH-H.

#### **Cap. XV. Financing of activities**

Art. 109.

The financing of the activities of the APNCH-H can be provided by funds coming from: the state budget through the budget of the central public authority responsible for protected natural areas; the budget of local authorities; the National Forestry Administration; the APNCH-H's own activities and tariff system; funding projects drawn up by the APNCH-H or in collaboration with other organisations/institutions and financed by local, national or international programmes; grants, donations, sponsorships, contributions.

#### **Chap. XVI. Control and implementation of the Regulation**

Art. 110.

(1) The exercise of control and the implementation of the provisions of this Regulation shall be the responsibility of the staff in charge of control within the structures of: National Environmental Guard; central and territorial public administration authority for environmental protection; APNCH-H; central public administration authority responsible for forestry and its territorial structures, in their area of competence; the National Sanitary Veterinary and Food Safety Authority, in its field of competence, as regards trade activities with wild flora and fauna species; the National Customs Authority, for customs operations; the structures of mountain specialists of the Romanian Gendarmerie; other authorities in charge of environmental protection.

(2) The control and implementation of the provisions of this Regulation is also the responsibility of the APNCH-H;

(3) Any natural or legal person is obliged to provide the information and data requested by the APNCH-H, for the fulfilment of the responsibilities it has according to the provisions of this Regulation;

(4) In order to properly carry out the control and compliance with this Regulation in the perimeter and in the vicinity of the PNCH-H, the access of the control staff of the APNCH-H referred to in paragraph (1) to the premises of the PNCH-H shall be granted to the control staff of the PNCH-HA. (1) of this Article may not be restricted, irrespective of the ownership regime.

## **Cap. XVII. Water management**

### **Art. 111**

(1) The management of waters and hydrotechnical works in the PA is ensured by the National Administration of Romanian Waters, through the water basin administration, ensuring the implementation of activities and works necessary for the prevention and control of floods and specific water management works, insofar as they do not contravene the legislation in force concerning protected natural areas and the purpose for which the PA was designated;

(2) Consideration shall be given to the aspects of the River Basin Management Plan prepared under the Water Framework Directive and the aspects of the Flood Risk Management Plan, to the extent that they do not contravene the legislation in force relating to protected natural areas and the purpose for which the PA has been designated;

(3) The works for the development of watercourses shall be carried out only with the approval of the APNCB-H; the authorization of works for the correction of torrents, construction, repair or modification of dams shall be carried out only with the approval of the APNCB-H, obtained on the basis of the SC Decision;

(4) In the case where fish, crustacean and mollusc species are present in the watercourses where these works are located, studies shall be carried out to ensure minimum flows downstream of the permanent hydrotechnical works, aimed at ensuring the survival, migration and reproduction of fish species and other aquatic life;

(5) Any hydrotechnical works are prohibited in the perimeter of Red Lake, except for those aimed at habitat restoration/ecological reconstruction.

## **Cap. XVIII. Final provisions**

### **Art. 112**

(1) Any studies that plan activities for the exploitation of natural resources on the surface of the PNCB-H such as: forestry activities, planning and other summary studies, agricultural, zootechnical, tourism, fishing, hunting, geological and other similar activities, any projects that plan construction works of any kind, sports activities and other similar activities, shall be subject to the approval of the PNCB-H by the designers;

(2) The approval is absolutely necessary in order for the APNCB-H to verify that the activities planned by the studies or projects mentioned above are in line with the objectives of the Integrated Management Plan of the PNCB-H; the APNCB-H approval will be issued on the basis of the decision of the SSC of the PNCB-H.

### **Art. 113**

(1) In addition to the activities specified as admissible during the previous articles in this Regulation, all those activities aimed at the maintenance of investments made for the preservation of the natural capital of the PNCB-H are admissible.

(2) For all these activities the prior favourable opinion of the H-NCBAP issued on the basis of the decision of the SSC of the PNCB-H is required.

Art. 114

The land use planning, local and national development plans and any other plans for exploitation/use of natural resources in the PNCB-H shall be harmonized by the issuing authorities with the provisions of the management plan.

Art. 115

This Regulation shall enter into force with the approval of the Integrated Management Plan of the PNCB-H by Government Decision, upon the proposal of the central public authority for environmental protection.

Art. 116

This Regulation may be amended on the proposal of the H-NCBAP on the basis of the opinion of the SSC and the BoD of the H-NCBAP.

Art. 117

In the event of force majeure, fires, disasters, epizootics, outbreaks of infections, and the like, the competent institutions shall intervene in accordance with the legal provisions, with the obligation to notify the APNCB-H, which will actively participate in the actions of detection, alert, mobilization and evaluation in order to prevent and eliminate the effects of such events.