

ABA/CEELI

THE RIGHT TO NOMINATIVE COMPENSATIONS

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Based on the Law on the Special Social Protection of Some Categories of Population No. 933-XIV of 14.04.2000 certain categories of citizens are entitled to nominative compensations, that is to an amount of money as a partial compensation for the expenses for utilities, electricity and other services.

1) INDIVIDUALS WHO ARE ENTITLED TO NOMINATIVE COMPENSATIONS

The following categories of citizens of the Republic of Moldova are entitled to nominative compensations:

- 1) Invalids of 1st and 2nd degree, irrelevant of the cause of disability;
- 2) The following categories of invalids of 3rd degree whose term of disability is not limited in time;
 - a) Invalids whose disability was caused by industrial (work) accidents;
 - b) Individuals whose disability was determined after mutilations, traumas or injuries sustained while serving the military duty;
 - c) Participants in the actions of fighting for the defense of the territorial integrity and independence of the Republic of Moldova;
 - d) Victims of the political repressions that took place during the period of time 1917-1990;
 - e) Former detainees of the concentrations camps and ghettos;
- 3) Disabled children under 16 years of age;
- 4) Invalids since their childhood;
- 5) Participants in the Second World War and their wives, husbands, as the case may be;
- 6) Individuals assimilated to participants in the Second World War;
- 7) Families (parents or wives who did not get re-married or children who did not reach the age of adulthood) of those who died on duty and of those who died after having participated in the liquidation of the consequences of the Chernobyl accident;
- 8) Single pensioners;
- 9) Families with 4 or more children under 18 years old of age;
- 10) Individuals who worked in the rearward of the front during the Second World War;
- 11) Individuals who were in Leningrad (today's Sankt-Petersburg) city during the blockade.

Individually who are being totally kept by the state do not benefit from nominative compensations.

2) THE INSTITUTIONS THAT EXAMINE THE REQUESTS TO GRANT NOMINATIVE COMPENSATIONS

Individuals belonging to one of the above-mentioned categories should submit the necessary documents to the **Field Direction for Social Assistance and Protection of Family**.

Every year, the beneficiary should **confirm** his/her right to the compensations, proving that the situation that allows him to continue to benefit from compensations persists. **Therefore, within the first quarter of the year (until the 1st of April) the updated documents should be submitted to the field bodies of social assistance and protection of family.** Individuals who did not submitted the necessary documents until 1st of April will receive the compensation as of the month when they did provide the documents.

3) THE DOCUMENTS THAT ARE NECESSARY TO RECEIVE NOMINATIVE COMPENSATIONS

List of the necessary documents:

- Passport, identity card or the birth certificate;
- *The certificate indicating the way of providing heat to the house and all the services that are provided to the beneficiary.* This certificate should be given by the municipal enterprise dealing with the administration of the respective building or by the mayor's office; cooperatives of building houses or associations of dwellers of the privatized apartments; by enterprises administrating houses and dormitories; by enterprises of gasification, self-sanitation; by field aqueduct-sewage directions, and other enterprises providing services;
- *Credentials and certificate* issued by the respective bodies, *confirming that the beneficiary is on file and entitled to compensation* (that is the respective individual is included in one of the categories entitled to compensations);
- *Excerpts from the personal account or the real estate card* issued unconditionally by the housing organizations or the mayor's offices located within the respective individual's place of residence, by the cooperatives of building houses and associations of dwellers of privatized apartments; by enterprises administrating houses and dormitories – *for the categories provided for by points 5), 7), 8), and 9) of the list of beneficiaries;*
- As for *single pensioners*, the Direction for social assistance is entitled to confirm this fact through an *act developed on the basis of the witnesses' testimony.* Petitioner should attach to this act a declaration according to which he/she does not have children and pledges to return the amounts of money in case the declaration proved false.

These documents are issued free of charge by the respective institutions, irrelevant of the fact if the categories of citizens benefiting from compensations have or have not payments arrears for these services.

4. THE SERVICES THAT NOMINATIVE COMPENSATIONS ARE GRANTED FOR

Nominative compensations are granted for paying the following:

- a) *Utilities* like centralized heating; natural gases utilized for gas cookers; cold and hot water; sewerage and sanitation services (evacuation of solid and liquid refuses), elevator;
- b) *Electricity*, including the one used for the electric stoves in the apartments (houses) equipped with them;
- c) *Natural gas* used for heating;
- d) *Liquefied gas cylinders for preparing food*;
- e) *Coal and firewood*.

5) THE AMOUNT OF NOMINATIVE COMPENSATIONS

Depending upon the category they belong to, beneficiaries are entitled to a compensation from **50 %** to **25 %** of the total costs of services *per capita*.

The following individuals are granted compensations adding up to 50 % of the total costs of services:

- a) Invalids of 1st and 2nd degree (except for invalids provided for by letter b) below); invalids of 1st and 2nd degree from the very childhood; disabled children under 16 years old of age; participants in the Second World War and their wives (husbands), as the case may be; individuals assimilated to participants in the Second World War; families of those who died on duty and families of those who died after having participated in the liquidation of the consequences of Chernobyl accident; families with four or more children.

The following individuals are granted compensations adding up to 25 % of the total costs of the services:

- b) Invalids of 2nd degree who suffer from a general or professional disability, or a disability they sustained at their place of work; invalids of 3rd degree from childhood; invalids of 3rd degree whose degree of disability is not limited in time, specified by the list; single pensioners; individuals who worked in the rearward of the front during the Second World War; individuals who lived in Leningrad (Sankt-Petersburg) during the blockade.

The concrete amount of nominative compensations is approved by the Executive of the Government of the Republic of Moldova and is indicated in the **attachments 1 and 2 of the Executive's Decision No. 761 of July 31, 2000**.

For example, the monthly compensation for electricity provided by Chisinau, Center and South R.E.D. (within 60 Kilowatts per a meter) is of 24 Lei for individuals granted compensations adding up to 50 %, or 12 Lei in case the compensation is of 25 % of the

total cost of the services. Individuals using electric stoves are granted monthly compensation of 30 and respectively 15 Lei.

The amount of compensation for coal (one ton) during the period of heating is of 360 Lei, once a year, and for firewood (1m³) is of 60 Lei per year.

The field directions for social assistance and protection of family determine the concrete quantum of the compensations for each beneficiary according to the amount of the compensations approved by the Executive.

6) THE PERIOD OF TIME DURING WHICH NOMINATIVE COMPENSATIONS ARE GRANTED

As for electricity, services related to the consumption of natural gas at the gas stoves, liquefied gas in the cylinders for preparing food, cold water, using elevator, transportation of trash, and sewage, the compensations will be granted **for the entire year and paid on a monthly basis.**

The compensations for heat, hot water and natural gas used for heating-related purposes, are granted for the **entire period of heating that lasts 5 months - from November 1 to March 31** – and will be paid on a monthly basis. As for the private houses that use natural gas for heating, the consumption of gas for preparing food will be compensated after November 1 – March 31 period of time, as well.

7) THE MANNER OF PAYING NOMINATIVE COMPENSATIONS

The Bank of Savings will carry out the payment of nominative compensations for the precedent month through its subdivisions or responsible individuals of the bank, in case such subdivisions do not exist in some localities. The payment of these compensations may be carried out through providing checks confirming the payment of the respective services or through delivering the amount of (in cash) compensations. Other financial institutions providing services, as well as the subdivisions of the “Posta Moldovei” State Enterprise also accept such checks from citizens.

If the actual cost of the consumption of services is less than the amount of the nominative compensations granted to an individual, the Bank of Savings will be obligated to give back the rest of the compensations in cash to beneficiaries. At the same time, if during the period of heating the enterprises providing services did not provide heat and hot water, beneficiaries anyway will receive the compensations in cash for these services, irrelevant of their having or not historical debts, on the basis of the act confirming the lack of services during the respective month (issues by the organizations indicated on the list of necessary documents).

Nominative compensations will be granted to beneficiary irrelevant of the fact if he/she is or not the major tenant/dweller of the apartment or owner of the house. Beneficiaries of the compensation who based on justified grounds cannot personally receive the check of

payment of the services or the compensations given in cash may ask the mayor's office (secretary of the mayor's office) to give a **proxy** to the individual indicated by the beneficiary.

The Bank of Savings will keep the list of payment of the compensations for a 3-year period of time. Thus, if beneficiary could not receive his/her compensation bases on reasons of illness or other reasons, he/she will be entitled to submit a request later, and the compensation will be paid to him/her from the very first month he/she did not receive it.