



HNB

**GVERNER**

Pursuant to Article 92, paragraph (3) and Article 162, paragraph (3) of the Credit Institutions Act (Official Gazette 159/2013, 19/2015, 102/2015, 15/2018, 70/2019, 47/2020 and 146/2020) and Article 43, paragraph (2), item (10) of the Act on the Croatian National Bank (Official Gazette 75/2008, 54/2013 and 47/2020), the Governor of the Croatian National Bank hereby issues the

**Decision on amendments to the  
Decision on detailed conditions for the establishment, operation, reporting and  
dissolution of branches of third-country credit institutions in the Republic of Croatia**

**Article 1**

In the Decision on detailed conditions for the establishment, operation, reporting and dissolution of branches of third-country credit institutions in the Republic of Croatia (Official Gazette 81/2014), in Article 1, in front of the word "This", the numbering of paragraph is added which reads "(1)".

After paragraph (1), paragraph (2) is added which reads:

"(2) This Decision transposes into the Croatian legislation Directive 2013/36/EU of the European Parliament and of the Council of 26 June 2013 on access to the activity of credit institutions and prudential supervision of credit institutions and investment firms, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC (Text with EEA relevance) (OJ L 176, 27.6.2013), as last amended by Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 on the prudential supervision of investment firms and amending Directives 2002/87/EC, 2009/65/EC, 2011/61/EU, 2013/36/EU, 2014/59/EU and 2014/65/EU (Text with EEA relevance) (OJ L 314, 5.12.2019) and Council Directive 89/117/EEC of 13 February 1989 on the obligations of branches established in a Member State of credit institutions and financial institutions having their head offices outside that Member State regarding the publication of annual accounting documents (OJ L 44, 16.2.1989)."

**Article 2**

In Article 7, after paragraph (1), new paragraphs (2) and (3) are added which read:

"(2) The branch shall no later than three months after the end of the business year submit a written notification to the Croatian National Bank with information on the following:

- 1) the total assets corresponding to the activities of the branch in the Republic of Croatia;
- 2) the liquid assets available to the branch, in particular the availability of liquid assets in kuna;
- 3) the own funds that are at the disposal of the branch;
- 4) the deposit protection arrangements available to depositors in the branch;
- 5) the risk management arrangements;
- 6) the governance arrangements, including key function holders for the activities of the branch; and
- 7) the recovery plans covering the branch.

(3) Upon request of the Croatian National Bank, the branch shall deliver reports and information on all matters considered by the Croatian National Bank necessary to enable comprehensive monitoring of the activities of the branch and exercising supervision or oversight as well as performing other tasks within its competence."

The former paragraphs (2) and (3) become paragraphs (4) and (5).

### **Article 3**

In Article 9, paragraph (1), the words "the dissolution and reorganisation of credit institutions" are replaced by the words "the voluntary winding-up of credit institutions".

After paragraph (1), the new paragraph (2) is added which reads:

"(2) The provisions of the regulation governing the compulsory winding-up of credit institutions shall apply mutatis mutandis to branches."

The former paragraphs (2), (3) and (4) become paragraphs (3), (4) and (5).

In the new paragraph (4), the words "paragraph (2)" are replaced by the words "paragraph (3)".

## **Transitional and final provisions**

### **Article 4**

This Decision shall be published in the Official Gazette and shall enter into force on the eight day after the day of its publication.



**Boris Vujčić**

**Governor**