

Pursuant to Article 44 paragraph 2 item 17 of the Central Bank of Montenegro Law (OGM 40/10, 06/13, 70/17), the Council of the Central Bank of Montenegro, at its meeting held on 11 October 2021, passed the following

## DECISION

### amending the Decision on determining tariff for calculating fees charged for the Central Bank of Montenegro services

#### Article 1

In the Decision on determining tariff for calculating fees charged for the Central Bank of Montenegro services (OGM 29/11, 22/12, 58/13, 12/14, 22/14, 48/14, 32/15, 15/17, 24/18), TARIFF CODE 2: BANK SUPERVISION, shall be amended to read:

#### „TARIFF CODE 2: SUPERVISION OF CREDIT INSTITUTIONS

2.1.	Fee for deciding on the application for issuing the authorisation to acquire or increase qualifying holding in a credit institution up to 50% of capital or voting rights	EUR 5,000.00	90201-MBR
2.2.	Fee for deciding on the application for issuing the authorisation to acquire or increase qualifying holding in a credit institution up to the level which is equal or higher than 50% of capital or voting rights	EUR 10,000.00	90202-MBR
2.3.	Fee for deciding on the application for granting authorisation to provide support	EUR 2,000.00	90203-MBR
2.4.	Fee for deciding on the application for issuing approval to perform function of the member of supervisory board or member of management board and chairperson of the management board of the credit institution	EUR 500.00	90204-MBR

2.5.	Fee for deciding on the application for granting a licence to a credit institution	EUR 30,000.00	90205-MBR
2.6.	Fee for deciding on the application for granting authorisation for the performance of activities which are not specified in the decision on issuing the license to a credit institution	EUR 1,000.00	90206-MBR
2.7.	Fee for deciding on the application for granting authorisation to establish a branch of the credit institution in third country	EUR 10,000.00	90207-MBR
2.8.	Fee for deciding on authorisation application for granting the authorisation to a branch of the third-country credit institution	EUR 7,500.00	90208-MBR
2.9.	Fee for deciding on authorisation application for granting the authorisation to set up a representative office of the third-country credit institution	EUR 3,000.00	90209-MBR
2.10.	Fee for deciding on the application to establish a subsidiary legal person of a credit institution abroad	EUR 1,000.00	90210-MBR
2.11.	Fee for deciding on the application in the case of status change of a credit institution (merger, division, demerger, with establishment of one or more credit institutions)	EUR 15,000.00	90211-MBR
2.12.	Fee for deciding on the application for granting approval for the inclusion of current year profit into Common Equity Tier 1 capital of the credit institution	EUR 1,000.00	90212-MBR

2.13.	Fee for deciding on the application for granting approval for distributing capital instruments to the Common Equity Tier 1 capital, additional Tier 1 capital and Tier 2 capital of the credit institution	EUR 1,000.00	90213-MBR
2.14.	Fee for deciding on the application for granting approval for distributing to the Common Equity Tier 1 capital, additional Tier 1 capital or Tier 2 capital the capital instruments with regard to which the credit institution has a discretionary right	EUR 1,000.00	90214-MBR
2.15.	Fee for deciding on the application for granting approval for using the conservative assessment of the underlying exposure of the credit institution to capital instruments included in indices, in calculating of own funds	EUR 1,000.00	90215-MBR
2.16.	Fee for deciding on the application for granting approval for reducing instruments of Common Equity Tier 1 capital, additional Tier 1 capital, or Tier 2 capital	EUR 1,000.00	90216-MBR
2.17.	Fee for deciding on the application for granting approval for using internal approaches for calculation of capital requirements	EUR 1,000.00	90217-MBR
2.18.	Fee for deciding on the application for granting approval for concluding a legal transaction for acquiring shares or interests in other legal persons	EUR 2,000.00	90218-MBR

2.19.	Fee for deciding on the application for granting approval for selecting audit firm	EUR 2,000.00	90219-MBR
2.20.	Fee for issuing certificate to a credit institution from the register of credit institutions	EUR 100.00	90220-MBR
2.21.	Annual fee for the supervision of credit institutions and branches of third-country credit institutions	0.065% of total amount of assets of all credit institutions and branches of third-country credit institutions at the end of the year preceding the year for which the fee is calculated	90221-MBR

The base for distributing total fee under the tariff heading 2.21 shall be total amount of assets of all credit institutions and branches of third-country credit institutions at the end of the year preceding the year for which the fee is calculated, increased by the amount of assets of credit institutions and branches of third-country credit institutions established in the current year with the balance as at the end of the first month starting from the beginning of their business activity. The amount of individual fee for credit institutions and branches of third-country credit institutions shall be determined so that the amount that represents the percentage amount of total assets of credit institutions and branches of third-country credit institutions in the base for the distribution of total fee is distributed applying the following criteria:

- 50% of that amount is distributed to all credit institutions and branches of third-country credit institutions in equal amounts,
- 50% of that amount is distributed to credit institutions and branches of third-country credit institutions proportionate to their individual share in total assets of banks and foreign bank branches

The fees under the tariff heading 2.21 shall be charged on monthly basis, based on temporary calculation, and the final calculation of total annual fee for the supervision is performed at the end of the year for which the fee is calculated, whereby total annual fee for credit institutions and branches of third-country credit institutions that started with their business activity after January of the current year shall be charged proportionately to the number of the remaining months in the respective year.

## Article 2

In TARIFF CODE 4: NATIONAL PAYMENT SYSTEM TRANSACTIONS, in the title of the part "Overnight balances of transaction accounts of banks in RTGS system" and in tariff heading 4.14 the word "banks" shall be replaced by the following: "credit institutions".

### **Article 3**

TARIFF CODE 6: CREDIT REGISTRY shall be amended to read:

#### **"TARIFF CODE 6: CREDIT REGISTRY**

6.1.	Fee upon completed inquiry of the reporting entity to submit data for the purposes of keeping the Credit Registry	EUR 3.00 per inquiry	90601-MBR
6.2.	Fee upon completed inquiry of legal and natural persons performing activity on data kept on their credit indebtedness	EUR 3.00 per inquiry	90602-MBR
6.3.	Fee upon completed inquiry of natural persons on the data kept on their credit indebtedness	EUR 3.00 per inquiry	90603-MBR

The fee under the tariff heading 6.1 shall be paid on quarterly basis, within eight days following that of the issuing of invoice of the Central Bank.

The fees under the tariff headings 6.2 and 6.3 shall be charged prior to providing data from the Credit Registry and the applicant shall submit evidence on the payment of this fee with the application for the use of data from the Credit Registry. For inquiries sent through the electronic service (using a digital certificate), the fee shall be paid in the manner defined by the user manual published by the Central Bank on its website. "

### **Article 4**

Until the beginning of the application of this Decision, fees in the amount determined for deciding on the application for granting authorisations to perform the function of a member of the supervisory board or management board, and chairperson of the management board of a credit institution shall be paid in the amount determined for deciding on the application for granting approvals for the selection of the chief executive officer of the bank, or member of the board of directors of the bank.

### **Article 5**

This Decision shall enter into force on the day of its publishing in the Official Gazette of Montenegro, and it shall apply from 1 January 2022.

**THE COUNCIL OF THE CENTRAL BANK OF MONTENEGRO**

Decision number 0101-6753-2/2021  
Podgorica, 11 October 2021

**CHAIRPERSON  
G O V E R N O R  
Radoje Žugić, m.p.**