

**DECISION
ON THE MANNER OF KEEPING THE REGISTER OF PAYMENT INSTITUTIONS
AND THE REGISTER OF ELECTRONIC MONEY INSTITUTIONS**

(OGM 48/14 of 13 November 2014, 74/21 of 5 July 2021)

I. BASIC PROVISION

Article 1

This decision regulates the manner of keeping the register of payment institutions and register of electronic money institutions, maintained by the Central Bank of Montenegro (hereinafter: the Central Bank) and publication of data from these registries.

II. REGISTER OF PAYMENT INSTITUTIONS

Article 2

The register of payment institutions shall be a database of:

- 1) Payment institutions to which the Central Bank issued an authorisation to provide payment services;
- 2) Branches of the payment institution through which payment institutions provide payment services, and
- 3) Agents to which payment institutions entrust the provision of payment services

Article 3

The register of payment institutions shall contain the following information about the payment institution:

- 1) Registration number of a payment institution;
- 2) Name, head office, telephone number, e-mail address and internet address of a payment institution;
- 3) Identification number of a payment institution;
- 4) Date and number of the decision of the Central Bank by which the payment institution is authorised to provide payment services;
- 5) Types of payment services, which, in accordance with the issued authorisation, payment institution is authorised to provide;
- 6) When it comes to hybrid payment institution, information on the activity other than the activity of providing payment services and/or information on payment system whose operator is this institution;
- 7) Information on persons who are members of the bodies of the payment institution, or who are responsible for managing the operations of the payment institution;
- 7a) Name and head office, or name and surname, address of permanent or temporary place of residence, of persons with qualified holding in the payment institution and information on the size of that holding expressed as percentage;

- 8) Name, or name and surname, address and e-mail address of the payment institution related parties and a description of their relation;
- 9) Name, address and e-mail address of the payment institution branch in the country and in the third country;
- 10) Name and address of the payment institution agent;
- 11) Issuance and expiration date of measures which the Central Bank imposed on the payment institution;
- 11a) Date and number of the decision of the Central Bank on the withdrawal of authorisation to payment institution to provide payment service;
- 12) Number and date of the decision of the instigation of the bankruptcy and/or liquidation proceedings against the payment institution.

Article 4

The register of payment institutions shall contain the following information on the branches of the payment institutions through which payment institutions provide payment services:

- 1) Name, head office, address, and e-mail address of the payment institution branch;
- 1a) Registration number, name and head office of the payment institution that established the branch;
- 2) Type of payment services that the payment institution offers through branch;
- 3) Date of establishment of the branch in the country;
- 3a) Information on persons who manage the branch's operations, or who directly manage the payment services in the branch;
- 4) Date and number of the decision of the Central Bank which approves authorisation to the payment institution to provide payment services in a third country through a branch;
- 5) Date and number of the Decision of the Central Bank on the withdrawal of authorisation to provide payment services through a branch in a third country.

Article 5

Register of payment institutions shall contain the following information about agents to which payment institutions entrust provisioning of payment services:

- 1) Name, head office, address and e-mail address of the legal person - agent, or name and surname, address and e-mail address of the entrepreneur – agent;
- 1a) Registration number, name and head office of the payment institution that entrusted the provision of payment services to an agent;
- 2) Identification number of the legal person - agent and/or identification number and unique identification number of the entrepreneur - agent;
- 3) Type of payment services that agent performs for the payment institution;
- 4) Date and number of the decision of the Central Bank on entering the agent into register;
- 5) Date and number of the decision of the Central Bank on the removal of agent from the register.

III. REGISTER OF ELECTRONIC MONEY INSTITUTIONS

Article 6

Register of electronic money institutions shall be a database of:

- 1) Electronic money institutions to which the Central Bank granted the authorisation for electronic money issuance;
- 2) Branches through which electronic money institutions issue electronic money and/or provide payment services;
- 3) Agents to which electronic money institutions entrust provisioning of payment services.

Article 7

The register of electronic money institutions shall contain the following information on electronic money institution:

- 1) Registration number of electronic money institution;
- 2) Name, head office, telephone number, e-mail address and internet address of electronic money institution;
- 3) Identification number of electronic money institutions;
- 4) Date and number of the decision of the Central Bank, by which the electronic money institution was granted the authorisation to issue electronic money, and/or date and number of the decision of the Central Bank, by which payment services institution was provided with the authorisation for the provision of electronic money;
- 5) Type of payment services, which, in accordance with the granted authorisation, electronic money institution is authorised to provide;
- 6) When applicable, information on the activities of electronic money institution, other than the issuance of electronic money and/or information on payment system whose operator is this institution;
- 7) Information on persons who are members of the bodies of the electronic money institution, or who are responsible for managing the operations of the electronic money institution;
- 7a) Name and head office, or name and surname, address of permanent or temporary place of residence, of persons with qualified holding in the electronic money institution and information on the size of that holding given as percentage;
- 8) Name, or name and surname, address and e-mail address of the electronic money institution related parties and a description of their relation;
- 9) Name, address and e-mail address of the electronic money institution branch in the country and in the third country and the agent for the provision of payment services;
- 10) Name, address and e-mail address of the electronic money institution agent;
- 11) Issuance and expiration date of measures which the Central Bank imposed on the payment institution;
- 11a) Date and the number of the decision of the Central Bank on the withdrawal of authorisation to the electronic money institution to issue electronic money, or date and number of the decision of the Central Bank on the withdrawal of authorisation to provide payment services;

- 12) Number and the date of the decision of the instigation of the bankruptcy and/or liquidation proceedings against electronic money institution.

Article 8

The register of electronic money institutions shall contain the following information on the branches through which electronic money institutions issue electronic money and/or provide payment services:

- 1) Name, head office, address and e-mail address of the branch of electronic money institution;
- 1a) Registration number, name and head office of the electronic money institution that established the branch;
- 2) Where applicable, the type of payment services that electronic money institution provides through branches;
- 3) Date of establishment of the branch in the country;
- 3a) Information on persons who manage the branch's operations, or who directly manage the payments services in the branch;
- 4) Date and number of the decision of the Central Bank by which the electronic money institution was granted the authorisation for issuing electronic money and/or providing payment services in a third country through a branch;
- 5) Date and number of the decision of the Central Bank on the withdrawal of authorisation to the electronic money institution to issue electronic money and/or to provide payment services through a branch in a third country.

Article 9

The register of electronic money institutions shall contain the following information on agents which electronic money institutions entrusted with the provision of payment services:

- 1) Name, head office, address and e-mail address of a legal person - agent, or name and surname, address and e-mail address of an entrepreneur – agent;
- 1a) Registration number, name and head office of the electronic money institution that entrusted provision of payment services to an agent;
- 2) Identification number of the legal person - agent or identification number and unique identification number of the entrepreneur – agent;
- 3) Type of payment services that agent performs for the electronic money institution;
- 4) Date and number of the decision of the Central Bank on entering the agent into register;
- 5) Date and number of the decision of the Central Bank on the removal of agent from the register.

IV. MAINTENANCE OF REGISTERS

Article 10

Registers referred to in Article 1 above shall be maintained in electronic form, in a manner that provides permanent storage of data and their uninterrupted use.

Article 11

Registration numbers of payment institutions and electronic money institutions which are entered in the registers prescribed by this decision are unique, unchangeable and unrepeatable.

Registration numbers referred to in paragraph 1 above shall be made by the Central Bank and shall be assigned upon entry in the registers.

Article 12

The Central Bank shall enter data in the registers referred to in Article 1 herein, on the basis of documents submitted by the payment institutions or electronic money institutions and other available documents.

Payment institutions or electronic money institutions shall immediately notify the Central Bank on any changes of data to be entered in the register.

The Central Bank shall enter data changes in the registers no later than three days following that of the receipt of notification on the respective change.

Article 13

The Central Bank shall delete from the relevant register a payment institution or an electronic money institution in case of withdrawal of the authorisation to provide payment services and/or to issue electronic money.

V. DATA DISCLOSURE

Article 14

The Central Bank shall publish on its website the following data from the registers:

- 1) Registration number of payment institution or electronic money institution;
- 2) Name, head office, telephone number, e-mail address and internet address of payment institution or electronic money institution;
- 3) Date and number of the decision of the Central Bank, by which the payment institution or electronic money institution was granted the authorisation;
- 4) Type of payment services, which, in accordance with the granted authorisation, payment institution or electronic money institution is authorised to provide;
- 5) Name, address and e-mail address of the payment or electronic money institution branch;
- 6) Name, address and e-mail address of the payment or electronic money institution agent;
- 7) Names of the members of the bodies, or persons who are responsible for managing the operations of payment or electronic money institution;

- 8) Number and the date of the decision of the Central Bank on revoking of the authorisation for providing payment services or revoking authorisation for issuing electronic money;
- 9) Number and the date of the decision of the instigation of the bankruptcy and/or liquidation proceedings against electronic money institution.

In addition to the information referred to in paragraph 1 of this Article, the Central Bank shall publish on its website the information on the internet address of the administrative body responsible for tax affairs where, in accordance with the law, the financial reports of the payment institution or electronic money institution are published, together with an audit report.

Article 15

The Central Bank shall issue, for historical data from the register referred to in Article 1 herein, upon the written request of an interested party, a written or electronic statement from the registry, within three days following that of the receipt of the request.

The request referred to in paragraph 1 above shall contain the information about the applicant (name, surname, temporary and permanent residence of a natural person, and/or the name and address of a legal person), and/or its agent, representative or proxy, and basic data about the requested information.

VI. FINAL PROVISION

Article 15

This decision shall enter into force on the eighth day following that of its publication in the Official Gazette of Montenegro and shall apply upon the expiry of one month following the day of its entry into force.

THE COUNCIL OF THE CENTRAL BANK OF MONTENEGRO