

Regulation No. 62/2006 Coll.

Act amending Act No. 124/2002 Coll. Transfers of Funds, Electronic Payment Instruments and Payment Systems (Payment System Act), as amended by Act No. 257/2004 Coll. , and other laws

Of 03.02.2006
Amount 26/2006
Platnost of 08.03.2006
Effective 08.03.2006

PART THREE

Amendment to the Act on the Czech National Bank

Čl. V

Law No. 6/1993 Coll., The Czech National Bank, as amended by Act No. 60/1993 Coll., Act No. 15/1998 Coll., Act No. 442/2000 Coll., The Constitutional Court No. 278/2001 Coll., Act No. 482/2001 Coll., Act No. 127/2002 Coll., Act No. 257/2004 Coll. and Act No. 377/2005 Coll., as follows:

First in § 2, paragraph 2, subparagraph d) the following new subparagraph e), which including footnotes 1a and 1b reads:

" **e)** supervises the activities of electronic money institutions ^{1a)} , branches of foreign electronic money institutions operating in the Czech Republic under a single license, consolidated groups that include electronic money institution based in the Czech Republic, and other entities that issue electronic money under a special law ^{1b)} ,

¹⁾) § 18b of Act No. 124/2002 Coll. Transfers of Funds, Electronic Payment Instruments and Payment Systems (Payment System Act), as amended by Act No. 62/2006 Coll.

^{1b)}) § 19 of the Payment Systems Act, as amended by Act No. 62/2006 Coll. ".

The existing letter e) shall become point f).

Footnote No. 1 is referred to as a footnote 1c, including the reference to the footnote.

2nd In § 2 paragraph 3 reads:

" **(3)** The Czech National Bank in the performance of their tasks cooperates with the central banks of other countries, supervisory authorities for banks, electronic money institutions and financial markets of other countries and international financial organizations and international organizations involved in the supervision of banks, electronic money institutions and financial markets . "

3rd V § 24 letter a) reads:

" **a)** measures promulgated in the Bulletin of the Czech National Bank's prudential rules for banks, branches of foreign banks, electronic money institutions ^{1a)} and branches of foreign electronic money institutions operating in the Czech Republic under the single license ".

4th In § 26 paragraph 1, the word "discount" is replaced by "Lombard".

5th In § 26 the following new § 26a is inserted:

"§ 26a

Rules for the fulfillment of the obligations set out in § 25 and 26 of the Czech National Bank provides a provision promulgated in the Journal of the Czech National Bank. ".

6th In § 38, paragraph 1, second sentence, the word "settlement" is replaced by "clearing".

7th In § 41, paragraph 2, letter a) reads:

" **a)** banks, branches of foreign banks, electronic money institutions ^{1a)} and branches of foreign electronic money institutions operating in the Czech Republic under the single license ".

8th in § 41 paragraph 2 point. b) the word "bank" the words "or electronic money institution" and the word "bank" is deleted.

9th in § 41 paragraph 3, second sentence, the words "a foreign bank branches and binding methodology for compiling and organizational and communication conditions for the transmission of all information and documents" is replaced by "branches of foreign banks, electronic money institutions ^{1a)} and branches of foreign institutions electronic money and organizational and communication conditions for the transfer of the Czech National Bank. "

10th In § 41, at the end of paragraph 3 sentence "Methodology for compiling all the information and documents stipulated by the Czech National Bank measures."

11th In § 41, paragraph 4, the second sentence is replaced by the phrase "If a bank, a branch of a foreign bank, electronic money institutions, branches of foreign electronic money institution or other person referred to in paragraph 2. b) the information and documents or fails to submit these information and documents are frequently incomplete or incorrect, the Czech National Bank pursuant to a special legal regulation ^{9a)} to banks, branches of foreign banks, electronic money institutions, branches of foreign electronic money institutions and to other persons included in the consolidation, if, in the case If the duty of those persons to provide information for the purposes of supervision on a consolidated basis. ".

Footnote 9 reads:

" ^{9a}) Act No. 21/1992 Coll., on Banks, as amended. Act No. 124/2002 Coll., on transfers of funds, electronic payment instruments and payment systems, as amended by Act No. 257/2004 Sb ., and Act No. 62/2006 Coll. ".

Footnote No. 9 is referred to as a footnote 9b, including the reference to the footnote.

12th in § 44 Paragraph 1, letter a) the following point b), which reads:

" **b)** of electronic money institutions ^{1a)} , branches of foreign electronic money institutions operating in the Czech Republic under a single license, consolidated groups that include electronic money institution based in the Czech Republic, and other entities that issue electronic money under special legislation ^{1b)} ".

The existing letters b) and c) shall become points c) and d).

13th in § 44 paragraph 1 point. c) the words "than banks" are deleted.

14th in § 44 paragraph 2 point. a) the words "a license" is replaced by "permission and prior consent".

15th in § 49b paragraph 1, first sentence, after the word "issue", the words "within the law".

16th in § 49b paragraph 1, second sentence, the word "and" is replaced by a comma and the word "bank", the words "electronic money institution ^{1a)} and branches of foreign electronic money institution ".