

130/1989 Sb .

ACT

of 15 November 1989

of the Czechoslovak State Bank

The Federal Assembly of the Czechoslovak Socialist Republic has adopted this Act :

PART ONE

basic provisions

§ 1

- (1) State Bank of Czechoslovakia is the central bank of the Czechoslovak Socialist Republic.
- (2) State Bank of Czechoslovakia 's status ústředního government authority of the Czechoslovak Socialist Republic in the currency and the extent provided by law and special laws 1) in banking , when udilování permits and issuing generally binding legal regulations.
- (3) When exercising its jurisdiction the State Bank of Czechoslovakia uses economic tools and to issue generally binding legal regulations.

§ 2

- (1) State Bank of Czechoslovakia is a legal entity based in Prague , its designation in the language Ěeský 's " State Bank of Czechoslovakia " and in the Slovak language, "State Bank of Czechoslovakia ."
- (2) State Bank of Czechoslovakia acts in legal relations in its own name and bears the responsibility of these relations.
- (3) State Bank of Czechoslovakia not responsible for any obligations of the State , if such a guarantee, expressly nepøvezme . State Ruei for the obligations of the Czechoslovak State Bank , only if expressly provided for by law or if such warranty, express pøvezme .

§ 3

- (1) State Bank of Czechoslovakia secures in its scope of tasks associated with negotiating international contracts, the presence of the Czechoslovak Socialist Republic in international organizations and secures the tasks required of the Socialist Republic of Czechoslovakia from these treaties and RUNNING in these organizations.
- (2) State Bank of Czechoslovakia , liaison with foreign banks ústředními .

§ 4

State Bank of Czechoslovakia when filling out their functions and effectiveness to its special ústředními cooperating with government authorities Federation and the republics and for that purpose they provide and require them the necessary information and documents . State Bank of Czechoslovakia takes a position on the proposals pøedkládají Vlád the Czechoslovak Socialist Republic and the governments of the republics other organs, where it affects the scope.

PART TWO

Minh planning

§ 5

- (1) State Bank of Czechoslovakia participates in the creation of comprehensive state plan hospodářského and social development of the Czechoslovak Socialist Republic, the Czech Socialist Republic and Slovak Socialist Republic, rozpočtových views and state budgets Federation and the republics and pøedkládá their views in terms of monetary equilibrium is locked and Creating conditions for stability of the Czechoslovak currency . When doing uplatňuje its responsibility for playback control peněžního circulate, for the quality and stability of the currency .
- (2) State Bank of Czechoslovakia handles the monetary analysis , in which the aspects of currency values of social economic development and proposes measures that are needed .

§ 6

- (1) State Bank of Czechoslovakia in cooperation with ústředními to its special state authorities Federation and the republics draw a předkládá Vlad the Czechoslovak Socialist Republic for approval and the Government of the Czech Socialist Republic and the Slovak Socialist Republic to discuss the proposal and the yearly pitiletého mine plan ěleniného to Uvírová , cash and exchange plan.
- (2) The mandatory outputs pitiletého and the yearly plan of mine operates a bank and spožitelna and to the extent determined by a special law and other legal entities .

§ 7

- (1) State Bank of Czechoslovakia drawn up after consultation with the Government of the Czech Socialist Republic and the Slovak Socialist Republic předkládá Vlad the Czechoslovak Socialist Republic for approval a draft bank monetary policy involving Uvírová , deposit , interest rate and exchange rate policy and is responsible within its scope for its execution .
- (2) the development of national hospodářství performed by the State Bank of Czechoslovakia in the range zmocnění the Government of the Czechoslovak Socialist Republic approved the necessary modifications of plans of currency and bank monetary policy .

THIRD PART

Effectiveness of the Czechoslovak State Bank

§ 8

State Bank of Czechoslovakia

- a) has the exclusive right to issue the Czechoslovak money ;
- b) ensure the protection of the currency , printing and minting of money ;
- c) announces the release of individual kinds of money and their descriptions , as well as their withdrawal from the circle;
- d) operates a of monetary orbits ;
- e) determines and announces the course of the Czechoslovak foreign currency to Mina on the substrate principles approved by the Government of the Czechoslovak Socialist Republic, přihlídnutím particular the development of a national hospodářství , balance of payments and the situation on the foreign exchange markets;
- f) determines the price of gold in bank operations;
- g) carry out operations in gold and foreign exchange agents ;
- h) maintain monetary reserves in gold and foreign exchange prostředcích ;
- i) manage the stocks of Czechoslovak the money and foreign exchange reserves drawer ;
- j) operates a cash register operations and sminářenskou effectiveness ;
- k) operates a payment execution and zúčtování at home ;
- l) to the extent necessary for the implementation of the Mine Plan and bank monetary policy Creates agreement with the Federal Statistical Offices submenus infotainment system 2) of the Czechoslovak State Bank , a bank spožitelen , as well as other organizations provádějících payments and zúčtování ;
- m) carry out specific banking transactions .

§ 9

State Bank of Czechoslovakia usmířuje procedure and spožitelen banks in providing credits to legal entities and in providing půjček individuals , as well as when receiving deposits from legal persons and natural persons . When it comes to setting interest rates on deposits of individuals from banks and spožitelen and půjček provided by banks and spožitelna individuals , Eini and together with the Federal Ministry of Finance and in agreement with the Ministry of Finance , prices and wages republics.

§ 10

State Bank of Czechoslovakia

a) is responsible for the execution of foreign exchange policy particularly in terms of the balance of payments and the exchange rate of the Czechoslovak currency ;

b) usmíròuje process of Czechoslovak banks and spožitelen when receiving and providing foreign credits ;

c) exercise other powers under the Exchange Act.

§ 11

(1) State Bank of Czechoslovakia together with the Federal Ministry of Finance pøedkládá Vlad the Czechoslovak Socialist Republic

a) draft legislation of the Czechoslovak currency ;

b) major proposals of currency and financial measures , if these measures impact on the state budget of the Republic , progresses to its special agreement with the Ministry of Finance of the Republic of prices and wages ;

c) draft guidelines for setting Kurso the Czechoslovak currency to foreign Mina ;

d) proposals for amendments to the Foreign Exchange hospodáøství .

(2) State Bank of Czechoslovakia together with the Federal Ministry of Finance usmíròuje aspects of monetary market of currency .

§ 12

State Bank of Czechoslovakia

a) maintain bank bills and spožitelen and answers their deposits;

b) keep the state budget bills Federation and the republics of the bills and state financial reserves.

§ 13

State Bank of Czechoslovakia responsible for filling the cash execution of the state budget and state budgets Federation republics , this ensures execution ? ALLOWS itself or via povìøené bank, when performing cashier filling the state budget federation agreement with the Federal Ministry of Finance and , to make a cash filling state budgets republics to its special agreements with the Ministry of Finance , Republic of prices and wages .

§ 14

State Bank of Czechoslovakia shall be entitled povìøit banks and spožitelna after previous agreement with them safekeeping of cash and inventory of Czechoslovak foreign exchange reserves drawer.

§ 15

Tools usmíròování RUNNING bank and spožitelen

State Bank of Czechoslovakia usmíròuje effectiveness of banks and especially spožitelen

a) the amount of credits given to banks as a source for the provision of credits to legal entities and natural persons pùjèek ;

b) the amount of interest on credits under point a) and the amount of interest on deposits by banks and spožitelna deposited at the Czechoslovak State Bank , as well as other úvìrových resources that banks and spožitelna provide each other ;

c) the liquidity of banks and spožitelen ;

d) the amount of required reserves of banks and spožitelen at the Czechoslovak State Bank .

§ 16

Zmocnìní to issue generally binding legal regulations

State Bank of Czechoslovakia issued pursuant to this Act, generally binding legal regulations on

a) Minh planning;

b) orbits legal cash;

c) compensation for damaged money ;

d) the issuance of various kinds of money and their description, as well as their withdrawal from the circle;

e) treasury operations and smírnáenská RUNNING ;

f) díleím infotainment system of the Czechoslovak State Bank , a bank spořitelén , as well as other legal entities provádíjících payments and zúetování at home ;

g) principles for determination of monetary rewards for providing services.

§ 17

banking Supervision

(1) State Bank of Czechoslovakia conducts banking supervision over compliance

a) generally binding legal regulations issued by the State Bank of Czechoslovakia , as well as in cases where the Commission is to generally binding legal regulations zmocnina ;

b) binding Os mine plan;

c) the conditions laid down in authorizations.

(2) Legal persons are required to request předkládat the Czechoslovak State Bank of needed documents provide information requested , allow also reviewed on-site and otherwise it umožňovat exercise of its powers.

(3) The supervisor does not apply to the contribution of individual natural persons and půjček provided to individual natural persons.

(4) If when banking supervision , it was found in serious breach of obligations when performing banking transactions and operations of monetary and services , urea State Bank of Czechoslovakia Deadline for removal zjištěných shortcomings. If these deficiencies within the time removed, the State Bank of Czechoslovakia , suspend or withdraw a limited or in its entirety approval for execution of banking transactions and operations of monetary services.

PART four

Proceeding and organization of the Czechoslovak State Bank

§ 18

(1) State Bank of Czechoslovakia operates a Chairman of the Czechoslovak State Bank , at the time of his nepřítomnosti it fully represents the first Vice Chairman of the Czechoslovak State Bank .

(2) To the extent determined by the Chairman of the Czechoslovak State Bank of him representing the first Vice Chairman and other místopředsedové .

§ 19

Chairman of the Czechoslovak State Bank is appointed and dismissed by the President of the Czechoslovak Socialist Republic on the proposal of the Government of the Czechoslovak Socialist Republic. First Vice-Chairman of the Czechoslovak State Bank and Vice Chairman of the Czechoslovak State Bank appointed and removed by the Government of the Czechoslovak Socialist Republic on a proposal from the Chairman of the Czechoslovak State Bank .

§ 20

State Bank of Czechoslovakia exercises its effectiveness ústředím in Prague, pobočkami and úcelovými organizačními units. Headquarters of the Czechoslovak State Bank secures both relations to the Federation and the relations to the republics. Relations with the authorities of the Republic secures the headquarters of the Czechoslovak State Bank via the Broad Institute .

PART FIVE

Hospodaření the Czechoslovak State Bank

§ 21

State Bank of Czechoslovakia hospodaří the principles laid down for her the Government of the Czechoslovak Socialist Republic.

§ 22

State Bank of Czechoslovakia Creates a statutory fund , general reserve fund, in accordance with generally binding legal regulations , popřípadě other funds established by the government of the Czechoslovak Socialist Republic.

§ 23

- (1) Statutory Fund Eini to 1 January 1990 KES 1.4 billion and serves the security liabilities of the Czechoslovak State Bank .
- (2) The general reserve Eini to 1 January 1990 KES 1.4 billion and serves to cover the losses of the Czechoslovak State Bank , the complements of the Czechoslovak State Bank earnings up to KES 4.2 billion .

§ 24

- (1) State Bank of Czechoslovakia compiles a year whether the financial statements and an annual report with basic information about the Czechoslovak currency and its development is a pøedkládá to three months after the end of the year kalendávního to the Government of the Czechoslovak Socialist Republic.
- (2) State Bank of Czechoslovakia is obliged approved a year whether the financial statements and an annual report zveřejňovat to the extent and in the manner urèeným the Government of the Czechoslovak Socialist Republic.

§ 25

State Bank of Czechoslovakia is subject to derives the state budget set for it by the Act on contributions to the state budget.

PART SIX

General provisions

§ 26

All banking operations of the State Bank of the Czechoslovak state including the úètech keeps, covered by banking secrecy. Status report on úèti may be filed only if the set by law.

§ 27

The staff of the Czechoslovak State Bank shall maintain mlèenlivost in service vicech . The obligation of mlèenlivost continues even after the end of labor relation or function . Zproštíni this obligation may be exceptionally EVENT reasons in the general interest of the Chairman of the Czechoslovak State Bank .

§ 28

State Bank of Czechoslovakia issued within six months after the entry apply those provisions of this Act, Statute, which adjusts its ènnost more detail , organization and hospodažení ; statute approved by the Government of the Czechoslovak Socialist Republic.

PART SEVEN

Transitional and final provisions

§ 29

Permission to issue generally binding legal regulations , which under current legal regulations pøiznává Chairman of the Czechoslovak State Bank , pøechází under this Act on the State Bank of Czechoslovakia .

§ 30

Are repealed:

First Law no. 144/1970 Sb . , Of the Czechoslovak State Bank , as amended by the EL . I of the Act no. 175/1988 Sb . ;

Second § 53 of Act no. 194/1988 Coll . , The jurisdiction of the federal central state administration bodies;

3rd § 3 § 2 and § 9 point . a) Law no. 41/1953 Coll . ;

4th government to Regulation no. 7/1954 Coll . , The legal circulation of the money, as amended by the government to Regulation no. 17/1960 Coll . ;

5th § 2 paragraph 2 of the government to Regulation no. 35/1954 Coll. Pamitních coins.

§ 31

This Act shall apply those provisions from 1 January 1990.

Husak v. r

Indra v. r

Adamec v. r

1) drink. § 391 , paragraph 5 hospodářského Code, Article 119 § 1, § 123 , paragraph 2 and § 272 , paragraph 2 of the Labour Code , § 508 , paragraph 1 Civil Code , § 19, paragraph 1, point . g) and § 22 point . g) of the Act no. 42/1980 Coll. Zahraničním on economic relations with , as amended by Act no. 102/1988 Sb . (the full prospectus art. 184/1988 Coll.) , 2 § 5 and § 18 of Act no. 173/1988 Sb . , A company with foreign capital presence .

2) § 16 of Act no. 21/1971 Sb . , A uniform system of socio -economic information, as amended by Act no. 128/1989 Sb .