

REGULATION A N O V A PARLIAMENTARY BUREAU UKRAINE

On the Statute of the National Bank of Ukraine

National Bank of Ukraine

§ CHAPTER I

GENERAL PROVISIONS

§ Article 1. , the National Bank of Ukraine (hereinafter - the National Bank) was established under the Law of Ukraine "On Banks and Banking Activity " (872-12) and operates on the basis of the legislation of Ukraine, of the Statute, as well as agreements or other agreements of Ukraine with other states, USSR and foreign countries in the field of monetary relations.

§ Article 2. , the National Bank is a legal entity, the central bank of Ukraine, its emission center, owned by Ukrainian state and accountable to the Verkhovna Rada of Ukraine has the right of legislative initiative, on its behalf may acquire rights and incur obligations, sue and be sued in court and arbitration.

§ Article 3. NBU conducts single state monetary policy, regulates the activity of the banking system as a whole, organizes and provides interbank payments. With the introduction of its currency is fully responsible for ensuring its sustainability, receives the exclusive right to issue money in circulation, sets the rate of the currency against the currencies of other countries, creates and delivers on state coffers Ukraine.

§ Article 4. NBU conducts economic policy framework, the main directions of the monetary policy, approved by the Verkhovna Rada of Ukraine, and based on the responsibility of the National Bank as monetary and banking affairs of Ukraine.

§ Article 5. Their relationship with other central banks and foreign National Bank building on the basis of interbank transactions.

§ Article 6. , the National Bank of Ukraine shall not be liable for the obligations of the state, as the state is not liable for the liabilities of the bank, except when they themselves take on this responsibility.

§ Chapter II

MAIN TASKS

§ Article 7. The main tasks of the National Bank are:

a) comprehensive strengthening of monetary circulation in the country, carrying out measures to ensure the convertibility of the ruble (own currency) and the development of foreign exchange market;

b) provision directing credit to priority sectors of the economy and especially on the development of goods and services;

c) analysis of money and credit relations in the country and their prediction;

d) the performance of the functions of the Reserve Bank, storage and management of the reserve fund currency, precious metals and gold stocks;

d) the organization of settlements between commercial banks through correspondent calculations, and other credit and settlement operations under the Law of the Ukrainian SSR "On Banks and Banking Activity" (without the customer).

e) monitor the compliance by banks, their branches and institutions of economic regulations and standards established by the Law of Ukraine "On Banks and Banking Activity" (872-12).

§ Chapter III

BASIC LAW AND

§ Article 8. NBU accordance with assigned him tasks:

a) participate in the development of the main directions and trends of economic and social development of the economy of Ukraine, Ukraine's state budget, forecast income and spending;

b) develop the main directions of the single money-credit policy under which regulates the money circulation in the country;

c) concentrating credit facilities created at the expense of the statutory and other funds balances the republican budget funds on deposit and money in circulation and interbank settlements and transferred for a fee Savings Bank funds that are derived from public contributions;

d) on a contractual basis sells and buys credit facilities;

d) establishes fund regulation credit banking system of the republic at the expense of resources by banks and deposit formation determines the size of the fund;

e) organizes and carries out collection, transportations of currency and other valuables;

g) implements a uniform credit policy in the country, establishing rules and calculation of cash transactions, the order of accounting and reporting by banks determine the amount of payment for involved with other banks based on the total resources of interest policy;

i) regulates the level of bank interest rates through their changes on their loans provided by commercial banks;

c) organize and implement together with the Ministry of Finance of Ukraine through its regional departments, payment centers and commercial banks cash execution of the state budget of the Republic;

i) focuses on the accounts of their institutions, foreign currency exchange fund of the Cabinet of Ministers of Ukraine takes part in the development of the consolidated currency plan provides a unified monetary policy, representing the interests of Ukraine in relations with banks in other countries, international banks,

developing procedures and rules for the operations in foreign currency, gold and precious metals. Sets the official exchange rates of foreign currencies in the domestic currency, publishing these courses in the press, organizing the work of the Republican currency exchange at National Bank of Ukraine;

i) together with commercial banks shall service the public debt, performs operations related to the deployment of state loans and their repayment and payment of interest thereon;

l) registers newly created commercial bank in Ukraine in Republican registration book banks and conducts re banks for a fee of 10 thousand rubles for licenses for foreign currency transactions - 5 rubles;

n) authorizes the creation of commercial banks with foreign entities and foreign citizens.

c) authorizes commercial banks for opening their branches and representative offices both in Ukraine and abroad;

l) defines the procedure for registration of commercial banks and the issuance of licenses;

m) prepare personnel for the banking system as a secondary special educational institutions, retrains banking specialists on a contractual basis;

n) establishes commercial banks such prudential standards: minimum amount of authorized capital, the threshold ratio between the size of the bank's own funds and the amount of its assets; indicators of liquidity balance, the amount of required reserves placed with the National Bank, the maximum risk per borrower. Sets the order of calculation.

§ Article 9. , the National Bank may:

a) to establish commercial banks and their branches and scope of reporting forms of information materials required for forecasting and planning for the implementation of a unified state policy in the field of monetary, credit, payments, securities and foreign exchange transactions;

b) establish by agreement with commercial banks that are engaged in settlement services companies, associations, organizations and institutions, limit cash balance in the operating cash;

c) determine the kind of national banknotes and their face value, set the defining characteristics and procedure for determining solvency, security system;

d) receive foreign and international banks and other financial and credit institutions credit, placed loans to transact in foreign currency under the Law of the Ukrainian SSR "On Banks and Banking Activity" (872-12), to address other issues of foreign economic activity within their competence;

e) allow organizations to Ukraine to obtain loans because of the border within the overall limit of the external debt of the Republic, which established Horse Rada of Ukraine;

e) determine prices and tariffs granted by the National Bank and its agencies services (operations), if not established by legislation of Ukraine;

g) create in the submission of the enterprise and be a shareholder or shareholders required to perform the tasks of the National Bank, including the production of paper money needed for the production of paper, production of coins, etc.

i) National Bank under the legislation of the Republic may be provided by other law.

§ Article 10. NBU is guided by the Law of Ukrainian SSR "On Banks and Banking Activity" (872-12), the laws and regulations of the Verkhovna Rada of Ukraine and its Presidium, and this Charter. National Bank and its agencies are not entitled to carry out the instructions and requirements which do not comply with the legislation and this Charter.

Employees of the National Bank may not include the governing bodies of commercial banks, they have to keep banking secrecy.

§ Chapter IV

MONITORING AND REPORTING OF NATIONAL BANK

§ Article 11. NBU shall audit the activities of its institutions and exercise control checks by supervision of commercial banks and their branches in terms of their compliance with prudential regulations and laws.

§ Article 12. comprehensive review of economic and financial activities of the National Bank of subordinate enterprises and organizations are held at least once every two years, and treasury agencies that are working offices, storage of reserve funds, currency and other valuables annually.

§ Article 13. If you violate commercial bank banking laws and prudential regulations, the National Bank provides the necessary arrangements are required for vykonnannya at a certain time.

The systematic violation of established norms, failing orders National Bank, failure or submitting false statements unprofitable activities occurrence situation that threatens the interests of depositors, creditors, obstacles antitrust action or right of free choice of the customer for service, the National Bank may:

- a) ask the founders (participants) of commercial banks on the implementation of measures for the financial rehabilitation of the bank, its reorganization or termination;
- b) increase the rate of required reserves;
- c) appoint a temporary administration to manage the bank for a period of financial recovery;
- d) levy a fine in the amount of income earned as a result of misconduct commercial bank;
- d) exclude commercial bank book with Republican registration, revoke the license to carry out banking transactions.

§ Article 14. Procedure for the application of effects set out in Article 13 of the Statute shall be determined by the Regulations.

§ Article 15. Results of audits (inspections) are considered a leader, who has appointed an audit or review, if necessary

- Board of the National Bank. They have taken appropriate measures to eliminate violations and deficiencies.

§ Article 16. NBU annually in April, takes the Verkhovna Rada of Ukraine report on their work, balancing your work and consolidated balance sheet of the banking system of the Republic and published them.

§ Chapter V

NETWORK, NATIONAL BANK OF GOVERNING BODIES AND THEIR FUNCTIONS

§ Article 17. Network National Bank consists of the central apparatus of the Crimean republican, oblast and Kyiv municipal offices, representative offices abroad, computing, accounting and technical centers, educational institutions, other institutions and organizations and approved by the Presidium of the Verkhovna Rada of Ukraine. Unit of the National Bank of Ukraine is a device collection.

§ Article 18. NBU conducts its activities based on a combination of collegiality and unity of command in the discussion and resolution of all issues in the management of the bank.

§ Article 19. governing body is the Board of the National Bank. NBU Board consists of the Chairman of the Board, appointed by the Verkhovna Rada of Ukraine on the proposal of the Chairman of the Verkhovna Rada of Ukraine, Vice Chairman and members of the Board who are appointed by the Presidium of the Verkhovna Rada of Ukraine by the Chairman of the National Bank. Meeting of the Board are held at least once a month.

§ Article 20. Chairman of the National Bank manages all activities of the National Bank and is personally responsible for the performance of their tasks, the National Bank and performs the following functions:

a) Issue orders and regulations on the activities of the National Bank, aimed at providing a unified state policy in the field of monetary, credit, financing and payments in the economy;

b) conducted in accordance with approved Verkhovna Rada of Ukraine State Groshev main directions of monetary policy within the emission result regulation of money in circulation in the regions of Ukraine;

c) dispose of in accordance with applicable law all assets of the National Bank shall issue orders, establishes the procedure for signing and issuing orders commitments on behalf of the National Bank of Ukraine, and has representation abroad with all matters of the National Bank;

d) makes changes to the structure of the bank, based on specific operating conditions, except for central office;

d) approve the staffing table of the central apparatus of the National Bank, the typical structure of branches of the National Bank on the ground;

e) appoint officers of the National Bank in accordance with the approved nomenclature and frees them, establishes job salaries, encourages employees who distinguished themselves, impose disciplinary sanctions;

g) approve regulations on structural units of the central apparatus and the establishment of the National Bank of Ukraine;

g) divides responsibilities between the Deputy Chairman of the National Bank;

c) if necessary, instructs the consideration of specific issues that are within its competence, their deputies, heads of structural subdivisions of the central office of the National Bank, as well as heads of institutions, the National Bank on the ground;

i) manage the daily operations of the National Bank.

§ Article 21. NBU Board shall consider:

a) The organization and implementation of a common policy in the field of credit, payments, money, accounting and reporting, banking supervision, and other issues of the banks;

b) Draft Guidelines state Groshev and credit policy, forecasts of cash turnover, the currency of the consolidated plan;

c) the operation of branches of the National Bank of Ukraine in the field, as well as subordinate enterprises and organizations;

d) the issue of selection, placement, education, training and retraining;

e) major projects orders, decrees and other normative acts of the National Bank;

e) The annual report and balance sheet of the National Bank, the annual report on the operation of banks and the consolidated balance sheet of banks of Ukraine;

f) reports the agency head of the National Bank, stukturnyh units of the central office of the National Bank;

g) approve the budget expended.

§ Article 22. Decision of the National Bank of the issues relevant statutes issued the National Bank of Ukraine.

§ Article 23. establish a national bank acting on its behalf and act within the powers given to the functions provided by the legislation of Ukraine, this Charter and decisions of the Board.

Management and settlement centers are headed by chiefs.

§ Article 24. Candidates for the post of Head of the Crimean republic (ASSR) and regional offices of the Kyiv City are reviewed and approved by the Board of the National Bank of Ukraine.

§ Article 25. Managing computers and settlement centers and other institutions of the National Bank on the ground within their rights to dispose their assigned funds and property are placed on behalf of the bank's agreements with other companies and organizations.

§ Article 26. The number of employees of the central and the whole system approved by the Board of the National Bank based on the approved payroll.

§ Section VI

property, income, expenses and bank funds

§ Article 27. NBU property consists of assets, fixed and floating assets and other property, the cost of which is reflected in the separate balance sheet of the National Bank of Ukraine.

The source property formation of the National Bank is authorized fund at the time the bank's income from banking activities under the Law of the Ukrainian SSR "On Banks and Banking Activity" (872-12), and other sources not prohibited by laws of Ukraine.

§ Article 28. Gains National Bank of Ukraine are formed through the provision of loans and guarantees, discounting of bills, sale of securities, currencies of other countries, as well as other revenues from operations that go with rights and obligations of the National Bank.

§ Article 29. expensed made in connection with obtaining loans and guarantees, purchase of securities, currencies, other activities that go with rights and obligations of the National Bank and the cost of the network of institutions and staff of the National Bank.

§ Article 30. primary measure of self-supporting activities of the National Bank is profit. National Bank and its agencies, with the exception of self-financing shall be exempt from taxes, charges and government taxes.

§ Article 31. Ukraine Parliament annually on the proposal of the National Bank approved the distribution of its profits.

§ Article 32. formed the National Bank and statutory reserve fund, fixed assets, assets accumulation and consumption, stock exchange and other deductions.

Regulations on the procedure and the use of funds accumulation and consumption approved by the Board of the National Bank.

§ Article 33. statutory capital of the bank formed by the expense of the state.

§ Article 34. reserve fund is intended to cover possible losses on the operations of the bank. Contributions to the reserve fund held by the National Bank profit before reaching the statutory fund. If the reserve fund in part or in full will be used to cover losses, the contributions to the fund are restored and made to achieve it installed size.

§ Article 35. Fund consists of fixed assets due to the National Bank buildings, equipment and other property, which refers to fixed assets.

§ CHAPTER VII

FINAL PROVISIONS

§ Article 36. NBU is located in Kiev.

§ Article 37. NBU and its institutions have a seal with the State Emblem of Ukraine and its name.

§ Article 38. Issues Social Development National Bank, including the improvement of working conditions and health care, are solved with the workforce participation of management in accordance with the current legislation of Ukraine.

§ Article 39. Activities National Bank terminated by decision of the Verkhovna Rada of Ukraine. The same solution is determined by the continued use of the property of the National Bank of Ukraine.