



Federal Law From 31.07.98 N 151-Fz "On Amendments And Additions To The Federal Law" On Central Bank Of Russia (Bank Of Russia) "And The Federal Law" On Banks And Banking Activity "

July 31, 1998 N 151-FZ

Article 1.

Article 1. The Federal [Law](#) "On the Central Bank of the Russian Federation (Bank of Russia)" (Gazette of the Congress of People's Deputies and the Supreme Soviet of the RSFSR, 1990, N 27, art. 356; Gazette of the Congress of People's Deputies of the Russian Federation and Supreme Soviet of the Russian Federation, 1992, N 34, art. 1966; Laws of the Russian Federation, 1995, N 18, art. 1593) the following amendments:

1. In [Article 38](#) :

1) to add a new article in the fifth part as follows:

"Required reserves deposited by credit institutions with the Bank of Russia, penalties do not apply."

2) fifth part be considered part of the sixth and shall have the following Editorial:

"After the withdrawal of a credit institution licensed to conduct banking operations the required reserves deposited by credit institutions with the Bank of Russia, transferred to the account of the liquidation commission (liquidator) or bankruptcy control and used in the manner prescribed by federal laws and regulations issued pursuant thereto regulations of the Bank of Russia. "

3) Listing seventh part as follows:

"With the reorganization of the credit institution order reissuing its required reserves, previously deposited in the Bank of Russia, established regulations of the Bank of Russia."

2. The second part [of Article 62 of](#) the word "change" should be replaced by "Increase."

3. In [Article 75](#) :

1) Paragraph 5 of the second part in the following wording:

"5) appoint a temporary administration by a credit institution for up to six months. Procedure for appointment and the interim administration established by federal laws and regulations issued pursuant thereto of the Bank of Russia. "

2) b of the second paragraph shall be deleted;

3) Listing the third part as follows:

"The Bank of Russia has the right to withdraw from a credit institution licensed to conduct banking transactions on the grounds stipulated by the Federal Law "On Banks and Banking Activity".
Procedure revocation of a license to conduct banking operations established regulations of the Bank of Russia. "

4. Complete Federal Law [Article 76.1](#) as follows:

"Article 76.1. In order to protect the interests of creditors (including depositors) of the Bank of Russia has the right to appoint a credit institution, which revoked license for banking operations, the authorized representative of the Bank of Russia. The order of activity authorized representative of the Bank of Russia established by federal laws and regulations issued pursuant thereto Bank of Russia regulations.

In the period of the authorized representative of the Bank Russian credit institution may implement federal laws allowed her to deal only with the approval by the authorized representative of the Bank of Russia in accordance with the Federal Law "On Banks and Banking Activity".

Since the inception of the liquidation commission (liquidator) or appointment by the arbitral tribunal arbitration managing activities of the authorized representative of the Bank of Russia stopped. "

Article 2.

Article 2. The Federal [Law](#) "On Banks and Banking Activity" (Gazette of the Congress of People's Deputies of the Russian Federation and the Supreme Soviet of the Russian Federation, 1992, N 9, Art. 391; N 34, Art. 1966 Collection of Laws Federation, 1996, N 6, p. 492) the following amendments:

1. First part of [Article 5](#) , paragraph 9, supplemented as follows:

"9) money transfers on behalf of individuals without opening bank accounts (except for mail orders).
".

2. In [Article 20](#) :

1) in the first part:

paragraph 3 shall read as follows:

"3) establish the facts inaccurate reporting data Delays of more than 15 days submission of monthly reports (reporting documents); "

paragraphs 6 and 7 shall be amended as follows:

"6) the failure of a credit institution to satisfy claims of creditors on monetary obligations and (or) to fulfill obligation to make mandatory payments within one month from the date of their execution, if the requirements of the credit institution together constitute not less than one thousand minimum wage established by federal law;

7) repeated throughout the year guilty non executive documents contained in the courts, arbitration courts requirements for the recovery of funds from the accounts (deposits) customers credit institution if funds are available on accounts (deposits) of these persons. "

2) the fourth part in the following wording:

"Since the withdrawal of a credit institution license for banking operations:

1) the date of maturity of the credit institution deemed to have occurred. Liabilities of foreign currencies are recorded in the exchange rate of the Bank of Russia, at the date of the withdrawal of a credit institution licensed to conduct banking operations;

2) cease to bear interest and penalties (fines, penalties) and other financial (economic) sanctions obligations of the credit institution;

3) suspend the execution of executive documents on property claims, except for the execution of executive documents issued on the basis of judgments about collecting wage arrears, payment of royalties under copyright contracts, alimony, as well as for damages to life and health, and non-pecuniary damage, which entered into force until the revocation of a credit institution licensed to conduct banking operations;

4) until the creation of a liquidation commission (liquidator) or appointment of a receiver by the arbitral tribunal prohibited transactions of the credit institution and contractual obligations of the credit institution (except for transactions related to current utility and maintenance payments of the credit institution, as well as severance pay benefits and salaries of persons working under an employment contract (contract) within the cost estimates, to be agreed upon with the Bank of Russia or an authorized representative of the Bank of Russia in the event of destination). "

3. In [Article 23](#) :

Listing new second and third parts as follows:

"In the event of termination of the credit institution on the basis of the decision of its founders (participants) of the Bank of Russia the request of a credit institution decides to revoke the license for banking operations. The order of presentation of the petition by a credit institution governed by regulations of the Bank of Russia.

In case of cancellation or revocation of a license to conduct banking operations credit institution within 15 days from the date of the decision to return the said license The Bank of Russia. " consider the second part of the fourth part.

4. Complete Article 23.1 of Federal Law as follows:

"Article 23.1. Eliminate credit organization initiated by the Bank of Russia

The Bank of Russia has the right to apply to the arbitration court for liquidation of the credit institution, regardless of its financial condition, if a credit institution, which revoked license for banking operations within one months from the date of review of such license has not been created, the liquidation commission (liquidator) or in respect of its bankruptcy proceedings do not apply. "

Article 3.

Article 3. This Federal Law shall enter into force on the day its official publication.

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of the Russian Federation
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The Kremlin, Moscow

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N 151-Φ3