



**Fee Payment Rules
of the Resolution Fund
on the obligation of its member institutions to pay contributions**

1. GENERAL PROVISIONS

1.1. All credit institutions, investment firms domiciled in Hungary, as well as all Hungarian branches of third country credit institutions (hereinafter jointly: '**Member Institution**') are required to pay an accession fee, an annual fee, as well as can be obliged to make an extraordinary payment to the Resolution Fund (hereinafter: '**Fund**') created by Act XXXVII of 2014 on the Further Development of the Institutional System Strengthening the Security of Certain Participants of the Financial Intermediary System (hereinafter: '**Resolution Act**'). Unlike the foregoing, the Resolution Act does not apply to Magyar Fejlesztési Bank Zrt. (Hungarian Development Bank Ltd.) and Magyar Export-Import Bank Zrt. (Hungarian Export-Import Bank Ltd.), which institutions are not obliged to join the Fund and thus do not qualify as Member Institutions.

1.2. The method for determining the regular annual fee to be paid by the Member Institutions is governed by Commission Delegated Regulation (EU) 2015/63 (hereinafter: '**Commission Regulation**').

1.3. The Commission Regulation shall apply to the central body and its affiliated institutions on a consolidated basis in so far as affiliated institutions are fully or partially exempted from prudential requirements under national law in accordance with Article 10 of Regulation (EU) No. 575/2013 of the European Parliament and of the Council (hereinafter: '**CRR**'). This is the case with integrated credit Institutions as defined in Act CXXXV of 2013 on the Integration of Cooperative Credit Institutions and Amendments to Certain Economic Legislation, as well as the integration business management organization as affiliated institutions under the CRR, together with the Integration Organization as the central body defined in Article 10 of the CRR Act, which institutions shall be considered as a single Member Institution for the purpose of paying the regular annual fee.

1.4. Within thirty days of receipt of the operating license, the Member Institution joining the Fund shall pay an amount equal to 0.05 per cent of its registered capital to the Fund as a one-time accession fee.

1.5. In order to repay the loan and the bond, taken out and issued on the basis of the Resolution Act, the Fund may impose on the Member Institution an extraordinary payment obligation, established in accordance with uniform principles, the amount and schedule of which must be in accordance with the loan repayment conditions of the Fund. The extraordinary payment obligation may not exceed three times the amount of the regular annual payment obligation.

1.6. In accordance with the Commission Regulation and Section 138(1) of the Resolution Act, the Central Bank of Hungary (hereinafter: '**MNB**') acting in its capacity as the resolution authority shall individually determine the amount of the regular annual fee to be paid by the Member Institution and shall communicate it to the Member Institution. The annual fee must be determined on the basis of the individual (non-consolidated) data of the Member Institution, and the obligation to pay the fee must be met at an individual level.

1.7. An exception to this is the central body (including the Integration Organization), together with its affiliated institutions under the CRR, for which the annual regular fee shall be determined on a consolidated basis and shall be paid by the central body (including the Integration Organization) for the Fund.

2. TARGET LEVEL OF THE FUND

The target level of the replenishment of the Fund shall be at least 1% of the portfolio of insured deposits (or part of deposits) held at credit institutions authorized in Hungary that do not exceed the amount of coverage limit, which must be achieved by 31 December 2028 at the latest.

3. PROCEDURAL PROVISIONS

3.1. The Member Institution is obliged to pay the amount of the annual fee to the bank account of the Fund in semi-annual instalments each year, no later than the fifteenth day of the last month of the relevant half-year. Based on the information received from MNB regarding the annual fee payment obligation of the Member Institution, the Fund notifies the Member Institution of the amount of the half-year fee payment obligation.

3.2. If a Member Institution joins the Fund during the year, the annual fee of the Member Institution for the current year shall be determined by MNB together with the annual fee payable for the following year, taking into account the amount of the annual fee for the following year and the number of complete months spent by the Member Institution under the supervision of MNB acting as the supervisor of the financial intermediary system. The Member Institution shall pay the fee for the fractional period preceding the current year together with the first half-year instalment of the regular annual fee payable for the current year.

3.3. The termination of a Member Institution's membership in the Fund during the year or any other change in the status of the Member Institution does not affect the annual fee payable in that year, with the proviso that if the membership of the Member Institution is terminated prior to the receipt of MNB's notification of the annual fee, the Member Institution shall not pay an annual fee for the year; however, if the membership of the Member Institution is terminated upon receipt of MNB's notification of the annual fee, the Member Institution shall pay the full-year fee to the Fund. Exceptions to this are the Hungarian branches of third country institutions and certain investment firms under Articles 6, 15, 16, 95 and 96 of the CRR, which are authorized to provide only limited services and to perform only limited activities, and are not subject to, or are exempt from certain capital and liquidity requirements. These Member Institutions shall pay a *pro rata* annual fee for the period up to the date of revocation of their operating license in the year of revocation of their operating license.

3.4. The Member Institution shall fulfil its fee payment obligations towards the Fund by way of wire transfer to the Fund's bank account (account number: 19017004-01140229-09000004) held at MNB, in a way that the amounts are credited to the bank account no later than the applicable deadline.

3.5. If a Member Institution fails to comply with its fee payment obligations set forth herein within the applicable deadline, the Fund shall apply the following measures:

3.5.1. The Fund will charge a daily default interest from the first day of delay. The default interest shall be calculated from the due date on a daily basis using the interest rate applied by the European Central Bank to its main refinancing operations, effective on the first calendar day of the month in which the due date falls, as published in series C of the Official Journal of the European Union and, plus 8 percentage points. After a delay of fifteen days, the Fund shall call upon the Member Institution to immediately remedy the default and shall also inform MNB thereof. Default interest shall be charged



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by the Fund at the end of the penultimate month of the half-year following the half-year in question and shall be payable by the fifteenth day of the last month following the half-year in question, together with the next fee instalment. The minimum chargeable amount of default interest is HUF 5,000.

3.5.2. In the event of a delay in payment of more than forty-five days (upon thirty days after the notice referred to in Section 3.5.1. hereinabove), the Fund shall initiate further measures at MNB in addition to charging default interest.

3.6. Amounts paid into the Fund under these fee payment rules shall be accounted for by the Member Institution as other expenses.

4. ENTRY INTO FORCE

4.1. The Board of Directors of the Resolution Fund adopted these fee payment rules (in uniform structure with all amendments) by its Resolution No. 37/2020. (XII. 20.) and publishes it on the Fund's website.

4.2. Based on the decision of the Board of Directors, these fee payment rules, as consolidated with all amendments thereto, shall enter into force on 15 April 2022.

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dr. Attila Beczner
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performing the operative tasks of the
Resolution Fund