



HNB

GUVERNER

Ref. No.: 53-091/03-22/BV

Zagreb, 1 March 2022

Pursuant to Article 29, paragraph (1) of Regulation (EU) No 806/2014 of the European Parliament and of the Council of 15 July 2014 establishing uniform rules and a uniform procedure for the resolution of credit institutions and certain investment firms in the framework of a Single Resolution Mechanism and a Single Resolution Fund and amending Regulation (EU) No 1093/2010 (OJ L 225, 30.7.2014), Article 49, paragraphs (1) and (3) and Article 59, paragraph (1) of the Act on the Resolution of Credit Institutions and Investment Firms (Official Gazette, No 146/2020, 21/2022) in the procedure initiated *ex officio* for the purpose of implementing the Decision of the Single Resolution Board of 1 March 2022 to adopt the resolution scheme for Sberbank d.d., with head office in Zagreb, Varšavska 9, OIB: 78427478595 - SRB Decision (SRB/EES/2022/21), the Governor of the Croatian National Bank hereby issues the

Decision to appoint a resolution administration

1. The following shall be appointed members of the resolution administration of Sberbank d.d., Varšavska 9, OIB: 78427478595:

Paško Rakić, OIB: 61349305870, as chairman of the resolution administration, authorised to represent individually and independently,

Boris Bekavac, OIB: 43949652590, as member of the resolution administration, authorised to represent together with the chairperson of the resolution administration.

2. The resolution administration referred to in item (1) of the dispositive part of this Decision shall be appointed for the period starting from the publication of the Decision to open resolution proceedings against the credit institution referred to in item (1) of the dispositive part of this Decision until its removal from office, for a period not longer than 12 months.

3. The following shall be appointed assistant to the resolution administration referred to in item (1) of this Decision:

Ivan Knežević, OIB: 14848457021.

4. This Decision shall be published by the Croatian National Bank on its website on the date of its adoption.

Explanation

According to the division of tasks within the Single Resolution Mechanism laid down in Regulation (EU) No 806/2014 of the European Parliament and of the Council of 15 July 2014 establishing uniform rules and a uniform procedure for the resolution of credit institutions and certain investment firms in the framework of a Single Resolution Mechanism and a Single Resolution Fund and amending Regulation (EU) No 1093/2010 (OJ L 225, 30.7.2014, hereinafter referred to as 'Regulation (EU) No 806/2014'), in accordance with Article 7, paragraph (2) of this Regulation, the Single Resolution Board shall be directly

responsible for adopting all decisions relating to resolution for Sberbank d.d., with head office in Zagreb, Varšavska 9, OIB: 78427478595 (hereinafter referred to as 'Bank').

The Single Resolution Board adopted at the extended Executive Session held on 1 March 2022 the Decision to adopt the resolution scheme for the Bank – SRB Decision (SRB/EES/2022/21; hereinafter referred to as 'Decision of the Single Resolution Board') and delivered it to the Croatian National Bank as the national resolution authority with the instruction to, pursuant to the provision of Article 29 of Regulation (EU) No 806/2014, using the powers awarded by the Act on the Resolution of Credit Institutions and Investment Firms (Official Gazette 146/2020, 21/2022; hereinafter referred to as 'Resolution Act'), implement that Decision in the Republic of Croatia as the Member State participating in the Single Resolution Mechanism.

Pursuant to Article 29 of Regulation (EU) No 806/2014, national resolution authorities shall take the necessary actions to implement decisions referred to in this Regulation, in particular by exercising control over the entities for which pursuant to Article 7, paragraph (2) of Regulation (EU) No. 806/2014 the Single Resolution Board is directly responsible and shall, for that purpose, exercise the powers arising from national legislation in accordance with the conditions laid down in national legislation. Pursuant to Article 49 of the Resolution Act, when the Single Resolution Board exercises its powers referred to in Article 18 of Regulation (EU) No 806/2014, the Croatian National Bank shall act in compliance with the resolution decision and the instructions of the Single Resolution Board, by applying resolution tools, exercising resolution powers and by applying the safeguards prescribed by the Resolution Act.

Pursuant to the Decision of the Single Resolution Board and the powers awarded under the Resolution Act, the Croatian National Bank shall ensure that resolution administration is appointed simultaneously with the adoption of the Decision to open resolution proceedings against the Bank which shall take over the management of the Bank. Based on the above, the following Decision is adopted.

In accordance with Article 59, paragraph (2) of the Resolution Act, the resolution administration shall have at least two members, one of which shall be appointed the chairperson of the resolution administration. In accordance with Article 60, paragraph (4) of the Resolution Act, the resolution administration shall be appointed for a period not exceeding 12 months. Based on the above and in conjunction with Article 60, paragraph (1) of the Resolution Act which prescribes the minimum content of the Decision to appoint a resolution administration, it is decided as in items (1) and (2) of this Decision.

In accordance with Article 60, paragraph (3) of the Resolution Act, the Croatian National Bank may by the Decision to appoint a resolution administration also appoint assistants to the resolution administration who are not members of the resolution administration and are not employed with the institution under resolution but who will perform assistant, administrative and technical tasks at the request of the resolution administration. Therefore, it is decided as as in item (3) of this Decision.

In accordance with Article 60, paragraph (6) of the Resolution Act, the Croatian National Bank shall publish this Decision on its website. Therefore, it is decided as as in item (4) of this Decision.

INFORMATION ON LEGAL REMEDY

No appeal against this Decision shall be allowed, but administrative dispute may be initiated by means of a lawsuit to the competent administrative court within 30 days of receipt of this Decision and the receipt shall be considered effected after the eight day of its publication.

G o v e r n o r

Boris Vujčić

Distribution list:

- 1) Sberbank d.d.,
- 2) Single Resolution Board,
- 3) Ministry of Finance,
- 4) Croatian Deposit Insurance Agency,
- 5) Financial Stability Council,
- 6) European Systemic Risk Board,
- 7) European Banking Authority,
- 8) European Commission,
- 9) European Central Bank,
- 10) European Securities and Markets Authority,
- 11) European Insurance and Occupational Pensions Authority,
- 12) Croatian Financial Services Supervisory Agency
- 13) Central Depository & Clearing Company Inc.,
- 14) SKDD-CCP Smart Clear d.d.,
- 15) Commercial court in Zagreb,
- 16) Financial Agency
- 17) Archives, here