

**“Unofficial translation” – consolidated wording**  
ACT  
No. 80/1997 Coll.  
of 6 February 1997  
on the Export-Import Bank of the Slovak Republic

Amendment: No. 336/1998 Coll.  
Amendment: No. 214/2000 Coll.  
Amendment: No. 623/2004 Coll.  
Amendment: No. 688/2006 Coll.  
Amendment: No. 659/2007 Coll., 567/2008 Coll.  
Amendment: No. 492/2009 Coll.  
Amendment: No. 414/2012 Coll.  
Amendment: No. 36/2013 Coll.  
Amendment: No. 352/2013 Coll., 355/2013 Coll.  
Amendment: No. 213/2014 Coll.  
Amendment: No. 359/2015 Coll., 392/2015 Coll.  
Amendment: No. 32/2015 Coll.  
Amendment: No. 279/2017 Coll.  
Amendment: No. 373/2018 Coll.  
Amendment: No. 281/2019 Coll.

The National Council of the Slovak Republic has passed the following Act:

**Introductory Provisions**

§ 1

- (1) Hereby, the Export-Import Bank of the Slovak Republic is established (hereinafter “Eximbanka”).
- (2) Eximbanka is a legal entity with its registered office in Bratislava; it is incorporated in the Commercial Register and may use the acronym EXIMBANKA SR.
- (3) Eximbanka will, in accordance with the foreign, foreign trade, financial, economic and monetary policies of the state and in accordance with the law of the European Union and in compliance with binding commitments arising from the membership of the Slovak Republic in international organisations, support the foreign trade operations of exporters and importers with the aim to increase the competitiveness of domestic products and promote mutual economic exchange between the Slovak Republic and other countries. Eximbanka also participates in implementation of the development cooperation.
- (4) In performing its duties pursuant to par. 3, Eximbanka takes into account employment support, regional development, environmental protection and the support of investments into new technologies and the respective infrastructure.
- (5) Eximbanka is not deemed to be a bank, insurance or reinsurance company pursuant to special regulation.1)
- (6) Eximbanka was not established for business purpose. 1aa)
- (7) Eximbanka is a public sector body only for the purposes of reporting according to a special regulation.1aaa)

§ 2

For the purposes of performing its duties pursuant to § 1, par. 3, Eximbanka performs the following activities:

- a) export credit financing (§ 20),b) import credit financing (§ 21),
- c) export credit insurance (§ 22),

- d) export credit reinsurance (§ 23),
- e) provision of guarantees (§ 27),
- f) other activities (§ 24).

### § 3

(1) Eximbanka may, by virtue of the authority vested in it by the Government of the Slovak Republic (hereinafter “Government”), represent the Slovak Republic in international institutions and associations which scope of activities is related to the activities of Eximbanka, and will perform the duties arising out of that representation.

(2) Eximbanka may act on its own behalf on the world’s financial markets when securing the funds needed to perform its duties under this Act.

### § 4

#### **Definition of Terms**

For the purposes of this Act it is understood that:

a) “exporter” refers to an entrepreneur, including its subsidiaries and other economically related entities belonging to one group, having its registered office or residence and place of business in the Slovak Republic, who produces or provides, on a contractual basis, goods or services intended for export, or who exports goods or services or who invests abroad;

b) “importer” refers to an entrepreneur, having its registered office or residence and place of business in the Slovak Republic, who imports or provides, on a contractual basis, goods or services of foreign origin intended for export or for the purpose of developing export-oriented production and services;

c) “export credit” refers to funds provided by Eximbanka, or a bank, foreign bank, branch of a foreign bank (hereinafter the “bank”) or a financial institution (a) to exporter, exporter’s bank, foreign buyer or foreign buyer’s bank on a contractual basis for the purposes of exporting goods and services or support of exporters’ investments abroad;

d) “import credit” refers to funds provided by Eximbanka to importer, importer’s bank, foreign supplier or foreign supplier’s bank, on a contractual basis, for the import of goods or services intended for export, or for the purpose of developing export-oriented production and services;

e) “direct financing” refers to the direct provision of an export or import credit;

f) “co-financing” refers to joint funding of export or import credit by Eximbanka and banks or financial institutions;

g) “refinancing” refers to the mediated financing of export and import credits;

h) “political risk” refers to the risk of non-payment of exporter’s receivables arising in the country of the foreign buyer, or a third country, due to extraordinary contingencies or unforeseeable events such as war or other armed conflict, terrorism, riots, strikes, revolution, state or administrative interventions comprising, in particular, nationalisation, expropriation, moratorium on payments to foreign countries, foreign exchange regulation, embargo, withdrawal of licence, breach of contract on the part of a buyer being a country or other state entity, and the unilateral termination of international treaties; political risk is also deemed to cover the risk of non-payment of an exporter’s receivables arising in the country of a foreign buyer, or a third country, due to natural disasters such as earthquakes or floods;

i) “commercial risk” refers to the risk of non-payment of exporter’s receivables relating to the production or business activities of the exporter arising in a foreign buyer’s country, a third country, or in the Slovak Republic, particularly as a result of insolvency;

j) “marketable risk” refers to commercial or political risk that lasts no longer than two years and is

reinsurable on the private credit reinsurance market under usual international reinsurance market conditions;

- k) “non-marketable risk” refers to another commercial or political risk as stated in letter j),
- l) “registered capital of Eximbanka” refers to Eximbanka's own funds comprising of state budget funds and immovable property of the state; it may be increased using profits earned by Eximbanka and state financial assets, with the exception of state receivables arising from reimbursable financial aids, credits and loans;
- m) “reinsurance” refers to an activity by which Eximbanka enters into contractual relationship with a legal person performing insurance or reinsurance in order to spread the risks arising from the performance of insurance;
- n) “payment of interest differentials” refers to the provision of a contribution from the state budget to cover interest differentials arisen to Eximbanka, due to lower interest yields from export credit financing, with a maturity of more than two years in comparison with the credit costs and other costs related to financing these credits;
- o) “client account” refers to an account in EUR or other currency, held by Eximbanka for an exporter, an importer, foreign buyer, foreign supplier, bank of foreign buyer or bank of foreign supplier upon mutually agreed contractual conditions for the purposes of performing the activities stated in § 2.

## § 5

### **Bodies of Eximbanka**

The bodies of Eximbanka comprise of

- a) Bank Board,
- b) Supervisory Board,
- c) General Director.

### **Bank Board**

## § 6

- (1) The Bank Board is the statutory body of Eximbanka.
- (2) The Bank Board shall:
  - a) approve the organisational structure of Eximbanka and any changes thereto;
  - b) approve the rules of procedure of the Bank Board;
  - c) grant consent to appointing employees of Eximbanka to the executive, supervisory and control bodies of business companies;
  - d) be liable for the proper bookkeeping and management of Eximbanka;
  - e) approve Eximbanka's credit terms and conditions;
  - f) approve rules for the creation and use of reserves;
  - g) approve rules for guarantees provided by Eximbanka;
  - h) approve the transfer of immovable property in the ownership of Eximbanka and its lease and encumbrance of immovable property in the ownership of Eximbanka by third party rights.
- (3) The Bank Board shall, upon agreement with the Ministry of Finance of the Slovak Republic (hereinafter "Ministry"), approve Eximbanka's credit insurance conditions.
- (4) The Bank Board shall submit for the Ministry's approval a proposal for the
  - a) financial statements,
  - b) annual report,
  - c) selection of an auditor<sup>2)</sup> for financial statements verification,
  - d) profit distribution.

(5) The Bank Board shall, following discussion with the Ministry, submit to the Government for a review the proposal of the budget of Eximbanka for the subsequent fiscal year.

(6) The Bank Board shall submit to the National Council of the Slovak Republic for approval the proposal of the budget of Eximbanka for the subsequent fiscal year, following its review in the Government.

## § 7

(1) The Bank Board shall consist of five members. The members of the Bank Board are the General Director, three Deputy General Directors and another member who is not an employee of Eximbanka.

(2) Authority to sign on behalf of the Bank Board is vested in the General Director together with a member of the Bank Board; in the absence of the General Director, it is vested in a Deputy General Director together with a member of the Bank Board.

(3) The General Director, Deputy General Directors and other members of the Bank Board shall be appointed and recalled by the Government upon the recommendation of the Minister of Finance of the Slovak Republic (hereinafter "Minister").

(4) The term of office of the General Director and Deputy General Directors on the Bank Board shall be six years and that of other members of the Bank Board shall be three years.

(5) When the office of General Director, Deputy General Directors or other members of the Bank Board becomes vacant prior to expiry of the term of office, the term of office shall be deemed to have been terminated. A new term of office shall commence upon the appointment to the office of General Director, Deputy General Directors or other members of the Bank Board.

(6) Membership of the Bank Board shall be incompatible with the membership of governing, supervisory and auditing bodies of business companies and other entrepreneurs that are exporters, importers, exporter's or importer's banks under this Act. A member of the Bank Board is not allowed to hold the office of attorney-in-fact or be a person authorised to act on behalf of a bank<sup>3)</sup> or a branch of a foreign bank.<sup>4)</sup>

(7) A member of the Bank Board shall not conclude, on his own behalf and on his own account, business deals which are associated with the business of Eximbanka, or to mediate business deals on behalf of Eximbanka for other persons or entrepreneurs, or to take part in the business activities of a bank<sup>3)</sup> or a branch of a foreign bank<sup>4)</sup> or another company having the same or a similar scope of business.

(8) The Government shall recall a member of the Bank Board from his/her office in case that:

- a) he/she committed a violation of this Act or other related generally binding legal regulations;
- b) he/she was lawfully convicted of a criminal offence;
- c) he/she no longer possesses the health capacity to exercise his office;
- d) he/she performs a function that is not compatible with membership of the Bank Board.

(9) A member of the Bank Board may resign from his/her office on the basis of a written letter of resignation delivered to the Bank Board. Membership of the Bank Board shall terminate upon the date of delivery of the letter of resignation. Should the resignation cause the number of Bank Board members to drop below three, membership of the Bank Board shall be deemed to have terminated not earlier than the date of appointment of a new member of the Bank Board. The exercise of the rights and obligations of the General Director and Deputy General Directors shall, at all times, terminate only after a new General Director and Deputy General Directors have been appointed by the Government.

(10) The Government may recall a member of the Bank Board from his/her office upon the recommendation of the Minister pursuant to par. 3 and also on grounds other than those stated in par. 8.

(11) For the exercise of their office, members of the Bank Board who are not employees of Eximbanka shall be entitled to remuneration; the amount of such remuneration shall be determined by the Supervisory Board.

(12) If a member of the Bank Board is also entitled to a salary as a member of the National Council of the

Slovak Republic, during the period when he / she receives a salary as a member of the National Council of the Slovak Republic, the member of the Bank Board shall be entitled to a salary as well as to a financial remuneration maximum up to the amount of the minimum wage.

§ 8

**Repealed as of July 15, 2000**

**Supervisory Board**

§ 9

(1) The Supervisory Board is the supreme supervisory body of Eximbanka that superintends its activities. In case of finding the Bank Board or the General Director to be in breach of their obligations, or of identifying significant shortcomings in the management of Eximbanka, the Supervisory Board shall require the Bank Board or the General Director to perform remedial measures and shall inform the state surveillance authorities accordingly.

(2) The Supervisory Board may, at any time, inspect Eximbanka's accounting books and all records, including contracts concluded by Eximbanka, as well as documents and records related to the activities of Eximbanka.

(3) The Supervisory Board shall, upon a proposal by the Bank Board, approve:

- a) principles of management of assets and funding sources of Eximbanka;
- b) the method of creating and using the funds of Eximbanka and of creating other funds, pursuant to § 29 par. (1), letter f);
- c) conditions for keeping client accounts;
- d) the Rules of Procedure of the Supervisory Board.

(4) The Supervisory Board shall pronounce, in particular, on proposals with respect to:

- a) increasing or decreasing the registered capital of Eximbanka;
- b) credit terms and conditions of Eximbanka;
- c) credit insurance terms and conditions of Eximbanka;
- d) conditions for providing guarantees by Eximbanka;
- e) the Annual report of Eximbanka;
- f) the budget of Eximbanka for the subsequent budgetary year;
- g) the transfer of immovable property in the ownership of Eximbanka and its lease and encumbrance of immovable property in the ownership of Eximbanka by third party rights.
- h) obtaining foreign funding sources of Eximbanka;
- i) acceptance of credits by Eximbanka;
- j) a proposal that might afford material benefits to members of the Bank Board and persons close to them with whom there exist common business arrangements and who are clients of Eximbanka.

(5) The Supervisory Board shall review the financial statements and the proposal for distribution of economic results, with the outcome of such a review as a mandatory submission to the Ministry.

(6) The Supervisory Board reviews proposals for the selection of an auditor<sup>2)</sup> to audit the financial statements on the basis of recommendations of Eximbanka's Audit Committee (hereinafter "Audit Committee") prior to approval by the Ministry.

§ 10

(1) The Supervisory Board shall consist of seven members including its Chairman. Supervisory Board members shall be appointed and recalled by the Government upon the recommendation of the Minister. The Chairman of the Supervisory Board shall be elected and recalled by its members by secret ballot.

- (2) The term of office of the Supervisory Board member shall be six years.
- (3) A member of the Supervisory Board is not allowed to be a member of any other body of Eximbanka.
- (4) Membership of the Supervisory Board shall be incompatible with the membership of governing, supervisory and auditing bodies of business companies and other entrepreneurs that are exporters, importers, exporter's or importer's banks under this Act. The Supervisory Board member may not hold the office of attorney-in-fact or be a person authorised to act on behalf of Eximbanka, bank3) or a branch of a foreign bank.4)
- (5) A member of the Supervisory Board shall not conclude, on his own behalf and on his own account, business deals which are associated with the business of Eximbanka, or to mediate business deals on behalf of Eximbanka for other persons or entrepreneurs, or to take part in the business activities of a bank3) or a branch of a foreign bank4) or another company having the same or a similar scope of business.
- (6) The Government shall recall a Supervisory Board member from his/her office in case that:
- a) he/she commits a violation of this Act or other related generally binding legal regulations;
  - b) he/she was lawfully convicted of a criminal offence;
  - c) he/she no longer possesses the health capacity to exercise his office;
  - d) he/she performs a function that is not compatible with membership of the Supervisory Board.
- (7) The Government may recall a member of the Supervisory Board from his/her office upon the recommendation of the Minister pursuant to par. 1 and also on grounds other than those stated in par. 6.
- (8) A member of the Supervisory Board may resign from his/her office on the basis of a written letter of resignation served on the Supervisory Board. Membership of the Supervisory Board shall terminate upon the date of delivery of the letter of resignation. Should the resignation cause the number of Supervisory Board members to drop below four, membership of the Supervisory Board shall terminate not earlier than the date of appointment of a new member of the Supervisory Board.
- (9) The exercise of the office of member of the Supervisory Board shall be non-substitutable.
- (10) Supervisory Board members shall be entitled to remuneration; the amount of such remuneration shall be determined by the Ministry.

§ 11

**Repealed as of July 15, 2000**

**Board of Directors**

§ 12

**Repealed as of July 15, 2000**

§ 13

**Repealed as of July 15, 2000**

§ 14

**General Director**

- (1) The General Director is the Chairman of the Bank Board. The office of General Director is incompatible with membership of the other bodies of Eximbanka.
- (2) The General Director represents Eximbanka in its external relations.

(3) The General Director may decide in the urgent matters, which would otherwise be subject to the approval of the Bank Board, along with Deputy General Directors. In order for a decision to be adopted, unanimous consent must pertain. The General Director is required to notify the Bank Board of any decision adopted in such manner at the subsequent meeting.

(4) The General Director shall be authorised to set up an Advisory Board composed of experts in the respective fields covered by Eximbanka's scope of business, who shall not be employees of Eximbanka. Members of the Advisory Board shall be appointed and recalled by the General Director.

## § 15

(1) The employees of Eximbanka are obliged:

a) to maintain confidentiality with regard to all information they might have acquired while performing their duties in Eximbanka, unless a special regulation provides otherwise;

b) to refrain from acceptance of any gifts or benefits other than those given by Eximbanka or provided on legal grounds in connection with the performing of their duties in Eximbanka;

c) to refrain from any conduct which might lead to a conflict of interest between Eximbanka and their personal interests, in particular not to misuse information obtained in the course of performing their occupational duties for their own personal benefit or for the benefit of a third party.

(2) Employees of Eximbanka except members of the Bank Board must not be members of governing, supervisory or auditing bodies of legal entities engaged in business; this shall not apply where the appointment to such bodies was made by Eximbanka.

(3) The employees of Eximbanka may not engage in business activities without the prior consent of the General Director.

(4) The restriction implied in par. 3 shall not apply to scientific, pedagogical, literary or artistic activities or to the management of employees own property.

(5) The labour-law relations of Eximbanka's employees shall be governed by the Labour Code, unless stated otherwise in § 19 par. 2.

## § 16

Details of the exercise of powers of the bodies of Eximbanka, Deputy General Directors, other executive employees of Eximbanka and their mutual relationships, internal controls system, structure and organisation of Eximbanka shall be laid down in statutes approved by the Ministry.

## § 17

### **Relationship with the Government**

(1) Eximbanka shall perform its tasks towards the Government as stipulated by § 1 par. 3.

(2) Based on the government decision, the Ministry may, for the purposes of restructuring of Eximbanka's assets, take over Eximbanka's receivables and liabilities arising from the financing of export credits and export credit insurance, in case that the performance of Eximbanka's activities under § 2 could be endangered or if it stems from an international agreement, by which the Slovak Republic is bound.

## § 18

### **Relationship with the National Bank of Slovakia**

(1) The National Bank of Slovakia may keep the accounts of Eximbanka in EUR or another currency.

(2) Eximbanka shall provide information the National Bank of Slovakia with information and

documentation on its activities; their scope, deadlines and methodology are set by the National Bank of Slovakia upon agreement with the Ministry.

(3) Eximbanka is obliged, even without the consent of the client or other affected person according to special regulations 4a), to immediately provide in writing to the register of bank loans and guarantees maintained by the National Bank of Slovakia according to special regulation 1a), data on loans provided by Eximbanka to exporters or importers, on securing its receivables from loans granted to exporters or importers and on the commitments taken by Eximbanka against exporters or importers in euro or in another currency and details of these persons concerned to the extent specified in special regulations. 4b) Eximbanka is responsible for the accuracy, completeness and timeliness of the data provided to the register of bank loans and guarantees pursuant to the first sentence. Eximbanka is obliged, even without the client's consent, to make corrections of the data provided in the register of bank loans and guarantees that are not correct, complete or current, and to send a notification of the conducted corrections to the National Bank of Slovakia.

(4) When providing information under paragraph 3 and in the protection of data obtained from the register of loans and guarantees kept by the National Bank of Slovakia under a special regulation 1a) Eximbanka follows the same provision as in the case of providing and protecting the informations and documents, which are subject to banking secrecy 5)

(5) The provision and protection of data referred to in paragraphs 3 and 4 by Eximbank is subject to supervision exercised by the National Bank of Slovakia.

(6) If the National Bank of Slovakia finds differences in the providing and protecting data by Eximbanka under paragraphs 3 and 4, Eximbanka may be imposed with a fine according to the seriousness of the differences, i.e. from 3,000 EUR to 30,000 EUR and for recurrent and severe shortage of up to 300,000 EUR.

(7) The fine in paragraph 6 may be imposed repeatedly.

(8) A fine pursuant to paragraph 6 does not affect the responsibility under special regulations.

(9) A fine is an income of the state budget and is payable within 15 days from the date of the decision to impose the fine.

(10) A fine according to paragraph 6 may be imposed within one year from identification of differences, but no later than ten years from the date when the differences arose.

(11) The procedures and decision to impose a fine pursuant to paragraph 6 shall be governed by a special law. 6)

## § 19

### **Relationship with the Ministry**

(1) The Ministry shall approve:

- a) change of Statutes,
- b) financial statements;
- c) the annual report;
- d) distribution of economic result;
- e) the selection of an auditor 2) for financial statements' verification.

(2) The Ministry sets the salary conditions and other benefits of the CEO and Deputy CEOs.

(3) Eximbanka shall be obliged to prepare and submit to the Ministry accounting and statistical records in the form of reports, statements and overviews in accordance with the rules specified in § 25.

(4) Within 60 days of adoption of the financial statements, Eximbanka is obliged to deposit the annual



report to the public section of the Register of Financial Statements. 6a)

## § 20

### **Export Credit Financing**

(1) The financing of export credits by Eximbanka is:

- a) direct financing, refinancing or co-financing of short-term, medium and long-term export credits in order to support the exports of goods and services;
- b) direct financing, refinancing or co-financing of short-term, medium and long-term export credits in order to support the investments of exporters abroad.
- c) direct financing or co-financing of concessional loans. 6b)

(2) When financing export credits pursuant to paragraph 1, Eximbanka shall follow the credit terms of Eximbanka, approved by the Bank Board; in the case of direct financing or co-financing of concessional loans, an exporter may also be a person other than that specified in § 4 letter a).

## § 21

### **Import Credit Financing**

(1) The financing of import credits by Eximbanka is the direct financing, refinancing or co-financing of short-term, medium and long-term import credits in order to support the imports of goods and services.

(2) When financing import credits pursuant to paragraph 1, Eximbanka shall follow the credit terms of Eximbanka, approved by the Bank's Board.

## § 22

### **Export Credit Insurance**

(1) Eximbanka can insure:

- a) medium and long-term export credits against any political and commercial risks that may arise in a buyer's country or a third country;
- b) short-term export credits against any political risks that may arise in a buyer's country or a third country;
- c) medium and long-term export credits intended to support exporters' investments abroad, against the political and commercial risks that may arise there;
- d) short-term export credits against commercial risks caused by a foreign buyer.
- e) concessional loans against political and commercial risks that may occur in the buyer's country or in a third country.

(2) When providing insurance of export credits by Eximbanka pursuant to par. 1, Eximbanka shall follow the credit insurance terms and conditions of Eximbanka, as approved by the Bank Board, upon agreement with the Ministry; in the case of insurance of concessional loans, an exporter may also be a person other than that specified in § 4 letter a).

## § 23

### **Export Credit Reinsurance**

(1) Subject to methods of reinsurance, Eximbanka may:

- a) when insuring, enter into reinsurance contracts with reinsurers on the domestic and international reinsurance market;
- b) reinsure the business activities of exporters that are associated with exports.

(2) The activities referred to in par. 1 letter a) shall involve Eximbanka as a party to contractual relationships with legal entities providing insurance or reinsurance services in order to spread the risks related to insurance and reinsurance under this Act.

(3) The reinsurance of export credits for exporters by Eximbanka shall be governed by the terms and conditions for credit insurance of the insurer.

## § 24

### **Other Activities of Eximbanka**

(1) Eximbanka is obliged to assist exporters in recovering claims occurring as a consequence of unanticipated events resulting from governmental decisions in the country of a foreign buyer or a third country.

(2) Eximbanka is authorised to collect and make use of information on its clients only to the extent necessary for the purpose of financing and insuring export credits, such information being obtained from a database maintained by a legal entity established by the Ministry and from customs statistics<sup>7)</sup>. The said legal persons shall be obliged to provide Eximbanka with such information.

(3) Eximbanka is authorized to provide the information gained under par. 2 to a legal entity established pursuant to par. 6.

(4) When performing its activities hereunder, Eximbanka shall:

a) make use of information processed by the representative offices of the Slovak Republic abroad, their commercial and economic departments and missions upon the terms and conditions agreed in advance with the Ministry of Foreign and European Affairs of the Slovak Republic and the Ministry of Economy of the Slovak Republic;

b) provide consultancy with regard to credits and insurance issues and with regard to foreign trade matters.

(5) Eximbanka is also authorized to:

a) discount and rediscount bills of exchange;

b) issue, for the purposes of this Act, bonds under special regulation,<sup>8)</sup>

c) conclude a contract on the opening of a letter of credit and confirm letters of credit,<sup>9)</sup>

d) invest temporarily disposable funds in the domestic or international financial markets pursuant to special regulation,<sup>10)</sup>

e) accept financial loans in the EUR or foreign currencies from a bank or from a financial institution,

f) finance directly, refinance or co-finance a short-term credit, medium and long-term credit for the exporter or importer for the purchase of goods or services from domestic suppliers, and provide provide financial credit in EUR or other currencies on the domestic or foreign financial markets;

g), based on a resolution of the Government, provide short-term credits using its own financial sources, other than funds raised on international financial markets by purchasing government treasury bills payable within three months from the date of their purchase, to cover fluctuations in the management of the state budget over the course of the year; the aggregate amount of all such credits may not at any time during a year exceed 25% of Eximbanka's own funding sources;

h) implement European Union financial instruments designed for development cooperation,<sup>10a)</sup>

i) recover the state claims in accordance with authorisation of the Minister;

j) use its own funding sources to invest in financial instruments<sup>11)</sup>;

k) insure and reinsure claims of exporters against commercial risks;

l) keep client's accounts and holding funds accounts for the implementation of financial engineering instruments under a special regulation<sup>11aaa)</sup>

m) provide payment and clearing services

n) to trade on its own account with financial resources in foreign currency; m) perform the functions of the auctioneer under a special regulation,<sup>11a)</sup>

o) carry out other activities relating to its duties under this Act.

(6) Eximbanka may establish legal entities and acquire equity interests in other legal entities only with the consent of the Government.

#### §25

Eximbanka is obliged to comply with the rules of prudential performance of activities specified in § 2, determined by the Ministry.

#### § 26

### **State Liability**

The state shall be unconditionally and irrevocably liable for the commitments of Eximbanka arising pursuant to this Act, except for commitments arising from marketable risks insurance and reinsurance.

#### § 27

### **Guarantees by Eximbanka**

Eximbanka can provide export or import guarantees in accordance with the rules for providing guarantees approved by the Bank Board.

#### § 28

### **Funding Sources**

(1) The funding sources of Eximbanka are as follows:

a) own funding sources covering

1. registered capital,
2. funds specified in § 29 par. 1,
3. economic result from the current accounting period,
4. economic result from previous years;

b) foreign funding sources comprising temporarily disposable foreign funds.

(2) The amount of the registered capital shall be entered in the Commercial Register. Any increase or decrease of the registered capital of Eximbanka, as well as the manner of increasing and using of funds arising from the decrease in the registered capital, shall be determined by the Government upon a proposal by the Bank Board after prior review by the Supervisory Board and the Ministry.

(3) Execution under a special regulation<sup>12)</sup> shall not apply to:

- a) Immovable property of Eximbanka,
- b) Financial instruments owned by Eximbanka and equity participations of Eximbanka in other legal entities,
- c) Funds allocated to finance export credit, import credit, export credit insurance, reinsurance of export credits, providing guarantees and for insurance and reinsurance of exporters' receivables against commercial risks,
- d) Eximbanka's receivables with banks, financial institutions, exporters, importers, foreign buyers and foreign suppliers.

#### § 29

### **Funds**

(1) Eximbanka's own funding sources shall be used to create the following:

a) reserve fund;

- b) export credit financing fund;
- c) import credit financing fund;
- d) guarantee fund;
- e) fund for covering marketable risks;
- f) fund for covering non-marketable risks;
- g) other special-purpose financial funds.

(2) The method of creating the funds specified in par. 1, as well as their amount and the manner of their use, shall be subject to the rules for the creation and use of Eximbanka's funds approved by the Supervisory Board. If, during the period of the year arises the need for an increase of the financial means in any of the funds listed in par. 1, the Supervisory Board may approve the transfer of financial means within the funds referred in par. 1, upon a proposal by the Bank Board.

(3) The funds listed in par. 1 letters b), d), and f) may be replenished by state budget subsidies which become a permanent part of such funds; however, such subsidies shall not be subject to par. 2.

(4) Eximbanka creates a social fund pursuant to special regulation.12a) The social fund does not belong to Eximbanka's own funding sources.

## § 30

### **Payment of Interest Differentials**

(1) The amount of payment of interest differentials for the respective calendar year represents the amount equal to the difference between the accounted interest yields from export credit financing with a maturity longer than two years decreased by the interest yields equal to a fixed surcharge in the amount of 100 basic points of the interest rate used for export credit financing and the accounted interest yields for obtaining foreign financial sources for Eximbanka, the contractually agreed fees between a creditor and Eximbanka relating to obtaining such sources and costs for the creation of reserves and adjusting items pursuant to special regulation.12b)

(2) Requests for settlement of interest differentials for the respective calendar year are to be submitted by Eximbanka to the Ministry within sixty calendar days after the end of the respective year. The Ministry shall pay the interest differentials on an annual basis, no later than thirty calendar days after the submission of a completed request for payment of interest differentials for the previous calendar year; the provision of the special regulation12c) on the ineligibility of the use of a subsidy shall not apply to the payment of interest differentials.

## **Reserves**

### § 30a

(1) Eximbanka shall create:

a) reserves from insurance activities

- 1. technical reserve for unearned premium;
- 2. technical reserve for claims
- 3. technical reserve for settlement of extraordinary risks arising from export credit insurance;
- 4. other technical reserves;

b) other reserves.

(2) The technical reserves defined in par. 1 letter a) shall be used to settle Eximbanka's obligations towards the insured entity unless satisfied by reinsurance.

(3) Other technical reserves pursuant to par. 1 letter a) item four may be created by Eximbanka if its obligations towards the insured entity cannot be settled using the reserves under par. 1 letter a) items one to three.

### § 30b

(1) The technical reserve for unearned premium shall be made up from that portion of the underwritten premium which relates to the future accounting period. Its amount is to be determined as an aggregate of technical reserves computed according to individual insurance contracts. A part of the technical reserve for unearned premium is the unexpired risk reserve. The unexpired risk reserve is to be created if the prescribed premium related to the future accounting period is not sufficient to cover all the insurance claims arising from insurance events and expenses arising in the future and related to valid insurance policies.

(2) The technical reserve for claim is intended for insurance claims based on insurance events:

- a) which were reported by the end of the current accounting period but not settled within that accounting period;
- b) which were incurred but not reported within the current accounting period.

(3) The amount of the technical reserve for claim shall be determined as an aggregate sum of the technical reserves for claims computed for individual insurance events. If it is not possible to determine the amount of the technical reserve for claim in the above stated manner, recourse shall be made to mathematical and statistical methods.

(4) The technical reserve for settlement of extraordinary risks from export credit insurance shall be made up of that portion of premium which is designed to cover fluctuations in the payment of claims for the next years. The technical reserve for settlement of extraordinary risks is determined by applying the qualified estimate method, in particular in accordance with the amount of the premium and the insurance risk arising out of the insurance contracts concluded and in accordance with the method of their reinsurance.

(5) Particulars of the creation and use of reserves are determined in the rules for the creation and use of reserves of Eximbanka approved by the Bank Board.

## § 31

### **Budget**

(1) Eximbanka shall draw up its budget proposal for each fiscal year, the proposal being submitted to the Government following agreement with the Ministry. Eximbanka shall submit, for the approval of the National Council of the Slovak Republic, a proposal of its budget for the respective fiscal year, including the opinion of the Government, by the deadline set for submitting a state budget proposal for each fiscal year. The budget proposal of Eximbanka for the fiscal year shall also include the draft business-financial plan of Eximbanka for the respective fiscal year.

(2) If Eximbanka's budget is not approved as of 1 January of the fiscal year, it shall manage its finances according to the preliminary budget. The preliminary budget is the budget which Eximbanka submits to the Government after the agreement with the Ministry (§ 6 par. 5).

(3) Revenues and expenditures realized by Eximbanka within a preliminary budget are considered to be revenues and expenditures realized in accordance with the budget approved by the National Council of the Slovak Republic.

(4) If Eximbanka exceeds its budgetary operating revenues after taking into account reserves and adjusting entries, it may, with the consent of the Ministry exceed the budgetary operating costs to the extent that the budgetary operating revenues have been exceeded. If Eximbanka's budget covers the costs of projects or activities that will not be realized or will be realized only partially, Eximbanka may use such funds to cover expenditures related to projects for which no allowance was made in the budget. The transfer of such funds may be done only after the approval by the Ministry.

(5) Eximbanka shall submit its requests for state budget funds or state financial assets for the subsequent fiscal year within deadlines and to the extent determined by the Ministry for preparation of the state budget for the subsequent financial year.

§ 32

**Management**

(1) Eximbanka shall manage its finances in accordance with a budget approved by the National Council of the Slovak Republic.

(2) Eximbanka shall use the revenues from its operations to cover the costs related to such operations. Economic result shall be used to replenish the funds specified in § 29 and payments to the state budget. The economic result may also be used to increase the registered capital of Eximbanka, as stipulated in § 28 par. 2.

§ 33

**Bookkeeping**

Eximbanka shall:

- a) keep the accounting to the extent and in the manner stipulated by a special regulation,<sup>13)</sup>
- b) keep accounting in the double-entry bookkeeping system of the state and movement of its assets and liabilities, the difference between assets and liabilities, yields, costs, revenues, expenditures and economic result;
- c) keep accounting records of the financial sources in funds specified in § 29 par. 1 letters b), d) and f) obtained from subsidies pursuant to § 29 par. 3 separately from other financial sources in these funds.

§ 34

**Financial Statements and Annual Report**

(1) Eximbanka shall prepare its financial statements and draw up an annual report pursuant to special regulation.<sup>13)</sup>

(2) Eximbanka discloses the data from the financial statements and the annual report to the extent pursuant to special regulation<sup>13)</sup> in the register of financial statements.<sup>13a)</sup>

(3) The annex of the financial statements shall contain information separately for the export and import credit financing and separately for the insurance and reinsurance of risks related to export credit financing.

(4) Repealed as of January 1, 2009

§ 35

**Audit of Financial Statements and Annual Report**

(1) Eximbanka is required to have its financial statements certified by an auditor<sup>2)</sup>, who also verifies the compliance of the data stated in the annual report with the data provided in the financial statements and the date in reports, statements and other overviews required by the Ministry pursuant to § 19 par. 3.

(2) The costs associated with the performance of the auditor are covered by Eximbanka.

§ 35a

**Audit Committee**

(1) The Audit Committee performs activities pursuant to special regulation.<sup>13b)</sup> The statute of the Audit Committee shall be approved by the Supervisory Board.

(2) The Audit Committee shall consist of three members including its Chairman. The Audit Committee members shall be appointed and recalled by the Ministry, while the Audit Committee member may at the

same time be member of the Supervisory Board, with the exception of the Chairman of the Supervisory Board. The Chairman of the Audit Committee shall be elected and recalled by its members. At least one member of the Audit Committee must have a minimum of five years' professional working experience in the field of accounting and audit and must be independent. An independent person is a natural person who is not by property or personally linked to Eximbanka or its subsidiary legal person (§ 24 par. 6), Bank Board members and Eximbanka's auditor, and is not a close person to these 19) and does not receive any income from Eximbanka or its subsidiary legal person except for remuneration for the performance of his duties as a Supervisory Board member or an Audit Committee member.

(3) An Audit Committee member may not be a Bank Board member. An Audit Committee member who is not a Supervisory Board member shall be governed by the provisions of § 10 par. 4 and 5.

(4) The term of office of a member of the Audit Committee shall be six years. Membership of the Audit Committee may last for no longer than two consecutive terms of office. A member of the Audit Committee may also be recalled prior to termination of his term of office.

(5) A member of the Audit Committee may resign from his office on the basis of a written request addressed to the Ministry. Membership of the Audit Committee shall terminate on the date of delivery. Should the resignation cause the number of Audit Committee members to drop below two, membership of the Audit Committee shall terminate not earlier than the date of the appointment of a new Audit Committee member.

(6) The exercise of the office of member of the Audit Committee shall be non-substitutable.

(7) For the exercise of their office, members of the Audit Committee shall be entitled to remuneration; the amount of such remuneration shall be determined by the Ministry.

## § 36

### **State Supervision and Government Audit**

(1) State supervision of Eximbanka's activities shall be performed by the Ministry by inspecting the compliance with:

- a) this Act and related generally binding legal regulations;
- b) the rules stated in § 25;

(2) The Ministry shall perform the government audit of the economy, effectiveness, efficiency and usefulness of managing the state budget funds.

(3) When performing state supervision, the Ministry shall proceed appropriately in line with special regulation,<sup>14)</sup> unless stipulated otherwise by this Act. In the exercise of the government audit, the Ministry shall follow a special regulation <sup>14a)</sup>

(4) If, when performing the state supervision, the Ministry identifies any deficiencies, it may

a) take any of the following measures:

1. restrict or suspend any activity;
2. limit operating costs;
3. suspend bonus payments;
4. propose the recall of executive staff;

b) impose a fine of up to EUR 300,000, depending on seriousness of the deficiencies identified.

(5) The measures and fines pursuant to par. 4 may be imposed concurrently.

(6) The imposition of a measure or fine pursuant to par. 4 shall not affect liability stipulated by other regulations.

(7) A fine shall be deemed a state budget revenue and shall be payable within 15 days from the effective

date of the decision to impose the fine.

(8) A measure or fine pursuant to par. 4 may be imposed within one year of the identification of deficiencies but not later than ten years after the occurrence of such deficiencies.

(9) The proceedings for the imposition of a fine under par. 4 letter b) shall be subject to the general regulations on administrative procedure.<sup>15)</sup>

(10) If the subject of state supervision is compliance with the Act when performing activities pursuant to § 2 letters a) to d), and control of compliance with the regulations specified under § 25, the Ministry shall be entitled to invite employees of the National Bank of Slovakia, who may participate in the state supervision on the basis of a contract.

(11) The Ministry shall be entitled to take part in meetings of the bodies of Eximbanka where the outcomes of state supervision and the results of the annual financial statements are discussed.

(12) The Ministry shall inform the National Bank of Slovakia about the results of the exercise of state supervision for the purposes of supervision execution under § 18 paragraph 5.

(13) The control of the management of the state budget funds and Eximbanka's budget under special regulations<sup>16)</sup> is not affected by this Act.

### **Data and Information Protection**

#### **§ 37**

(1) All information on matters concerning Eximbanka's clients that are not publicly available, in particular for information on transactions performed and account balances pursuant to § 24 par. 5 letter k), are subject to confidentiality. Eximbanka is obliged to protect this information against misuse, disclosure, damage, destruction, loss or theft. Eximbanka may provide information and data to which the obligation of confidentiality applies to third parties only with the prior written consent of the client concerned or at his written demand. Contracts concluded within the competence of Eximbanka in relation to performance of activities pursuant to § 2, which contain information and data to which the obligation of confidentiality applies, shall not be published.

(2) For the purposes of this part of the Act, the client of Eximbanka is considered to be also a legal successor of the original client to the extent related to the rights and obligations acquired by this legal successor, a person with whom Eximbanka negotiated the conclusion of transaction, even if this transaction did not take place, a person who ceased to be a client of Eximbanka, and also a person about whom Eximbanka received data from a bank, insurance or reinsurance company or data from the register of bank loans and guarantees pursuant to § 18 par. 3.

(3) The provision of information in aggregate form, from which the name of the bank, insurance company, reinsurance company, business name of the client or the name and surname of the client is not clear, is not considered a breach of the duty of confidentiality. The provision of information on Eximbanka's clients at the written request of banks, insurance or reinsurance companies with which Eximbanka has contracts relating to the performance of activities pursuant to Section 2, is not be considered a breach of confidentiality, if the required information is necessary for the application of these contracts. Eximbanka is entitled to submit a report on all issues to which the duty of confidentiality applies to persons authorized to perform state supervision over Eximbanka's activities.

(4). Eximbanka proceeds in the same way in the protection of information and data pursuant to paragraph 1 as in the protection of information and documents which are the subject to banking secrecy. The information concerning the client will be provided by Eximbanka only on written request in the cases specified in a special regulation.<sup>17)</sup> The written request must contain data according to which Eximbanka can identify the relevant case. Eximbanka is entitled to a fee for providing information about matters concerning the client.

(5) A Bank Board member who is not an employee of Eximbanka and Supervisory Board members shall



be bound to maintain confidentiality in respect of all information, the knowledge of which they have gained in the course of exercising their office; the obligation to maintain confidentiality shall pertain beyond the termination of their office.

(6) In urgent cases, the employees of Eximbanka may be exempted from confidentiality by the Governor. Bank Board members and Supervisory Board members may be exempted from confidentiality by the Government.

(7) The obligation to maintain the confidentiality of information obtained in the exercise of their office shall also apply to members of the Advisory Board appointed by the Governor under § 14 par. 4, as well as to employees and members of the bodies of a legal entity established in accordance with § 24 par. 6. Where matters of public interest are concerned, they may be exempted from confidentiality by the Governor.

(8) Eximbanka shall be required to archive documents on transactions performed, as provided for in special regulation.18)

(9) The performance of the duty to inform the respective authority of the Slovak Republic for the purposes of automatic exchange of information on financial accounts for tax administration purposes according to a special regulation18a) shall not be treated as a breach of the duty not to disclose.

#### § 38

(1) Eximbanka shall be obliged to ensure that data and processed information are safeguarded against misuse, destruction, damage, disposal or loss.

(2) Eximbanka shall be obliged to have the reliability of its information system verified on an annual basis.

#### § 39

(1) Transactions which, by their nature, purpose or risk, would not be possible with other clients must not be performed with persons having a special relationship with Eximbanka (§ 40), except for as provided in par. 2).

(2) Credit may be extended by Eximbanka to the persons referred to in par. 1 only if determined so by the Bank Board on the basis of an analysis of the respective business contingency and the financial standing of the applicant.

#### § 40

Persons deemed to have a special relationship with Eximbanka shall be:

- a) Bank Board members;
- b) Supervisory Board members;
- c) persons close19) to those listed in letters a) and b);
- d) members of the Advisory Board;
- e) members of governing and supervisory bodies of a legal entity established pursuant to § 24 par. 6.

### **Joint, Transitory and Final Provisions**

#### § 41

(1) Eximbanka may finance export credits only to those clients who have concluded with a bank3) or a branch of a foreign bank4), with which they have opened an account, a contract where the client agrees that this bank3) or branch of a foreign bank4) is authorised to provide Eximbanka with information about him that is a requirement for Eximbanka's decision on export credit financing. Banks3) or branches of foreign banks4) shall be obliged to supply such information to Eximbanka upon request.

(2) Eximbanka may check and verify

- a) the purpose for the use of funds provided by Eximbanka for the financing of clients' export credits by

banks<sup>3</sup>) or branches of foreign banks<sup>4</sup>)

b) the use of funds provided by Eximbanka for the financing of clients' export credits through banks<sup>3</sup>) or branches of foreign banks<sup>4</sup>).

(3) For the purposes listed under par. 2, banks<sup>3</sup>) and branches of foreign banks<sup>4</sup>) shall be obliged to provide Eximbanka with the requisite documentation and information.

(4) This Act does not affect the provisions of legal regulations in the area of state assistance.

#### § 41a

This Act transposes the legally binding acts of the European Union listed in the annex.

#### §42

(1) The budget of Eximbanka for 1997 shall be approved by the Government not later than 1 August 1997.

(2) Revenues and expenses received and incurred by Eximbanka prior to the approval of its budget pursuant to par. 1 shall be accounted for in the budget subsequent to the approval thereof.

#### § 42a

(1) The term of office of the Chairman of the Supervisory Board appointed by the Government prior to 1 July 2000 shall terminate as of 1 July, 2000.

2) The balance of the import credit financing and guarantee funds as at 30 June, 2000 shall be transferred to the guarantee fund created pursuant to § 30 par. 1 letter b).

(3) The balance of the fund for the settlement of economic differences from foreign exchange transactions on capital markets, and that of the fund for the settlement of foreign exchange losses in the insurance of foreign banks and subcontractors as at 30 June 2000, shall be transferred to the fund for the settlement of economic differences from operations on financial markets pursuant to § 30 par. 2 letter b).

#### § 42b

(1) Persons who, under the previously valid regulations, hold the office of Governor, Vice-governor or other member of the Bank Board shall hereunder be regarded as General Director, Deputy General Director or other member of the Bank Board.

(2) The Eximbanka credit insurance terms and conditions issued under the previously valid regulations shall be deemed to have been issued in accordance with this Act.

(3) The creation and use of reserves in 2004 shall be in accordance with §30a.

#### § 42c

### **Transitory Provisions to Amendments applicable as of 1 January 2009**

(1) Up to 30 June 2009, Eximbanka shall be obliged to harmonise its legal relations with the provisions of this Act in the wording applicable as of 1 January 2009, with the exception of par. 2.

(2) Not later than 31 December 2010, the number of members of the Bank Board and the Supervisory Board must be harmonised with § 7 and 10 in the wording applicable as of 1 January 2009.

(3) Pursuant to this Act, the balances of financial sources entrusted to Eximbanka shall be deemed Eximbanka's own financial sources as of 31 December 2008.

(4) As of 31 December 2008, the balance of the export credit financing fund shall be deemed a source of

the export credit financing fund pursuant to § 29 par. 1 letter b) in the wording applicable as of 1 January 2009.

(5) As of 31 December 2008, the balance of the fund for covering non-marketable risks shall be deemed a source of the fund for covering non-marketable risks pursuant to § 29 par. 1 letter e) in the wording applicable as of 1 January 2009.

(6) The payment of interest differentials pursuant to §30 in the wording applicable as of 1 January, 2009 shall be performed for the first time in the calendar year 2009.

(7) The provision of § 31 par. 1 in the wording applicable as of 1 January 2009 shall be used for the first time in the preparation of the draft budget of Eximbanka for the fiscal year 2010.

(8) The provision of § 32 par. 2 second sentence in the wording applicable as of 1 January 2009 shall be used for the first time for profit earned in the calendar year 2008.

#### § 42d

#### **Transitory Provision to Amendments applicable as of 1 October 2019**

Eximbanka is obliged to harmonize its credit terms and conditions and credit insurance conditions until 31. December 2019 with the provisions of § 20 par. 2, § 21 par. 2 and § 22 par. 2 as amended with effect from 1 October 2019.

#### § 42e

#### **Repeal Provision applicable as of 1 October 2019**

Decree of the Ministry of Finance of the Slovak Republic no. 188/1997 Coll. on the method of payment of contributions to the funds of the Export-Import Bank of the Slovak Republic is repealed.

#### § 43

This Act shall enter into effect as of 1 July 1997.

Act No. 336/1998 Coll. entered into effect as of 9 November 1998.

Act No. 214/2000 Coll. entered into effect as of 15 July 2000.

Act No. 623/2004 Coll. entered into effect as of 1 December 2004.

Act No. 688/2006 Coll. entered into effect as of 29 December 2006.

Act No. 659/2007 Coll. entered into effect as of the introduction of the Euro in the Slovak Republic.

Act No. 567/2008 Coll. entered into effect as of 1 January 2009.

Act No. 492/2009 Coll.

Act No. 414/2012 Coll.

Act No. 36/2013 Coll.

Acts No. 352/2013 Coll. and No. 355/2013 Coll. entered into effect as of 1 January 2014.

Act No. 213/2014 Coll. entered into effect as of 1 August 2014.

Acts No. 359/2015 Coll. and No. 392/2015 Coll. entered into effect as of 1 January 2016.

Act No. 32/2015 Coll. entered into effect on the day of the nearest elections to the National Council of the Slovak Republic (on 5.3.2016).

Act no. 279/2017 Coll. entered into effect as of 1 January 2018.

Act no. 373/2018 Coll. entered into effect as of 1 January 2019.

Act no. 281/2019 Coll. entered into effect as of 1 October 2019.

Michal Kováč, signed

Ivan Gašparovič, signed

Vladimír Mečiar, signed

**Annex to Act No. 80/1997 Coll., as amended.**  
**LIST OF TRANSPOSED LEGALLY BINDING ACTS OF**  
**THE EUROPEAN UNION**

1. Council Directive 84/568/EEC of 27 November 1984 concerning the reciprocal obligations of export credit insurance organisations of the Member States, acting on behalf of the State or with its support, or of public departments acting in the place of such organisations, in the case of joint guarantees for a contract involving one or more subcontracts in one or more Member States of the European Communities (Special edition, EU OJ chap. 11/vol. 15).
2. Council Directive 98/29/EC of 7 May 1998 on harmonisation of the basic provisions concerning export credit insurance for transactions with medium- and long-term cover (Special edition, EU OJ chap. 11/vol. 28) as amended by Council Regulation No. 806/2003/EC of 14 April 2003 (Special edition, EU OJ chap. 1/vol. 4).
3. Commission Directive 2006/111/EC of 16 November 2006 on the transparency of financial relations between Member States and public undertakings as well as on financial transparency within certain undertakings (Codified version), (EU L 318, 17.11.2006) – § 1, par. 1 and § 4, par.1.

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1) Act No. 483/2001 Coll. on Banks and on Amendments and Supplementation of Certain Acts as amended.

Act No. 8/2008 Coll. on Insurance and on the Amendment and Supplementation of Certain Acts as amended by Act No. 270/2008 Coll.

1a) Act No. 483/2001 Coll., as amended.

1aa) § 2 par. 1 of the Commercial Code.

1aaa) § 3 par. 2 of Act no. 523/2004 Coll. as amended.

2) Act no. 423/2015 Coll. on the statutory audit and on the amendment of Act no. 431/2002 Coll. on accounting as amended.

3) § 2, par. 1 of Act No. 483/2001 Coll.

4) § 2, par. 5 of Act No. 483/2001 Coll.

4a) For example, Regulation (EU) 2016/867 of the European Central Bank of 18 May 2016 on the collection of detailed credit and credit risk data (ECB / 2016/13) (OJ L 144, 1.6.2016).

4b) For example, § 38 of Act no. 483/2001 Coll. as amended, Regulation (EU) 2016/867.

5) § 91 and § 92 of Act No. 483/2001 Coll.

§ 8 of Act No. 211/2000 Coll. on free access to information and on amendments and supplements to certain acts (Freedom of Information Act) as amendment by Act No. 747/2004 Coll.

6) Act No. 747/2004 Coll. on financial market supervision and amending and supplementing certain other

acts.

6a) § 23 of Act No. 431/2002 Coll., as amended.

6b) § 12 of Act no. 392/2015 Coll. on Development Cooperation and on Amendments to Certain Acts, as amended by Act no. 281/2019 Coll.

7) § 3 par. 1 letter b) first subpar. of Act No. 240/2001 Coll. on State Administration Bodies within Customs Administration.

8) Act No. 530/1990 Coll. on Bonds as amended.  
Act No. 600/1992 Coll. on Securities as amended.

9) § 682 to 691 and § 762 of the Commercial Code, as amended.

10) Act of the National Council of the Slovak Republic No. 202/1995 Coll., the Foreign Exchange Act and Act amending and supplementing the Act of the National Council of the Slovak Republic No. 372/1990 Coll. on Offences as amended.

10a) § 12a of Act no. 392/2015 Coll. as amended by Act No. 281/2019 Coll.

11) § 5 of Act No. 566/2001 Coll. on Securities and Investment Services and on Amendments and Supplementation of Certain Acts (Act on Securities) as amended.

11a) § 18 par. 5 Act No. 414/2012 Coll. on Emission Trading as amended

12) Act of the National Council of the Slovak Republic No. 233/1995 Coll. on Court Executors and Execution Activity (Execution Procedure Code) and on the Amendment and Supplementation of Certain Acts.

12a) Act of the National Council of the Slovak Republic No. 152/1994 Coll. on the Social Fund and on the Amendment and Supplementation of Act No. 286/1992 Coll. on Income Tax as amended, as amended.

12b) § 20 of Act No. 595/2003 Coll. on Income Tax, as amended.

12c) § 8a par. 8 of Act No. 523/2004 Coll. on Budgetary Rules of Public Administration and on Amendments and Supplementation of Certain Acts, as amended by Act No. 383/2008 Coll.

13) Act No. 431/2002 Coll. on Accountancy, as amended.

13a) § 23 par. 6 of Act no. 431/2002 Coll. as amended.

13b) § 34 par. 4 of Act no. 423/2015 Coll.

14) Act of the National Council of the Slovak Republic No. 10/1996 Coll. on Control on Inspection in State Administration.

14a) § 35a to 35g and § 36 of Act No. 502/201 Coll. on Financial Control and Internal Audit and amending and supplementing certain other acts.

15) Act No. 71/1967 Coll. on Administrative Proceedings (Administrative Procedure Code).

16) Act of the National Council of the Slovak Republic No. 39/1993 Coll. on the Supreme Audit Office of the Slovak Republic, as amended.

17) § 91, par. 4 of Act No. 483/2001 Coll.

18) Act No. 395/2002 Coll. on Archives and Registries and on Amendments and Supplementation of Certain Acts, as amended by Act No. 515/2003 Coll.

18a) Act No. 359/2015 Coll. on automatic exchange of financial account information in the field of taxation and on the amendment to certain acts.

19) § 116 and 117 of Act No. 40/1964 Coll. the Civil Code.