

# **Ordinance No 22**

## **of the BNB**

### **of 16 July 2009**

### **on the Central Credit Register**

(Published in the Darjaven Vestnik, issue 62 of 4 August 2009; effective as of 1 October 2009; amended, issue 31 of 2012; amended, issue 93 of 2015; amended, issues 81 and 103 of 2016, effective as of 1 January 2017; amended, issue 21 of 2017)

#### *Chapter One*

#### **General Provisions**

**Article 1.** (amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) This Ordinance shall determine the functioning, scope, procedure and time limits for submitting and obtaining information to/from the Central Credit Register.

**Article 2.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The Central Credit Register organised and maintained by the BNB shall be an information system of customers' credit indebtedness to banks and financial institutions, as well as to payment institutions and electronic money institutions granting credit under Article 19 of the Law on Payment Services and Payment Systems (LPSPS) and conducting operations on the territory of the Republic of Bulgaria.

**Article 3.** The register shall ensure:

1. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) centralization of the information on credit indebtedness of customers to banks and financial institutions, as well as to payment institutions and electronic money institutions granting credit under Article 19 of the LPSPS;

2. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) use of the information on credit indebtedness of customers by banks and financial institutions, as well as by payment institutions and electronic money institutions granting credit under Article 19 of the LPSPS;

3. consolidation of collected information to be used for the purposes of the BNB.

**Article 4.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) Information on credit indebtedness of customers shall be provided to and received from the Central Credit Register by the institutions as follows:

1. (amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) banks and foreign bank branches operating on the territory of Bulgaria;

2. (amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) the persons registered under Article 3a of the Law on Credit Institutions, conducting activities under Article 2, paragraph 2, items 6, 7 or 12, or under Article 3, paragraph 1, item 3 of the law on Credit Institutions, excluding foreign financial institutions conducting activities directly on the territory of the Republic of Bulgaria;

3. payment institutions and electronic money institutions granting credit under Article 19 of the LPSPS.

**Article 5.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) The institutions under Article 4 shall provide the Central Credit Register with information under Article 11 on extended loans, irrespective of their amount, as well as other information in accordance with instructions of the Deputy Governor heading the Banking Department.

(2) The following loans shall not be subject to reporting:

1. loans to the government;
2. loans to the Bulgarian National Bank;

3. (amended, Darjaven Vestnik, issue 93 of 2015) loans on which an admissible excess payment over the balance on payment accounts (overdraft) in the amount of under BGN 1000 has been agreed, where these loans are past due up to 30 days.

## *Chapter Two*

### **Procedure for Inclusion in and Exclusion from the Information System of the Central Credit Register**

(title amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012)

**Article 6.** (1) (former wording of Article 6, amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall file a written application to the Deputy Governor heading the BNB Banking Department for inclusion in the information system of the Central Credit Register, which shall contain information on the institution, its registered and head office address. The following documents shall be attached to the application:

1. a copy of the registration document or applicant's unified identification code;
2. internal rules establishing the terms and procedure for providing information to the Central Credit Register, as well as the rights and responsibilities of the officers who will process, provide and receive the information; these rules shall also include the procedure and terms for controlling the accuracy of the information provided to the BNB and for correcting the inaccurate information;
3. information on the technical and software readiness for providing data to the Central Credit Register;

4. (repealed; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017)

(2) (new; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The application and the documents required under Article 1 shall be filed within a six-

month period after the date of entry of the institution in the respective public register at the BNB.

**Article 7.** (1) When the applicant has submitted all documents under Article 6, the date of his inclusion in the information system of the Central Credit Register and his rights to access shall be determined by an order of the Deputy Governor heading the BNB Banking Department.

(2) When the applicant has not submitted the documents under Article 6 or the submitted documents contain incomplete, contradictory or inaccurate information, the BNB shall inform in writing the applicant thereof by sending a letter containing instructions for removing the inconsistencies.

(3) (new; Darjaven Vestnik, issue 31 of 2012; effective as of 30 April 2012, amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) Institutions under Article 4 shall within 15 days notify the Central Credit Register at the BNB about any change in the information and documents that has occurred following their entry into the information system of the Central Credit Register and shall enclose certified copies of the documents evidencing the change.

**Article 8.** (1) (previous wording of Article 8, amended; Darjaven Vestnik, issue 21 of 2017; amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall be excluded from the information system of the Central Credit Register in the following cases:

1. (amended; Darjaven Vestnik, issue 21 of 2017) a deletion of a bank or a foreign bank branch from the Commercial Register;

2. a deletion of a financial institution registration under Article 9 of Ordinance No 26 of the BNB on Financial Institutions;

3. (repealed; Darjaven Vestnik, issue 21 of 2017);

4. (new; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; repealed; issue 93 of 2015)

5. (new; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended; Darjaven Vestnik, issue 21 of 2017) a revocation or cancellation of the license granted to a payment institution or an electronic money institution, or termination of the activity under Article 19 of the LSPSP;

6. (new; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; repealed; Darjaven Vestnik, issue 21 of 2017).

(2) (new; Darjaven Vestnik, issue 21 of 2017) A bank with revoked or cancelled license shall have a limited access to the information of the register.

**Article 9.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; previous wording of Article 9, issue 93 of 2015) The exclusion from the information system of the Central Credit Register shall be effected by an order of the Deputy Governor heading the BNB Banking Department, with the date of exclusion specified in this order.

(2) (new; Darjaven Vestnik, issue 93 of 2015) The Deputy Governor heading the BNB Banking Department shall issue instructions on the procedure of inclusion,

rules on the operation and exclusion of institutions from the information system of the Central Credit Register.

### *Chapter Three*

## **Provision and Correction of Information in the Central Credit Register**

**Article 10.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall collect and submit to the Central Credit Register on an electronic carrier information on all loans of their customers and on any changes which have occurred in these loans until their final redemption.

(2) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) Upon conclusion of a new loan agreement or amendments to an already concluded agreement, the institutions under Article 4 shall provide information to the Central Credit Register within five working days from the date of concluding the loan agreement or from the date of the amendment thereto.

(3) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall provide by the 15th day of the month following the reporting period information on the current state of all active loans of their customers by the last day of the reporting month. They shall also provide within the same term information on the corrections made on loans of their customers for previous reporting periods.

**Article 11.** (1) (amended; Darjaven Vestnik, issue 93 of 2015) The debt amount on each individual loan shall be determined as the sum of principal, interest accrued, fees, commissions and other expenses on the loan, as well as value added tax due under the lease agreement.

(2) Foreign currency loans shall be recalculated in levs at the exchange rate quoted by the Bulgarian National Bank.

**Article 12.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012, repealed, Darjaven Vestnik, issue 93 of 2015)

**Article 13.** (repealed, Darjaven Vestnik, issue 93 of 2015)

**Article 14.** In case of syndicated loans, any creditor bank or financial institution shall submit information to the Central Credit Register on its own share of the loan.

**Article 15.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) (1) Where an institution under Article 4 has transferred its claim on a loan to a person that is not a bank or a financial institution, a payment institution or an electronic money institution but continues to service and administer the repayment of the loan, the information on this loan and amendments thereto shall be submitted to the Central Credit Register by the bank or the financial institution, the payment institution or the electronic money institution which has transferred the claim on the loan.

(2) Where an institution under Article 4 has transferred a claim on a loan to another bank or financial institution, payment institution and electronic money institution, but it continues to service and administer the repayment of the loan, information on this loan and amendments thereto shall be submitted to the Central Credit Register by the bank or financial institution, payment institution and electronic money institution which has acquired the claim on the loan.

**Article 16.** (1) Identification of the customers in the Central Credit Register shall be effected through the following identification codes:

1. for customers – natural persons: the unified registration number (URN);
2. (amended; Darjaven Vestnik, issue 93 of 2015) for customers – sole proprietors and legal entities: the unified identification code, the BULSTAT code or the personal identification code assigned by the Registry Agency to other entities and structures, subject to registration in the Commercial Register, as laid down by law;
3. for customers – non-resident natural persons who have not been issued an identity number under the procedure set by the competent Bulgarian authorities – the identification code in the Central Credit Register shall be based on the personal identity number or other identification data, and for non-resident legal entities which have not been registered in the Commercial Register – the identification code shall be based on the registered office registration data.

(2) Any other particulars as stated in the instruction on the enforcement of this Ordinance may also be recorded in the Central Credit Register.

**Article 17.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The Bulgarian National Bank shall not correct the information as submitted by the institutions under Article 4 to the Central Credit Register.

(2) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall be liable for the accurate and duly provided information under this Ordinance.

**Article 18.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended; Darjaven Vestnik, issue 21 of 2017) An institution which has been declared insolvent or in liquidation, shall submit information to the Central Credit Register under the procedure established in this Ordinance until the date of Court ruling on its deletion from the Commercial Register.

(2) (amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) In case of bankruptcy or liquidation of a bank or financial institution with a registered office in a Member State or a bank with a registered office in a third state operating in the Republic of Bulgaria through a branch, as well as in case of a decision for closing a branch of a bank or financial institution with a registered office in a Member State or a bank with a registered office in a third state, information to the Central Credit Register shall be provided until its deletion from the respective public register in the state where the bank or financial institution has been registered, until the deletion of the branch, accordingly.

*Chapter Four***Terms and Procedure for Obtaining Information from the Central Credit Register**

**Article 19.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) The Central Credit Register shall provide the institutions under Article 4 with information on the credit indebtedness of their customers by accessing the register electronically and against the payment of a fee.

(2) The information on credit indebtedness of customers shall include both data on the current status of loans and arrears on active and repaid loans for a five-year historical period.

(3) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall pay a fee for the statements on credit indebtedness of their customers until the fifteenth day of the month following the reporting month.

(4) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall obtain and use the information from the Central Credit Register while keeping the bank, professional and trade secret.

(5) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall obtain and use the information from the Central Credit Register only for establishing the credit indebtedness of their customers. They shall not disclose and submit this information to third persons and use it for commercial purposes, including as consolidated data.

(6) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The Central Credit Register shall consolidate the information on total credit indebtedness of customers on a monthly basis until the twentieth day of the month following the reporting month and shall submit it on an electronic carrier to the institutions under Article 4.

**Article 19a.** (new; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017; amended; Darjaven Vestnik, issue 21 of 2017) The Central Credit Register shall, where necessary, give access to the information in the register to other bodies, pursuant to Article 56, paragraph 7 of the Law on Credit Institutions.

**Article 20.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The monthly information on the loans provided under Article 10, paragraph 3 by the institutions under Article 4 shall be stored in the Central Credit Register for a term of five years from the reporting period the information refers to.

**Article 21.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) Any person shall have the right to request from the Bulgarian National Bank information on his/her credit indebtedness contained in the Central Credit Register,

including the names of the institutions under Article 4 which have submitted information to the register system.

(2) (new; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) The information under paragraph 1 shall be made available free of charge to natural persons within 14 days pursuant to Article 32, paragraph 1 of the Law on Personal Data Protection, and in other cases, against the payment of a fee.

(3) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; former item 2; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) Any person shall have the right to require information on his/her credit indebtedness also from the institution under Article 4 which has submitted the information to the Central Credit Register.

(4) (former paragraph 3; amended; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) In case of death of a natural person, his heirs may request information on the credit indebtedness of the legator pursuant to paragraphs 1 to 3 upon submitting a certificate of inheritance.

**Article 22.** (1) The right under Article 21, paragraph 1 shall be exercised by filing an application in writing to the Bulgarian National Bank. The application shall include data from applicant's identity document and shall specify the manner of submitting the information to the applicant – personally or by mail. Upon filing the application in the BNB, the applicant or the person authorised by him shall identify themselves by submitting an identity document.

(2) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The application for information about a natural person shall be personally filed by the applicant or by his representative explicitly authorized by notary verified power of attorney issued to serve before the Central Credit Register.

(3) Where information about a legal entity is requested, the application under paragraph 1 shall be submitted by the persons authorised to represent this legal entity or by the person explicitly authorised by him. The following documents shall be enclosed to the application:

1. a current certificate of registration or UIC of the applicant;
2. a current status certificate of the entities which are not recorded in the Commercial Register;

3. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) an explicitly notary certified power of attorney issued in favour of the authorized person to serve before the Central Credit Register in case the application is not to be filed by the representatives.

(4) Non-residents shall attach to the application under paragraph 1 the following documents:

1. an updated document on registration of the legal entity – the applicant, a legalized translation in Bulgarian;
2. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) an explicitly notary certified power of attorney issued in favour of the authorised person

to serve before the Central Credit Register, provided the application has not been filed personally; if the power of attorney has been certified by a notary public outside the Republic of Bulgaria, a legalized translation in Bulgarian shall be submitted.

(5) (amended; Darjaven Vestnik, issue 93 of 2015) The documents under paragraph 2, paragraph 3, item 3 and paragraph 4 shall be original or notary certified copies.

(6) (new; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) Where the application is submitted by mail, the applicant's signature shall be certified by a notary.

**Article 23.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) The information under Article 21, paragraph 1 shall be provided in writing against signature to the applicant, to a person authorized by the applicant by an explicitly notary certified power of attorney issued to serve before the Central Credit Register or to a third person entered explicitly in the application as a recipient of the information. In submitting the statements on credit indebtedness, the recipient shall identify himself by presenting an identity document.

(2) (amended; Darjaven Vestnik, issue 93 of 2015) The information under Article 21, paragraph 1 may also be sent to the applicant by registered mail to the address specified by the applicant, as well as to a third person entered explicitly in the application as a recipient of the information.

(3) (amended; Darjaven Vestnik, issue 93 of 2015; amended Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) The Bulgarian National Bank shall prepare the required information if the applicant has provided the necessary documents. In case of refusal this shall be communicated to the applicant in writing, stating the reasons thereof.

**Article 24.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) If a person has established that the information contained in the Central Credit Register and related to himself or herself is incorrect, this person may file a written request to the institution under Article 4 which has submitted it to the Central Credit Register for this information to be corrected.

(2) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) Within seven working days from receipt of the request, the institution under Article 4 shall consider the request and shall inform the applicant on its decision in writing.

(3) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) If the request is justified, the institution under Article 4 shall correct the information and provide the corrected data to the Central Credit Register information system within the time limits and under the procedure provided for in Article 10, paragraph 3.

(4) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; repealed, issue 93 of 2015)

(5) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institution under Article 4 shall not collect a fee for considering the request under paragraph 1.



## Chapter Five

### Control, Measures and Sanctions

**Article 25.** (1) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The Bulgarian National Bank shall control the compliance with the terms and procedure for providing and using information from the Central Credit Register.

(2) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) The Bulgarian National Bank may require additional information or any documents related to the control exercised under Article 1, and may also carry out on-site examinations.

(3) (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) The institutions under Article 4 shall submit the amendments to the rules under Article 6, paragraph 1, item 2 within ten days from the date of their adoption.

**Article 26.** (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) If an institution under Article 4 does not submit the monthly information to the Central Credit Register within the set time limits under Article 10, paragraph 3 or submits information which does not meet the requirements of this Ordinance, the BNB shall discontinue its access to the Central Credit Register for information about credit indebtedness of its customers until provision of the relevant information.

**Article 27.** (amended; Darjaven Vestnik, issue 31 of 2012; effective as of 30 April 2012; amended; Darjaven Vestnik, issue 81 of 2016 effective as of 2017) Where an infringement of this Ordinance by the institutions under Article 4 is identified, the sanctions, fines and supervisory measures provided for in the Law of Credit Institutions shall be imposed.

## Chapter Six

### Fees

(New; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017)

**Article 28.** (1) (previous wording of Article 28; Darjaven Vestnik, issue 103 of 2016, new; Darjaven Vestnik, issue 81 of 2016, effective as of 1 January 2017) The BNB shall charge fees for the statements issued and services provided under this Ordinance, as follow:

1. (amended; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 0.10 for issuing a statement on the credit indebtedness of one person when accessing the Central Credit Register electronically;

2. (amended; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 0.10 per person for issuing a statement on the credit indebtedness of a group of 1 to 400 persons and BGN 0.05 per person for issuing a statement on the credit indebtedness of a group of 401 to 2000, in an XML file, when accessing the register electronically;

3. (amended; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 2 for issuing a hard copy certificate on the credit indebtedness of one person within 7 working days;

4. (amended; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 10 for issuing a hard copy certificate on the credit indebtedness of one person within 24 hours;

5. (amended; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 20 for issuing a hard copy certificate on the credit indebtedness of one person within 4 hours;

6. (new; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) BGN 0.10 for a statement of the number of checks for one credit borrower by the institutions under Article 4, when accessing the Central Credit Register electronically.

(2) (new; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) The fee for issuing a hard copy certificate on credit indebtedness shall be paid in advance, except for the cases under Article 56, paragraph 7 of the Law on Credit Institutions.

(3) (new; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) In the cases referred to in Article 56, paragraph 7 of the Law on Credit Institutions, fees due shall be paid quarterly, and fees from banks, on a monthly basis, following the issue of invoices.

**Article 29.** (new; Darjaven Vestnik, issue 103 of 2016, effective as of 1 January 2017) The fees under Article 28 shall be based on the methodology referred to in the Appendix to this Ordinance. The methodology takes into account the estimated operating and maintenance costs of the register and the estimated number of statements for the respective calendar year.

## **Additional Provisions**

**§ 1.** Within the meanings of this Ordinance:

1. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012) ‘Customer’ shall be any natural person or legal entity, except for a bank, that is or wishes to be a party to legal relationship with an institution under Article 4 in connection with drawing a loan.

2. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) ‘Loan’ shall be extending money loan of any type, transactions under Article 2, paragraph 2, items 6, 7 or 12 (excluding factoring and forfeiting in trade receivables) of the LCI, overdraft, credit related to payment services under Article 19 of the LPSPS, other claims and commitments undertaken, irrespective of the instrument used, as provided for in instructions of the Deputy Governor heading the Banking Department.

3. (amended; Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012; amended, issue 93 of 2015) ‘Credit indebtedness’ shall be the indebtedness of one

natural person or legal entity on loans to the institutions under Article 4 which provide information under the procedure set by this Ordinance.

4. 'Syndicated loan' shall be a loan approved simultaneously by two or more banks, by two or more financial institutions or by banks and financial institutions.

### **Transitional and Final Provisions**

§ 2. This Ordinance is issued on the grounds of Article 56, paragraph 4 and § 13 of the Law on Credit Institutions and is adopted by Decision No 88 of the Governing Council of the Bulgarian National Bank of 16 July 2009. The Ordinance shall come into force on 1 October 2009.

§ 3. Until enforcement of this Ordinance, banks included in the information system of the Central Credit Register shall reserve their rights and shall not file an application for inclusion under Article 6. They shall submit updated internal rules under Article 6, paragraph 1, item 2 within two months following the enforcement of this Ordinance.

§ 4. Banks' subsidiary financial institutions with a main subject under Article 2, paragraph 2, item 6 and/or under Article 3, paragraph 1, item 3 of the Law on Credit Institutions, which have received information from the Central Credit Register through the parent bank until enforcement of this Ordinance and are subject to entry in the register under Ordinance No 26 of the BNB on Financial Institutions (Darjaven Vestnik, issue 36 of 2009), shall file an application for inclusion in the Central Credit Register under Articles 6 and 7 within two months following the enforcement of this Ordinance. The access to the Central Credit Register of the financial institutions under the preceding sentence, which have not been recorded in the register under Ordinance No 26 of the BNB on Financial Institutions or have not been included in the Central Credit Register within two months following the enforcement of this Ordinance, shall be discontinued.

§ 5. This Ordinance shall repeal BNB Ordinance No 22 of 1998 on the Central Credit Register of Banks (published in the Darjaven Vestnik, issue 92 of 1998; amended, issue 29 of 2004, issue 48 of 2006; supplemented, issue 84 of 2006; amended, issue 22 of 2007).

§ 6. The Deputy Governor heading the Banking Department of the Bulgarian National Bank shall issue instructions on the enactment of this Ordinance.

## **Appendix No 1 to Article 29**

(new; Darjaven Vestnik, issue 103 of 2016,  
effective as of 1 January 2017)

### **Methodology for Calculating the Amount of Fees for Issuing Statements and Certificates from the Central Credit Register**

1. This methodology shall set out the terms and conditions for determining the fees under Article 28.

2. The estimated operating and maintenance costs of the register shall be calculated on an annual basis and shall include staff costs, including insurance and social expenditure, depreciation and software and hardware maintenance subscriptions and administrative expenditure.

3. The estimated number of statements shall be determined on the basis of the real number of statements issued electronically for the previous year.

4. The amount of the fee for one statement on credit indebtedness of one person, issued electronically, shall be determined by dividing the estimated costs under item 2 by the estimated number of statements under item 3 and by rounding upward the resulting amount to the first decimal place.

5. The amount of the fee for issuing a statement on a group of persons in XML file format, when accessing the register electronically, shall be: from 1 to 400 persons – on the basis of the fee referred to in item 4 for each person, and from 401 to 2000 it shall be set at 0.50 per cent of the fee referred to in item 4 for each person.

6. The amount of the fee for issuing a statement of the number of checks for one credit borrower by the institutions under Article 4, when accessing the Central Credit Register electronically, shall be identical to that of the fee for a statement on credit indebtedness of a person under item 4.

7. The amount of the fee for issuing a hard copy certificate on credit indebtedness of one person within seven working days shall be determined on the basis of four times the fee for an electronic statement, but not less than BGN 2.

8. The amount of the fee for issuing a hard copy certificate on credit indebtedness of one person within 24 hours shall be determined on the basis of five times the fee under item 7.

9. The amount of the fee for issuing a hard copy certificate on credit indebtedness of one person within four hours shall be determined on the basis of two times the fee under item 8.

10. The amount of the fees thus determined for issuing hard copy statements also includes possible postal charges for the delivery thereof.

**Transitional and Final Provisions  
to the Ordinance on Amendment of Ordinance No 22  
of 2009 on the Central Credit Register**

(published in the Darjaven Vestnik, issue 31 of 2012, effective as of 30 April 2012)

§ 26. The financial institutions which have been included in the information system of the Central Credit Register and grant credit as payment institutions and electronic money institutions under Article 19 of the LSPSPS shall not file an application for inclusion under Article 6, paragraph 1. They shall submit updated internal rules under Article 6, paragraph 1, item 2 within the time limits determined by the Deputy Governor heading the BNB Banking Department.

§ 27. This Ordinance is issued pursuant to Article 56, paragraph 4 and §13 of the Transitional and Final Provisions of the Law on Credit Institutions and is adopted by Resolution No 23 dated 5 April 2012 of the Governing Council of the Bulgarian National Bank. This Ordinance shall enter into force on 30 April 2012.

**Transitional and Final Provisions  
to the Ordinance on Amendment of Ordinance No 22  
of 2009 on the Central Credit Register**

(published in the Darjaven Vestnik, issue 93 of 1 December 2015)

.....

§ 13. Financial institutions which failed to submit an application for re-registration within the deadline specified in § 80, paragraph 4 of the Law on Amendment to the Law on Credit Institutions (Darjaven Vestnik, issue 27 of 2014) and those that were denied re-registration in the register of financial institutions under Article 3a of the LCI shall be excluded from the information system of the Central Credit Register by an order specifying the date of exclusion, issued by the Deputy Governor heading the BNB Banking Department.

§ 14. This Ordinance is issued pursuant to Article 56, paragraph 4 and §13 of the Transitional and Final Provisions of the Law on Credit Institutions and is adopted by Resolution No 104 of 19 November 2015 of the Governing Council of the Bulgarian National Bank.

**Ordinance on Amendment of Ordinance No 22 of 2009  
on the Central Credit Register**

(Published in the Darjaven Vestnik, issue 81 of 14 October 2016)

.....

**Final Provision**

§ 12. This Ordinance is issued on the grounds of Article 56, paragraph 4 and § 13 of the Transitional and Final Provisions of the Law Credit Institutions and is adopted by Resolution No 112 of the Governing Council of the Bulgarian National Bank of 29 September 2016. The Ordinance shall come into force on 1 January 2017.

**Ordinance on Amendment of Ordinance No 22 of 2009  
on the Central Credit Register**

(Published in the Darjaven Vestnik, issue 103 of 27 December 2016)

.....

**Final Provision**

§ 4. This Ordinance is issued on the grounds of Article 56, paragraph 4 of the Law Credit Institutions and is adopted by Resolution No 164 of the Governing Council of the Bulgarian National Bank of 16 December 2016. The Ordinance shall enter into force on 1 January 2017.

**Ordinance on Amendment of Ordinance No 22 of 2009  
on the Central Credit Register**

(Published in the Darjaven Vestnik, issue 21 of 10 March 2017)

.....

**Final Provision**

§ 4. This Ordinance is issued on the grounds of Article 56, paragraph 4 of the Law Credit Institutions and is adopted by Resolution No 27 of the Governing Council of the Bulgarian National Bank of 22 February 2017.