



Number: 04-2-2-653/22
Sarajevo, March 01st, 2022

Pursuant to Articles 5(1)(k) and 23(1)(j) of the Law on the Banking Agency of the Federation of BiH („Official Gazette of the Federation of BiH“, number 75/17), Articles 188 and 190(1) and (2) of the Banking Law („Official Gazette of the Federation of BiH“, number 27/17) and Article 16(1)(m) of the Statute of the Banking Agency of the Federation of Bosnia and Herzegovina („Official Gazette of the Federation of BiH“, number 3/18), the Director of the Banking Agency of the Federation of BiH passed the following

A DECISION

on Initiating Resolution Proceedings against Sberbank BH d.d. Sarajevo

1. This Decision initiates the resolution proceedings against the Sberbank BH d.d. Sarajevo (hereinafter: Bank), given that it has been assessed that the situation of the Bank is such that:
 - it is not able or likely will not be able to continue its operations,
 - it is not reasonable to expect that any other measure of the Bank or a private sector person or supervisory measures, including early intervention measures, or capital instrument write-down or conversion measures could, within a reasonable timeframe, remove obstacles to continued Bank operation, taking into account all circumstances of the specific case,
 - the bank resolution is in public interest, which is defined in the applicable resolution plan of the Bank.
2. The reasons for initiating the resolution proceedings are set out in Conclusion of the Banking Agency of the Federation of BiH (hereinafter: Agency) number 03-1-1-652/22 of March 01st, 2022.
3. The start date of the resolution process against the Bank shall be deemed to be March 01st, 2022, from 19:00 hours.
4. In accordance with Article 189 of the Banking Law, the Agency provided for verification of the Bank assets and liabilities before initiating the resolution proceedings.
5. The Agency intends to perform the Bank resolution by applying the sale of the bank's business, i.e. sale of shares resolution tool, which is provided for in the applicable resolution plan as an alternative resolution tool.
6. This Decision shall be delivered without delay to the Bank, the Banking Agency of the Republika Srpska, the Central Bank of Bosnia and Herzegovina, the Deposit Insurance Agency of Bosnia and Herzegovina, the Single Resolution Board Brussels, the Federation Ministry of Finance and the competent registry court, and shall be published in the „Official Gazette of the Federation of BiH“, in three daily newspapers in Bosnia and Herzegovina and on the Agency's website.
7. An appeal against this Decision shall not stay its enforcement.



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AGENCIJA ZA BANKARSTVO
FEDERACIJE BOSNE I HERCEGOVINE
BANKING AGENCY OF THE FEDERATION
OF BOSNIA AND HERZEGOVINA

Notice of legal right to appeal:

An appeal may be lodged against this Decision with the Commission for Adjudication of Appeals Against First-Instance Enactments of the Banking Agency of the Federation of Bosnia and Herzegovina – Second-Instance Commission within 8 days from the date of the delivery of the Decision. The appeal shall be filed through the body that passed the Decision or to the Second-Instance Commission directly, in person or by post to the Agency's address.

According to Article 12(3), (4) and (5) of the Law on the Banking Agency of the FBiH, the appeal shall not stay enforcement of this Decision, since the measures referred to above concern taking of urgent measures and prevention of adverse consequences that cannot be otherwise removed.



DIRECTOR

Jasmin Mahmužić