

**DECISION**  
**on amending the Regulation on banks' transactions with their related parties, approved by**  
**Decision of the Council of Administration of the National Bank of Moldova No. 240/2013**

**No. 137 of 30.06.2022**  
*(in force since 15.11.2022)*

Official Monitor of the Republic of Moldova, No. 208-216, Art. 838 of 15.07.2022

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REGISTERED:  
by Ministry of Justice  
of the Republic of Moldova  
under No. 1733 of 05.07.2022  
Minister \_\_\_\_\_ Sergiu LITVINENCO

Pursuant to Art.27(1)(c) of Law No. 548/1995 on the National Bank of Moldova (republished in the Official Monitor of the Republic of Moldova, 2015, No. 297-300, Art.544), as subsequently amended, and Art.80 of Law No. 202/2017 on the activity of banks (Official Monitor of the Republic of Moldova, 2017, No. 434-439, Art.727), as subsequently amended, the Executive Board of the National Bank of Moldova

**DECIDES:**

**1.** The Regulation on banks' transactions with their related parties, approved by Decision of the Council of Administration of the National Bank of Moldova No. 240/2013 (Official Monitor of the Republic of Moldova, 2014, No. 17-23, Art.97), registered by the Ministry of Justice of the Republic of Moldova on January 15, 2014 under No. 955, is amended as follows:

1) Paragraph 2, subparagraph 4) shall read as follows:

"4) transactions with related parties are any transfer of funds or any contractual obligation between the bank's related parties and the bank, regardless of whether or not a payment has been charged, except transactions/operations related to:

a) sale/purchase of currency in cash up to the threshold requiring customer identification under Law no. 308/2017 on preventing and combating money laundering and terrorist financing;

b) transfers through money remittance systems;

c) replenishment of accounts;

d) collection / payment of interest / commissions / payments related to credits / placements / deposits / loans;

e) transfers related to salary packages and/or allowances;

f) withdrawals from accounts;

g) transfers between the accounts opened by the related party with the bank;

h) sale/purchase of currency by transfer for operations with payment cards;

i) collection of payments for the benefit of payment beneficiaries/providers of goods/services;

j) services provided by banks as bancassurance agents.";

2) Paragraph 17:

a) in the first paragraph, the text "or its amount accumulated with other transactions with a related party or group of parties related to a bank's related party leads to the excess of that amount" is excluded;

b) the second paragraph is supplemented by a sentence worded as follows: "In the case of transactions that lead to exposure to the bank, the value of the transaction mentioned in the first paragraph shall be calculated cumulatively with the values of the transactions that form exposures with the related party and/or with customers related with the bank's related party.";

c) the third paragraph shall read as follows:

"By way of derogation from the first paragraph pursuant to the policies approved by the bank's Board:

1) the Executive Body or a member thereof may approve any transaction with the bank's related parties, the value of which exceeds the equivalent of MDL 1 million, other than the one forming exposures, if the bank's Board has approved a framework contract/general conditions pertaining to transactions with related parties which will clearly specify the terms and conditions regarding the transactions to be carried out by the bank;

2) transactions with the bank's related parties that are carried out under general conditions (according to the conditions of the products and tariffs approved by the governing body, within the limits of competences) may be exempted from prior approval and belong to:

a) sale/purchase of currency by transfer and/or in cash in an amount up to MDL 1 million;

b) collection/payment of commissions for intermediation operations, payment of interest/commissions for transactions concluded with the bank's related parties.";

d) in the fourth paragraph, third sentence, the words "or a member thereof" shall be inserted after the words "the Executive Body";

3) In Annex no. 2:

a) paragraph 1, subparagraph 3), letter d) shall read as follows:

"d) assignment of tasks to an internal control function to determine, prior to approval of the transaction with the bank's related party, whether it will be carried out in accordance with the internal regulations pertaining to bank's transactions with related parties;"

b) paragraph 2, subparagraph 9):

in letter h), the text ", codification (depersonalized data) " is excluded;

in letter i), the words "to object" is replaced by the words "to question and possibly oppose".

2. This Decision shall enter into force upon expiry of four months from the date of its publication in the Official Monitor of the Republic of Moldova.

**CHAIRMAN**

**OF THE EXECUTIVE BOARD**

**Octavian ARMAȘU**

**No. 137, Chișinău, June 30, 2022.**