

Number: 03-1-1-614/22
Sarajevo, February 27th, 2022

Pursuant to Article 5(1)(f) and (l) and Article 23(1)(c) and (r) of the Law on the Banking Agency of the Federation of Bosnia and Herzegovina („Official Gazette of the FBiH“, number: 75/17), Articles 150(2)(d), 152, 153(1)(cc), 164(1)(e) and 171, 173 and 177 of the Banking Law („Official Gazette of the FBiH“, number: 27/17), and in conjunction with Article 12(3), (4) and (5) of the Law on the Banking Agency of the Federation of BiH and Article 7(1)(f) and (m), Article 16(1)(d) and (l) of the Statute of the Banking Agency of the Federation of Bosnia and Herzegovina („Official Gazette of the FBiH“, number: 3/18) and Article 14(1)(d) of the Decision on Supervision of Banks and Procedures of the Federation of BiH Banking Agency („Official Gazette of the FBiH“, number: 90/17), the Director of the Banking Agency of the Federation of Bosnia and Herzegovina passed the following

A DECISION

1. Early intervention measures shall be taken in the Sberbank BH d.d. Sarajevo (hereinafter: Bank) by seizing control over the Bank by introducing an external administrator, given that it has been assessed that the measures provided for in the Recovery Plan cannot be implemented within a short timeframe, all in accordance with the assessment and the importance of the Bank in the financial system and its impact on the systemic risk, with the objective of preserving the banking system's stability, protecting the Bank's depositors and creditors and preserving safe, stable and lawful operation of the Bank.
2. The following persons shall perform the function of the external administrator in the 01 March 2022 to 28 February 2023 period:
 - Jasmin Spahić
 - Jasmina Dobrača
 - Enver Lemeš
 - Sanja Primorac Brkić.
3. The external administrator as a collective body shall be authorized and responsible for protecting the assets and taking control over the Bank's operation and adopting the decision on the continuation of the Bank's operation, all within the powers of the bank's supervisory board and management under the Banking Law, the Agency's decisions and the Bank's internal enactments.
4. The persons referred to in Point (2) of this Decision who shall perform the function of the external administrator shall be empowered to act on behalf of and represent the Bank in legal transactions, with a minimum of two persons referred to in Point (2) of this Decision having to be signatories in acting on behalf of the Bank in legal transactions.
5. As of the day of the introduction of the external administrator referred to in Point (2) of this Decision in the Bank, all powers of the current members of the Management and the Supervisory Board shall be terminated, as well as all contracts based on which they exercised the responsibilities in the Bank.

6. The current member of the Management and Supervisory Board shall not be entitled to the payment of contracted severance pay and variable benefits, regardless of whether the exercise of such rights was contracted with the Bank or whether it arose from another act of the Bank.
7. The external administrator shall prepare and deliver to the Agency a report on the financial position and business conditions of the Bank within 15 days from the date of the appointment.
8. The external administrator shall report on a weekly basis to the Agency on the Bank's operation, its financial position, i.e. notify the Agency without delay of any circumstances that may have an impact on the Bank's financial position, whereas upon the Agency's request, the reporting frequency, scope and structure may also be different.
9. The external administrator shall comply with the Agency's orders and instructions and shall regularly report to the Agency on the execution of the orders and instructions.
10. This Decision shall be delivered without delay to the external administrator referred to in Point (2) of this Decision and the Bank and it shall be notified to the Central Bank of Bosnia and Herzegovina, the Securities Commission of the Federation of Bosnia and Herzegovina, the Securities Registry in the Federation of Bosnia and Herzegovina, the Deposit Insurance Agency of Bosnia and Herzegovina, the Banking Agency of the Republika Srpska, it shall be published in the "Official Gazette of the Federation of BiH" and on the Agency's website and it shall be registered in the bank records referred to in Article 20 of the Banking Law and the business register at the competent court.
11. An appeal against this Decision shall not stay its enforcement.

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.

**DIRECTOR**

Jasmin Mahmužić

