

**Resolution No. 390/2008  
of the Polish Financial Supervision Authority  
of 17 December 2008**

**on how to keep a record of holding, the manner of submitting applications and updating  
holdings and notification holding pattern**

Pursuant to Article 1411 Section 3 of the Act of 29 August 1997 - The Banking Act (Journal of Laws of 2002, No 72, item 665, as further amended<sup>1</sup>):

§ 1.1. A list of holdings referred to in Article 1411 Section 1 of the Act of 29 August 1997 – the Banking Act, is available as a set of applications holdings.

2. Activities related to holding a list of holdings referred to in Section 1, are performed by the Polish Financial Supervision Authority.

§ 2.1. The entities referred to in Article 141 1 Section 2 of the Banking Act, are required to enter a holding to a proper holding list within 60 days from the date of the creation of a holding company, in the case of holding companies existing before the entry into force of the resolution within 60 days after its entry into force.

2. The entities referred to in Section 1, are required to update notification within 30 days from the date the data changed.

§ 3 The entry of a holding to the list and any update of the list is made in writing on an application attached to the resolution, except that if you're updating the application form must be completed indicating the data subject to change.

§ 4. The resolution is published in the Official Journal of the Polish Financial Supervision Authority.

§ 5. The Resolution enters into force on 1 January 2009.

For and on behalf of the Polish Financial Supervision Authority  
Chairman of the Polish Financial Supervision Authority  
Stanisław Kluza

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<sup>1</sup> Amendments to the consolidated text of this Act were published in the Journal of Laws of 2002, No. 126, item 1070, No. 141, item 1178, No. 144, item 1208, No. 153, item 1271, No. 169, item 1385, and 1387 and No. 241, item 2074, 2003, No 50, item 424, No. 60, item 535, No. 65, item 594, No. 228, item 2260, No. 229, item 2276, 2004, No. 64, item 594, No. 68, item 623, No. 91, item 870, No. 96, item 959, No. 121, item 1264, No. 146, item 1546, No. 173, item 1808, of 2005, No 83, item 719, No 85, item 727, No. 167, item 1398, No. 183, item 1538, of 2006, No. 104, item 708, No. 157, item 1119, No. 190, item 1401 and No 245, item 1775, of 2007 No. 42, item 272 and No. 112 item 769, of 2008 No. 171, item 1056, No. 192, item 1179, No. 209, item 1315.

**Annex to Resolution No. 390/2008  
of the Polish Financial Supervision Authority  
of 17 December 2008**

Holding application form

as for.....

HOLDING		THE DECLARANT	
Type <sup>2</sup>	HOLDING NAME <sup>3</sup>	Legal form <sup>4</sup>	NAME
A1	A2	A3	A4

PRIMARY PARENT ENTITY					
Legal Form	Identification <sup>5</sup>	NAME	Type of business activities <sup>6</sup>	SUPERVISORY BODY <sup>7</sup>	
				SECTOR <sup>8</sup>	NAME
B1	B2	B3	B4	C1	C2

<sup>2</sup> type of holding company to be administered in accordance with the following symbols: K1 - a national bank holding company referred to in Article. 4. Point a point 11b. and the Banking Act; K2 - the national bank holding company referred to in Article. 4 points. Point 11b. b Law - Banking Act; Z - Foreign bank holding company, in which a domestic bank operates, F - financial holding company, in which a domestic bank operates ; H - Holding a hybrid;

<sup>3</sup> the name of a holding is created by adding "holding" to the name of a national bank, in the case a holding is composed of more than one national bank the name of the holding is created by adding "holding" to the name of the national bank with the largest balance sheet sum;

<sup>4</sup> legal form to be administered in accordance with the following symbols: OZ - a foreign entity, OF - a natural person, SO - Limited Liability Company, SA - joint stock company, SR - a partnership, SJ - a partnership, SKA - limited joint-stock company, SP - cooperative, SK - a limited partnership, PP - state-owned enterprise, IN - other legal entity;

<sup>5</sup> position must be filled in in the same manner as position A2 in form B0300 enclosed in Annex No. 2 to Resolution No. 23/2003 of the Management Board of the National Bank of Poland of 25 July 2003 concerning the method and detailed rules of submitting by banks to the National Bank of Poland of data required to determine monetary policy and periodic evaluations of monetary situation of the state and evaluation of the financial situation of banks and banking sector risk (Journal of Laws of the National Bank of Poland No. 16 Sec. 26 as amended);

<sup>6</sup> activities in accordance with the Council of Ministers of 24 December 2007 on the Polish Classification of Activities (PKD) (OJ No 251, item 1885) - please give the table a group by PKD;

<sup>7</sup> The item must be completed if the operator in the financial market is supervised by the competent supervisory authorities within the meaning of. 4. 1, point 13 of the Banking Act;

<sup>8</sup> sector - should include: F - financial sector, B - the banking sector, U - the insurance sector

PARENT ENTITY <sup>9</sup>					
Legal Form	Identification data	NAME	Type of business activities	SUPERVISORY BODY	
				SECTOR	NAME
D2	D2	D4	D5	E1	E2

NATIONAL BANKS CONSTITUTING A HOLDING				
Item	Legal Form	NAME	PARENT ENTITY <sup>10</sup>	
			Legal Form	NAME
F1	F2	F3	G1	G2

NOTICE OF CHANGE OF DATA <sup>11</sup>	
Symbols of amended positions	

<sup>9</sup> positions to be filled in when the parent company directly holds the shares of a domestic bank, which makes the declaration, without being the primary parent entity;

<sup>10</sup> positions to be filled by an indication of the parent entity that directly or indirectly holds shares in a domestic bank;

<sup>11</sup> item should be completed only if the update application is filed by indicating the symbol positions in which the changes were made in the case where the change relates to the deletion of information, without replacing it by a new, correct position should be left blank, while indicating its symbol in the position - changing symbols position.