

Pursuant to Article 89 of the Constitution of the Republic of Croatia, I hereby issue the

DECISION

PROMULGATING THE ACT ON AMENDMENTS TO THE ACT ON THE RESOLUTION OF CREDIT INSTITUTIONS AND INVESTMENT FIRMS

I hereby promulgate the Act on Amendments to the Act on the Resolution of Credit Institutions and Investment Firms, passed by the Croatian Parliament at its session on 30 April 2026

Class: 011-02/26-02/34

No.: 71-10-01/1-26-2

Zagreb, 5 May 2026

The President of the Republic of Croatia
Zoran Milanović, m.p.

THE ACT ON AMENDMENTS TO THE ACT ON THE RESOLUTION OF CREDIT INSTITUTIONS AND INVESTMENT FIRMS

Article 1

In the Act on the Resolution of Credit Institutions and Investment Firms (Official Gazette 146/2020, 21/2022, 27/2024 and 145/2024) in Article 4, paragraph (2), item (8) is amended to read:

“8) debt instruments within the meaning of Article 97, paragraph (1), items (7) and (10) of this Act mean bonds and other forms of transferable debt, instruments creating or acknowledging a debt, and instruments giving rights to acquire debt instruments, and within the meaning of Article 32 of this Act bonds and other forms of transferable debt and instruments creating or acknowledging a debt;”.

Item (68) is deleted.

Article 2

In Article 9, paragraph (2) is amended to read:

“(2) The Croatian National Bank or the Croatian Financial Services Supervisory Agency shall prior to adopting a decision which may have a direct fiscal impact or systemic implications obtain prior approval of the Ministry of Finance for its adoption, unless it is the case of the decision provided for in the resolution plan of which the Ministry of Finance had been notified in advance.”.

After paragraph (7), paragraph (8) is added which reads:

“(8) The Croatian National Bank or the Croatian Financial Services Supervisory Agency shall exchange information with the Ministry of Finance pertaining to a decision or an issue of which the Ministry of Finance needs to be notified, in relation to which the Ministry of Finance needs to be consulted or which is subject to prior approval of the Ministry of Finance, as well as all information pertaining to the decision or issue which may have implications for public funds.”.

Article 3

Article 32 is amended to read:

“(1) In case of normal insolvency proceedings opened against the institution or entity referred to in Article 3, items (2), (3) and (4) of this Act, the unsecured claims arising from non-preferred unsecured debt instruments referred to in paragraph (2) of this Article shall constitute a separate

senior-ranking class which shall be settled after other senior-ranking claims and prior to the junior-ranking claims as defined in the law governing normal insolvency proceedings.

(2) Non-preferred unsecured debt instruments are debt instruments that meet the following conditions:

- 1) the original maturity of the debt instrument is at least one year,
- 2) the debt instrument does not contain an embedded derivative and is not a derivative and
- 3) the relevant contractual documentation and prospectus pertaining to the issue, if created, expressly specify the order of settlement priority referred to in paragraph (1) of this Article.

(3) For the purpose of paragraph (2), item (2) of this Article, a debt instrument with variable interest derived from a broadly used reference rate and debt instrument which is not denominated in the domestic currency of the issuer, provided that principal, repayment and interest are denominated in the same currency, should not be considered to be debt instruments containing embedded derivatives solely because of these features.”.

FINAL PROVISION

Entering into force

Article 4

This Act shall enter into force on the eighth day following its publication in the Official Gazette.

Class: 022-02/26-01/27

Zagreb, 30 April 2026

CROATIAN PARLIAMENT

The President of the Croatian Parliament

Gordan Jandroković, m.p.