Pursuant to Articles 16–19, 58, and 66 of the Law on Leasing ("Official Gazette of Republika Srpska", No. 70/07 and 116/11), Article 5, Paragraph 1, Item b), Article 20, Paragraph 2, Item b), and Article 37 of the Law on the Banking Agency of Republika Srpska ("Official Gazette of Republika Srpska", No. 59/13 and 4/17), and Article 6, Paragraph 1, Item b), and Article 19, Paragraph 1, Item b) of the Statute of the Banking Agency of Republika Srpska ("Official Gazette of Republika Srpska", No. 63/17), the Management Board of the Banking Agency of Republika Srpska, at its 30th session held on 2 November 2026, adopted the

DECISION
ON THE CONDITIONS AND PROCEDURE FOR ISSUING LICENSES AND CONSENTS, REJECTION OF REQUESTS FOR THE ISSUANCE OF LICENSES AND REVOCATION OF LICENSES FOR PERFORMING LEASING OPERATIONS IN REPUBLIKA SRPSKA

Subject of the Decision

Article 1

By this Decision, the Banking Agency of Republika Srpska (hereinafter: the Agency) shall define the general criteria, requirements and procedure for the issuance of licenses and consents, as well as the general conditions and procedure for the rejection of requests and the revocation of licenses for performing leasing operations in Republika Srpska.

Issuance of a license to perform leasing operations

Article 2

(1) The incorporators of a business entity (hereinafter: the Incorporators) shall submit to the Agency a request for the issuance of a license to perform leasing operations.

(2) Along with the request referred to in Paragraph 1 of this Article, the Incorporators shall submit:

1. a list of the Incorporators and their respective shares in the share capital (including the full names of the Incorporators);
2. Articles of Incorporation of the business entity, drawn up in accordance with the law governing business entities;
3. a business plan of the business entity for the first three business years (including projections of the balance sheet and income statement, planned funding sources, the schedule of borrowing, and a plan for the expansion of business operations);
4. proof of the personnel, technical, and organizational capacity to perform leasing operations (a document from the Incorporators outlining the proposed organizational structure of the business entity, including the qualification structure of the employees; documentation demonstrating how business premises have been secured, such as a proof of ownership, a transfer agreement, a lease agreement, or another similar document; a document from the competent authority confirming that the business premises are suitable for their intended purpose; and a specification of the computer equipment and other equipment, commensurate with the planned number of employees and the projected volume of business operations);
5. evidence of contribution of the cash initial capital into a temporary bank account, as referred to in Article 14 of the Law (the Incorporators shall submit a certified written statement confirming that they possess their own cash funds in an amount of no less than 250,000 KM, and that they will transfer these funds to a temporary bank account or, in the case of a foreign incorporator, to a dedicated account with the Central Bank of BiH. Along with this statement, the Incorporators shall also submit proof of the origin of these funds).

(3) Prior to issuing a license to perform leasing operations, the Agency shall notify the Incorporators to transfer funds to a temporary account at a bank or to a dedicated account at the Central Bank of BiH, and to submit proof thereof.

Article 3

(1) A leasing provider registered to perform leasing operations in the Federation of BiH or the Brčko District, when submitting a request for a license to perform leasing operations through a business unit established in Republika Srpska, shall be required to submit the documentation referred to in Article 17, Paragraph 2 of the Law.

(2) The provisions of Article 2, Paragraph 2, Item 4) of this Decision, relating to evidence of personnel, technical, and organizational capacity, shall also apply to the business units referred to in Paragraph 1 of this Article.

Article 4

(1) The Agency shall issue a license to perform leasing operations to applicants referred to in Articles 2 and 3 of this Decision within 60 days from the date the required documentation is completed, in accordance with Article 18 of the Law.

(2) In the event that the Incorporators have not submitted all required documents or information along with the request, the Agency may request that the request be supplemented within a stipulated period.

(3) If the applicant fails to submit the requested documents or information within the stipulated period, the Agency shall, by way of a formal conclusion, reject the request as incomplete.

(4) The Agency shall reject requests for the issuance of a license in the cases provided for under Article 19 of the Law.

Issuing consent to leasing providers for the appointment of an independent auditor

Article 5

(1) The leasing provider shall be required to obtain the prior consent of the Agency for the appointment of an independent auditor to audit the annual financial statements and prepare an audit report in accordance with the regulations governing the field of accounting and auditing.

(2) Along with the request for prior consent, the leasing provider shall submit:
- a draft document stipulating the preparation of an audit report, in the form of a draft contract or a letter of intent;
- an extract from the register of the Ministry of Finance of Republika Srpska for entities engaged in auditing activities.

(3) The Agency shall issue a ruling regarding the request for prior consent for the appointment of an independent external auditor within 30 days from the date of receipt of the request accompanied by complete documentation.

Revocation of the license to perform leasing operations

Article 6

(1) The Agency may, by way of a ruling, revoke a license issued to a leasing provider for performing leasing operations in cases provided for by the Law.

(2) The Agency shall issue the ruling on the revocation of a leasing provider's license for performing leasing operations no later than 60 days from the date of receipt of documentation or other evidence, or, alternatively, within 60 days from the date of becoming aware of the facts and circumstances that warrant the revocation of the license.

(3) In the ruling referred to in Paragraph 1 of this Article, the Agency shall specify the date on which the leasing provider's license for performing leasing operations is revoked.

Article 7

From the date of the revocation of its license to perform leasing operations, as established by the ruling referred to in Article 6 of this Decision, a leasing provider may not enter into, commence, or carry out any

new transaction related to the conduct of leasing operations as defined by law and its Article of Incorporation.

Article 8

(1) Upon the Agency's ruling to revoke a license for performing leasing operations becoming final and binding, the Agency shall notify the competent court so that bankruptcy or liquidation proceedings may be initiated in accordance with the Law.

(2) The ruling to revoke a license performing leasing operations shall be published in the "Official Gazette of Republika Srpska" and in one domestic daily newspaper published within the territory of Republika Srpska.

Finality of the ruling and legal remedy

Article 9

(1) The Agency's ruling is final.

(2) Incorporators/leasing providers may initiate an administrative dispute against the Agency's ruling before a competent court, in accordance with the Law on Administrative Disputes.

Final provisions

Article 10

(1) Upon the entry into force of this Decision, the Decision on the implementation of the provisions of the Law on Leasing relating to the issuance of licenses and consents by the Banking Agency of Republika Srpska ("Official Gazette of Republika Srpska", No. 100/07) and the Decision on the conditions and procedure for the revocation of a license to perform leasing operations ("Official Gazette of Republika Srpska", No. 100/07) shall cease to be in effect.

(2) This Decision shall enter into force on the eighth day following its publication in the "Official Gazette of Republika Srpska".

Number: UO-307/26

Date: 2 November 2026

PRESIDENT OF THE MANAGEMENT BOARD
Dejan Kusturić