

Márton NAGY
DEPUTY GOVERNOR



THE CENTRAL BANK OF HUNGARY

Mr. Andrea Enria
Chairperson

Reference number:1076-38/2016
Budapest, 30 June 2016

European Banking Authority

One Canada Square (Floor 46)
Canary Wharf
London E14 5AA UK

Subject: Publication of Magyar Nemzeti Bank's resolution action with regards to MKB Bank Zrt.

Dear Chairperson Enria,

Hereby we would like to ask the European Banking Authority to publish on its website the attached summary of the decision of the Magyar Nemzeti Bank (The Central Bank of Hungary, hereinafter: 'MNB') acting in its scope as authority for resolution based on Article 83 paragraph 4 point b) of the Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 establishing a framework for the recovery and resolution of credit institutions and investment firms regarding the resolution process of MKB Bank Zrt. where respectively the shares of two different companies owned by MKB Bank Zrt. were sold through the application of the sale of business tool. Although the decision of MNB was adopted on 21 December 2015, the concerning transaction had been closed on 30 June 2016 before the termination of the resolution process of MKB Bank Zrt..

Should you have any questions or comments, please, do not hesitate to contact us.

Yours sincerely,


István Márton Nagy
Deputy Governor



Annex:

- Summary to the decision No. H-SZN-I-37/2015 of the Central Bank of Hungary on the application of the sale of business tool in the resolution process in respect of the MKB Bank Zrt. in English

Reg.No. EBA/2016/E/784

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Budapest, 30 June 2016

Summary

of the decision No. H-SZN-I-37/2015 of the Central Bank of Hungary on the application of the sale of business tool in the ongoing resolution process in respect of MKB Bank Zrt.

MKB Bank Zrt. (seat: 1056 Budapest, Váci street 38.; Company Register: Budapest-Capital Regional Court of Appeal, as Registry Court; Company Register No.: 01-10-040952; hereinafter 'Bank') was placed under resolution on 18 December 2014. According to the resolution strategy determined by Magyar Nemzeti Bank (The Central Bank of Hungary, hereinafter: 'MNB') as the designated national resolution authority, the preferred resolution tool is mainly the sale of business tool for divesting certain portfolio elements from the Bank. Data rooms were set up and managed by an internationally recognized advisory firm for the purpose of introducing the portfolios to be divested for potential receivers.

MNB has applied the sale of business tool complying with its Decision No. H-SZN-I-37/2015 (hereinafter: Decision) with all requirements laid down in Article 42 paragraph 2 of the Hungarian Resolution Act¹ transposing paragraph 1 of Article 39 of BRRD² (criteria of applying the sale of business tool) into the Hungarian law.

MNB with its Decision concluded the contract for transferring the shares of the Bank in MKB-Euroleasing Autopark Kereskedelmi és Szolgáltató Zrt. and in MKB-Autopark EOOD companies (hereinafter: shares) between the Bank and ALD Automotive Hungary Fleet Management and Finance Company Limited (headquarters: 1133 Budapest, Váci út 76.; company registration number: Cg. 01-09-701075, hereinafter: Recipient) on 21 December 2015. The acquisition of the shares by the Recipient was authorized by the Hungarian Competition Authority in line with the Act LVII of 1996 on the Prohibition of Unfair Trading Practices and Unfair Competition on 2 June 2016.

MNB chose the Recipient in favour of the achievement of the resolution objectives and of maximizing the transfer price in a transparent manner, and fulfilling all procedural requirements of the sale of business tool prescribed by the law. For purchasing the shares bids were received in an open tender and the shares were transferred to the bidder offering the highest purchase price with respect to achieving the resolution objectives and enhancing the effectiveness of the application of the sale of business tool. The purchase price was paid to the Bank on 30 June 2016 and the shares were transferred to the Recipient at the same time.

The Decision No. H-SZN-I-37/2015 does not have any effect on the retail customers of the Bank in turn it was a necessary provision in line with the implemented actions.

¹ Act XXXVII of 2014 on the further development of the system of institutions strengthening the security of the individual players of the financial intermediary system

² Directive 2014/59/EU establishing a framework for the recovery and resolution of credit institutions and investment firms

