

Pursuant to Article 224, paragraph 4 of the Law on Capital Market ("Official Gazette of Montenegro" No. 01/18) - (hereinafter referred to as: the Law), the Capital Market Authority of Montenegro (hereinafter referred to as: the Authority) at its 40<sup>th</sup> session held on 18 December 2018 has issued

## **RULES**

### **ON REGISTER OF COMPANIES AUTHORIZED TO PROVIDE INVESTMENT SERVICES AND PERFORM INVESTMENT ACTIVITIES**

**("Official Gazette of Montenegro", No. 083/18 of 25.12.2018)**

#### **I. GENERAL PROVISIONS**

##### **Article 1**

These Rules shall govern the contents, form and a manner of keeping the register of licenses for the provision of investment and ancillary services and performance of investment activities (hereinafter referred to as: Register of licenses), as well as issued approvals for the appointment of the Board of Directors' members and the executive director of the investment firm, i.e. the issued approvals for managers of authorized credit institutions.

##### **Article 2**

The Register of licenses referred to in Article 1 of these Rules shall include names of:

- 1) investment firms authorized by the Authority;
- 2) investment firms' branches with a registered office in third countries, authorized by the Authority;
- 3) authorized credit institutions that were granted authorization by the Central Bank of Montenegro (hereinafter referred to as: the Central Bank) and by the Authority to provide investment services and perform investment activities;
- 4) authorized credit institutions' branches with a registered office in third countries, authorized by the Central Bank and the Authority to provide investment services and perform investment activities;
- 5) management companies that were granted authorization by the Authority to provide investment advisory and portfolio management services;
- 6) brokers; and
- 7) investment advisers.

#### **II. REGISTER OF COMPANIES AUTHORIZED TO PROVIDE INVESTMENT SERVICES AND PERFORM INVESTMENT ACTIVITIES**

##### **Article 3**

In the register of licenses referred to in Article 2, paragraph 1, points 1-5 of these Rules the following information for each individual firm authorized to provide investment services and perform investment activities shall be entered:

1. name;
2. registered office;
3. TIN;
4. unique master citizen number (UMCN);
5. date of authorization;
6. date of revocation of authorization;
7. core capital;
8. a list of investment services and activities for which the firm received necessary authorizations;
9. a list of financial instruments to which the provision of investment services and performance of activities relate;
10. an indication of whether a firm is authorized to hold money and/or financial instruments of the client;
11. date of issuance of authorization in respect of each activity referred to in Article 206 of the Law;
12. date of the revocation of authorization in respect of each activity referred to in Article 206 of the Law;
13. date of the decision establishing termination of the authorization;

14. contact information (email, website, telephone, fax);
15. change in the authorization in the event of data change;
16. a list of Board of Directors' members or executive directors of investment firms (first and last name, function, address, date of birth, phone, email, date of taking office, date of expiration of the mandate) and heads of the authorized credit institutions;
17. an auditor (name, registered office, TIN, telephone, email);
18. an overview of the ownership structure (first and last name/ business name, TIN, registered office or place of residence, date of birth, telephone, email, ownership interest in %);
19. deletion of the company.

Data referred to in paragraph 1, items 1-4, 8-10, 12 and 14 of this Article shall be publicly disclosed on the Authority's website in accordance with Article 224, paragraph 3 of the Law.

#### **Article 4**

Data referred to in 3 of these Rules shall be entered into register of licenses based on regularly received applications and notifications of investment firms authorized to provide investment services and perform investment activities, brokers and investment advisers, as well as documents acts by the Authority.

### **III. FINAL PROVISION**

#### **Article 5**

These Rules shall enter into force on the eighth day of its publication in the "Official Gazette of Montenegro".

**Number: 01/9-1991/2-18**

**Podgorica, 18.12.2018**

**Capital Market Authority**

**President of the Authority,**

**Zoran Đikanović PhD, m.p.**