



February 6, 2015  
Circular N° SBP-DJ-0017-2015

General Manager

Subject: Ruling dated 11 June 2014 issued by the Supreme Court of Justice (SCJ).  
Clarification of Judgment (Resolution issued by the SCJ dated 7 November 2014).  
Banking Regulatory and Supervisory Assessment fee.

Dear General Manager

We wish to inform you hereby that by means of a Resolution of the Plenum of the Supreme Court of Justice dated 7 November 2014, the Supreme Court of Justice emitted a decision on a request to clarify the Ruling dated 11 June 2014, whereby Article 19 of Decree Law 9 dated 26 February 1998, which is now Article 22 of Executive Decree 52 dated 30 April 2008 (Whereby the Sole Text of Decree Law 9 dated 26 February 1998, modified by Decree Law 2 dated 22 February 2008 is adopted; the current Banking Law) was declared unconstitutional.

In that decision, the Supreme Court of Justice notes that, although Article 22 of Executive Decree 52 dated 30 April 2008 (Whereby the Sole Text of Decree Law 9 dated 26 February 1998, modified by Decree Law 2 dated 22 February 2008 is adopted) is unconstitutional, **the provision whereby the Banking Regulatory and Supervisory Assessment fee is established is covered in Article 20 of Law 97 dated 21 December 1998, and that provision's legal effect remains in full force.**

Considering this, we wish to inform the banks of the marketplace that the provision on the banking regulatory and supervisory assessment fee remains in full force for all intents and purposes.

Best regards,

Alberto Diamond R.  
Superintendent

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