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RULES on Foreign Exchange

CHAPTER I Definitions

Article 1

Cross-border movement of capital.

Cross-border movement of capital shall mean the transfer or transport of capital across national borders and the transfer or transport of capital between residents and non-residents; cf. Article 1 of Act no. 87/1992. It follows from the first sentence that the transfer of funds between residents and non-residents always entails cross-border movement of capital, irrespective of whether such transfer or transport takes place by withdrawal from an account with a financial undertaking in Iceland and deposit to an account with a financial undertaking abroad, or vice versa, by transfer between two accounts with financial undertakings in Iceland, and/or by transfer between two accounts with financial undertakings abroad. Furthermore, the transfer and transport of capital to and from Iceland, where the funds are transferred from an account with a financial undertaking in Iceland to an account with a financial undertaking abroad, or vice versa, always entails cross-border movement of capital, irrespective of whether or not the funds are being transferred between accounts owned by the same party.

CHAPTER II Foreign exchange transactions and cross-border movement of foreign currency

Article 2

Payments for transactions with goods and services pursuant to Article 13(b), Paragraph 2, Item 1 of Act no. 87/1992.

The term *payments for transactions with goods and services* in the sense of Article 13(b), Paragraph 2, Item 1 and the first sentence of Article 13(c), Paragraph 2 of Act no. 87/1992 refers to all payments that are considered a normal part of such transactions; e.g., reimbursement of overpayments, discounts, cancelled orders, and the like. Also falling under this category are payments for the purchase of vehicles for personal use and of vehicles, machinery and commodities that are a normal part of a party's commercial activities.

Article 3

Wages pursuant to Article 13(b), Paragraph 2, Item 2 of Act no. 87/1992.

The term *wages* in the sense of Article 13(b), Paragraph 2, Item 2 of Act no. 87/1992 refers, among other things, to remuneration for work; wage-related expenses; student loans; unemployment benefits; pension benefits, including old-age and disability pensions and social assistance payments; and other

comparable payments. The term *wage-related expenses* refers, among other things, to payroll taxes, legally required pension contributions, vacation pay remittances, and union dues.

Article 4

Gifts and grants pursuant to Article 13(b), Paragraph 2, Item 3 of Act no. 87/1992.

The donor and grantor pursuant to Article 13(b), Paragraph 2, Item 3, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 shall be the actual owners (beneficial owners) of the funds given as a gift or grant. If suspicion arises that the donor or grantor is not the actual owner of the funds in question, the financial undertaking acting as an intermediary for the foreign exchange transaction and/or movement of capital shall reject the request for the transaction. The donor and the recipient, or the grantor and the grantee, may not be one and the same party.

Article 5

Interest, indexation, contractual instalments, and dividends pursuant to Article 13(b), Paragraph 2, Item 4, cf. Article 13(j), of Act no. 87/1992 .

Residents are only authorised to carry out foreign exchange transactions and movement of capital on the basis of Article 13(b), Paragraph 2, Item 4, cf. Article 13(c), Paragraph 2 and Article 13(j), of Act no. 87/1992, in order to remit payments to non-residents in accordance with that provision. Non-residents are only authorised to carry out foreign exchange transactions and movement of capital on the basis of Article 13(b), Paragraph 2, Item 4 of the same Act, cf. Article 13(c), Paragraph 2 and Article 13(j) of the Act, in connection with payments received from residents in Iceland.

Capital gains are not covered by Article 13(j) of Act no. 87/1992.

Requests for Central Bank of Iceland confirmation pursuant to Article 13(j), Paragraph 9 of Act no. 87/1992 of foreign exchange transactions and cross-border movement of foreign currency on the basis of Article 13(b), Paragraph 2, Item 4, cf. Article 13(c), Paragraph 2 of the Act, shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital. The contents of requests for confirmation or notifications shall be as is provided for in Chapter IV.

Article 6

Prepayments and settlement of payment and investments pursuant to Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992.

A party that exercises the authorisation pursuant to Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992, or transfers it pursuant to Article 13(n), Paragraph 15 of the same Act shall be the actual owner (beneficial owner) of the funds. If suspicion arises that the prepayment, settlement, or investment is financed by a third party, the financial undertaking acting as an intermediary for the foreign exchange transaction and/or movement of capital, or the transferee pursuant to Article 13(n), Paragraph 15, shall reject the request for the transaction.

Funds that are released upon sale or retirement, or those that derive from dividend payments and instalments of interest and principal, and are used, in part or in full, to reinvest in any type of foreign investment within six months pursuant to Article 13(e), Paragraph 1 of Act no. 87/1992 shall not be deducted from the maximum amount provided for in Article 13(b), Paragraph 2, Item 6 of the Act.

A transferee pursuant to Article 13(n), Paragraph 15 of Act no. 87/1992 that exercises another's authorisations pursuant to Article 13(b), Paragraph 2, Item 6 of the same Act shall present a statement that he or she has received transferred authorisations on the basis of Article 13(n), Paragraph 15 of the Act for at least the equivalent amount of the foreign exchange transaction and/or movement of capital to the financial undertaking acting as an intermediary for the foreign exchange transaction and/or movement of capital.

The contents and procedure for notifications due to prepayment or settlement of obligations shall be as is provided for in Article 23.

The contents and procedure for notifications of investments in securities, unit share certificates in mutual and investment funds, money market instruments, other negotiable financial instruments, monetary claims, and other comparable claims in foreign currency shall be as is provided for in Article 24.

Article 7

Transfer of investment authorisations pursuant to Article 13(n), Paragraph 15 of Act no. 87/1992.

The transfer of authorisations pursuant to Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992 to insurance companies and financial undertakings on the basis of contracts concerning payment of premiums for acquisition of third-pillar pension savings or supplemental insurance, and pursuant to contracts concerning investment plan insurance, single-premium insurance, and regular savings, is permissible only on the basis of payments of premiums and not on the basis of accumulated rights or principal.

Transfers pursuant to Article 13(n), Paragraph 15 of Act no. 87/1992 are irrevocable to the extent that the transferee exercises the transferred authorisation for investments in foreign currency pursuant to Article 13(b), Paragraph 2, Item 6 of the same Act.

Funds operating pursuant to the Act on Mutual Funds, Investment Funds, and Institutional Investment Funds and insurance companies and financial undertakings that offer collective investment in foreign currency shall prepare a standard form for the transfer of authorisations pursuant to Article 13(b), Paragraph 2, Item 6, cf. the third sentence of Article 13(n), Paragraph 15, of Act no. 87/1992, specifying the date of the transfer and the amount of the transferred authorisation.

The revocation of an unexercised authorisation shall be made in writing and reported to the Central Bank of Iceland; cf. Article 13(n), Paragraph 15 of Act no. 87/1992.

The contents and procedures for notifications due to the transfer of investment authorisations and revocation of transfers shall be as is provided for in Article 36.

Article 8

Direct investment pursuant to Article 13(b), Paragraph 2, Item 7 of Act no. 87/1992.

Notwithstanding the conditions laid down in Article 13(b), Paragraph 2, Item 7 of Act no. 87/1992, a resident's purchase of a holding of less than 10% of shares in a commercial enterprise shall also be considered direct investment if the investor's holding exceeds 10% after the purchase. Furthermore, long-term lending to a commercial enterprise in which the lender owns 10% of share capital or more shall be considered direct investment.

The contents and procedures for notifications due to direct investment shall be as is provided for in Article 25.

A party that exercises the authorisation pursuant to Article 13(b), Paragraph 2, Item 7 of Act no. 87/1992 shall be the actual owner (beneficial owner) of the funds. If suspicion arises that the party is not the actual owner (beneficial owner) of the funds in question, the financial undertaking acting as an intermediary for the foreign exchange transaction and/or movement of capital shall reject the request for the transaction.

Article 9

Living expenses pursuant to Article 13(b), Paragraph 2, Item 9 of Act no. 87/1992.

The term *living expenses* in the sense of Article 13(b), Paragraph 2, Item 9 of Act no. 87/1992 applies to necessary and reasonable expenses incurred by an individual and his or her family, such as housing, food, clothing, medical care, and the like, that will demonstrably occur abroad.

In considering an individual's purchase of foreign currency for living expenses in the current calendar year, and the capital movements related thereto, financial undertakings acting as intermediaries

for the foreign exchange transactions and capital movement are authorised to consider the individual's expenses during the previous calendar year.

It is permissible to purchase foreign currency and export it for living expenses pursuant to Article 13(b), Paragraph 2, Item 9, cf. Article 13(c), Paragraph 2 of Act no. 87/1992, up to one month prior to the expenses are incurred.

Expenses incurred more than six months previously shall not be considered living expenses in the sense of Article 13(b), Paragraph 2, Item 9 of Act no. 87/1992.

Article 10

Payment of taxes and public fees and other payments pursuant to Article 13(b), Paragraph 2, Item 10 of Act no. 87/1992.

Residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for the payment of taxes and public fees abroad.

Non-residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for the overpayment of taxes and public fees for which they have been reimbursed in Iceland.

Non-residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for legal costs paid to them pursuant to the order of a court in Iceland or a judicial settlement.

Residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for legal costs that they are required to pay pursuant to the order of a court abroad or a judicial settlement.

Non-residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for accident benefits or compensatory damages that they have received from a domestic insurance company or pursuant to the order of a court in Iceland or a judicial settlement.

Residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for accident benefits and compensatory damages that they are required to pay pursuant to the order of a court abroad or a judicial settlement.

Non-residents are authorised to purchase foreign currency from a financial undertaking in Iceland and transfer it to an account with a financial undertaking abroad on the basis of Article 13(b), Paragraph 2, Item 10, cf. Article 13(c), Paragraph 2, of Act no. 87/1992 for an inheritance that they have received in Iceland. The aforementioned authorisation extends to the sale proceeds of financial instruments issued in domestic currency and received by a non-resident in accordance with an inheritance report confirmed by a District Magistrate; cf. Article 18.

Article 11

Real estate purchases pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992.

The term *real estate transaction* in the sense of Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992 refers to an individual's investment in real estate or purchase of residence rights abroad. Requests for Central Bank of Iceland confirmation of real estate transactions pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992, shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transaction and movement of capital. If the real estate transaction takes place without the involvement of a domestic financial undertaking, the purchaser of the property shall request Central Bank of Iceland confirmation him- or herself. The request for confirmation pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992 shall be accompanied by a copy of the signed purchase contract or contract for the purchase of residence rights. The contents of requests for confirmation shall be as is provided for in Article 26.

Article 12

Reinvestment of monetary claims and other claims in foreign currency.

A party that invests in monetary claims in foreign currency and other comparable claims on the basis of Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992 is authorised to reinvest, in part or in full, funds released by sale or redemption or deriving from instalment payments of interest and principal on such claims within six (6) months. During the grace period for reinvestment, the funds pursuant to the first sentence shall be exempt from the provisions of Article 13(l) of the Act.

Article 13

Insurance and supplemental pension insurance.

Payment of premiums on the basis of an insurance contract that does not entail savings or accumulation of principal shall be considered the purchase of a service pursuant to Article 13(b), Paragraph 2 and Article 13(c), Paragraph 2 of Act no. 87/1992. The term *insurance* according to the first sentence includes insurance under which the rightsholder only expects insurance benefits if he or she sustains a loss that the insurance is intended to cover.

Payment of premiums on the basis of a contract for regular periodic savings and investment plan life insurance is not considered the purchase of a service pursuant to Article 13(b), Paragraph 2 and Article 13(c), Paragraph 2 of Act no. 87/1992. The term *investment plan life insurance* according to the first sentence includes life insurance products where the purpose of the contributions, either those made either as regular premiums or those made as a single premium, is the accumulation of principal, either in full or in part, and where the accumulated amount is available for disbursement as a single payment or as regular payments without the occurrence of an event that the insurance is intended to cover.

Payment of premiums on the basis of acquisition of third-pillar pension savings or pension rights on the basis of a contract for supplemental insurance protection, cf. Chapter II of the Act on Mandatory Insurance of Pension Rights and on Activities of Pension Funds, no. 129/1997, is not considered the purchase of a service pursuant to Article 13(b), Paragraph 2, and Article 13(c), Paragraph 2 of Act no. 87/1992. For the purposes of this provision, *supplemental insurance protection* shall mean insurance protection in excess of the minimum protection defined by pension funds and paid for via contributions pursuant to a separate contract on third-pillar pension savings with the parties specified in Article 8, Paragraph 3, Items 1-3 of the Act on Mandatory Insurance of Pension Rights and on Activities of Pension Funds, no. 129/1997.

Article 14

Investment in financial instruments issued in foreign currency by residents.

Notwithstanding the first sentence of Article 13(e), Paragraph 1 of Act no. 87/1992, residents are authorised to invest in securities, unit share certificates in mutual and investment funds, money market instruments, or other negotiable financial instruments issued by residents in foreign currency, subject to the maximum amount provided for in Article 13(b), Paragraph 2, Item 6 of the Act. Furthermore,

residents are authorised to purchase foreign currency from a financial undertaking in Iceland for investments according to the first sentence.

The Central Bank of Iceland must be notified of the investment according to Paragraph 1 within five business days. The contents of the notification shall be as is provided for in Article 24.

Article 15

Interest on money market loans.

Notwithstanding the provisions of Article 13(j), Paragraph 2 of Act no. 87/1992, foreign exchange transactions and movement of capital related to interest payments on money market loans in domestic currency, where the borrower is a domestic financial undertaking and a non-resident is the lender, are exempt from the same Act; cf. Article 13(b), Paragraph 2; Article 13(b), Paragraph 3, Item 1; and Article 13(c), Paragraph 2 of the Act.

The term *money market loan* according to Paragraph 1 refers to a short-term loan granted in domestic currency by a non-resident to a resident financial undertaking, providing for the deposit of the agreed amount to the resident financial undertaking's account in Iceland on the initial payment date and the repayment of the same amount to the non-resident on the maturity date, plus accrued interest, both of which were agreed upon at the outset.

Article 16

Exemption from Temporary Provision IV of Act no. 87/1992 for the import of securities.

Importation of securities issued in foreign currency in which investments are made on the basis of Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992 is exempted from the prohibition in the second sentence of Paragraph 3 of Temporary Provision IV of the same Act.

Article 17

Withdrawals of foreign currency for travel purposes pursuant to Temporary Provision V of Act no. 87/1992.

A resident individual is considered to have his or her business at a financial undertaking in Iceland in the sense of Temporary Provision V of Act no. 87/1992 if the business relationship between the individual and the financial undertaking in question satisfies one of the following conditions:

- a. The individual has a payroll account with the financial undertaking in question, and funds have been deposited to the account in the past 90 days.
- b. The individual has a payment card debit or (credit) issued by the financial undertaking in question, and there are at least 20 transactions per month.
- c. Over the past six months, there have been, on average, at least five withdrawals of cash per month from a savings account with the financial undertaking in question.

CHAPTER III

Cross-border movement of domestic currency.

Article 18

Cross-border movement of capital pursuant to Article 13(b), Paragraph 3, Item 4.

Non-residents are authorised to accept payments in domestic currency to their account with a financial undertaking in Iceland due to an inheritance that they have received in accordance with an inheritance report confirmed by a District Magistrate if the payment is made by withdrawal from the payer's account with a financial undertaking in Iceland. Non-residents are also authorised to receive securities and other financial instruments issued in domestic currency and held at a custodial account in Iceland in connection with an inheritance they have received in accordance with an inheritance report

confirmed by a District Magistrate, cf. the first sentence, provided that custody of the securities remains in Iceland.

Article 19

Investment in financial instruments issued in domestic currency by withdrawal from an account with a domestic financial undertaking.

Cross-border movement of capital pursuant to Article 13(b), Paragraph 3, Item 6 of Act no. 87/1992 is authorised in connection with transactions with financial instruments issued in domestic currency and specified on the Central Bank of Iceland's list, where payment is made in domestic currency from the purchaser's account with a financial undertaking in Iceland. The list pursuant to the first sentence is published on the Central Bank of Iceland's website.

Sales proceeds or other payments deriving from financial instruments pursuant to Paragraph 1 shall be redeposited to the seller's domestic currency account with a financial undertaking in Iceland.

Foreign financial undertakings' domestic currency accounts (Vostro accounts) are not considered accounts with financial undertakings in Iceland; cf. Article 13(b), Paragraph 5 of Act no. 87/1992.

Article 20

Investment in financial instruments issued in domestic currency by withdrawal from an account owned by a foreign financial undertaking (Vostro account).

Cross-border movement of capital pursuant to Article 13(b), Paragraph 3, Item 6 of Act no. 37/1992 due to transactions with financial instruments issued in domestic currency that are specified on the Central Bank of Iceland's list, where payment is made in domestic currency from an account owned by a foreign financial undertaking (Vostro account), is exempt from the prohibition set forth in Article 13(b), Paragraph 3 of the Act. The list pursuant to the first sentence is published on the Central Bank of Iceland's website.

Sales proceeds or other payments deriving from financial instruments pursuant to Paragraph 1 shall be (re)deposited to the account owned by the foreign financial undertaking (Vostro account).

Article 21

Movement of capital for the payment of premiums pursuant to contracts for acquisition of third-pillar pension savings, investment plan insurance, single-premium life insurance, and regular savings.

Cross-border movement of capital for the payment of premiums allocated to the accumulation of pension savings or pension rights on the basis of a supplemental insurance contract in domestic currency, cf. Chapter II of Act no. 129/1997, where payment is made in domestic currency from an employer's account with a domestic financial undertaking, an employee's account with a domestic financial undertaking, or an account owned by a resident legal entity that handles the collection of such premiums and is held at a domestic financial undertaking, to an account held at a domestic financial undertaking and owned by a non-resident custodian of pension rights authorised to operate in this country pursuant to Chapter II of Act no. 129/1997 shall be exempt from the prohibition provided for in Article 13(b), Paragraph 3 of Act no. 87/1992.

Cross-border movement of capital for payment of premiums used, in part or in full, to accumulate rights or benefits on the basis of a contract concluded in domestic currency for, e.g., investment plan insurance, single-premium insurance, or regular periodic savings, with a non-resident insurance company, where payment is made by the transfer of domestic currency from the rightsholder's account with a financial undertaking in Iceland to the insurance company's account with a financial undertaking in Iceland, shall be exempt from the prohibition in Article 13(b), Paragraph 3 of Act no. 87/1992.

Custodians of pension rights, cf. Paragraph 1, and insurance companies, cf. Paragraph 2, are authorised to conduct transactions with financial instruments issued in domestic currency by residents

and with real estate in Iceland, using the domestic currency they receive in Iceland from the payment of premiums pursuant to Paragraph 2.

Funds released through payouts made on the basis of an contract pursuant to Paragraph 1 when the contractual rightsholder begins drawing pension benefits pursuant to the Act on Mandatory Insurance of Pension Rights and on Activities of Pension Funds, no. 129/1997, and funds released through payouts pursuant to Temporary Provision VIII of Act no. 129/1997 and on the basis of contractual contracts pursuant to Paragraph 2, shall be exempt from the prohibition set forth in Article 13(b), Paragraph 3 of Act no. 87/1992, and shall be paid in domestic currency to the rightsholder's account with a financial undertaking in Iceland.

CHAPTER IV

Requests for confirmation and notifications pursuant to Act no. 87/1992

Article 22

Non-residents' sale of financial instruments issued in domestic currency.

Cross-border movement of capital due to transactions with financial instruments issued in domestic currency, other than those instruments listed in Articles 19 and 20 and Article 21, Paragraph 3, where the seller is a non-resident and the buyer a resident, are exempt from the prohibitions set forth in Article 13(b), Paragraph 3 of the Foreign Exchange Act, no. 87/1992, upon receiving confirmation from the Central Bank.

Financial undertakings acting as intermediaries for transactions or settlement of transactions pursuant to Paragraph 1 shall request confirmation of the transactions from the Central Bank of Iceland at the e-mail address ge.gagnaskil@sedlabanki.is.

Requests for confirmation pursuant to Paragraph 2 shall contain the following information and data, as appropriate:

- a. Date of the proposed sale.
- b. Seller's name/title and national identification number.
- c. Seller's country/domicile.
- d. Identity number/Name of issue.
- e. ISIN number of issue.
- f. Nominal value.
- g. Estimated sale value.
- h. Name and national identification number of securities custodian.
- i. Buyer's name/title, national identification number, and address.
- j. Information on when and how payment of the original purchase price of the financial instrument was carried out.
- k. Name, e-mail address, and telephone number of the contact person at the financial undertaking acting as an intermediary for the transactions.

If the Central Bank has provided confirmation of the transactions pursuant to Paragraph 1, the settlement receipt for the sale of the securities, confirmed by the financial undertaking in question, shall be sent to the Central Bank at the same e-mail address within two weeks of the date of the confirmation; otherwise, the confirmation shall expire.

Sales proceeds and other payments deriving from transactions with financial instruments pursuant to Paragraph 1 which fall under Article 2, Item 1 of the Act on the Treatment of Króna-Denominated Assets Subject to Special Restrictions, no. 37/2016, shall be deposited to an account owned by the seller and subject to special restrictions pursuant to the same Act.

Sales proceeds and other payments deriving from transactions with financial instruments pursuant to Paragraph 1, other than those falling under Paragraph 5, shall be deposited to the seller's domestic currency account with a financial undertaking in Iceland.

Article 23

Notifications of prepayment and settlement of loans in foreign currency.

Notifications to the Central Bank of Iceland concerning foreign exchange transactions and/or cross-border movement of capital for prepayment and settlement of loans in foreign currency pursuant to Article 13(b), Paragraph 2, Item 6 and the fifth sentence of Article 13(c), Paragraph 2 of Act no. 87/1992 shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and/or movement of capital before they are carried out.

Notifications pursuant to Paragraph 1 shall contain the following information and data, as appropriate:

- a. Date of the proposed payment.
- b. Payer's name and national identification number.
- c. Payer's address.
- d. Name of lender.
- e. Lender's address/domicile.
- f. Outstanding balance of loan prior to payment.
- g. Amount of proposed payment.
- h. Amount of foreign exchange transaction, in Icelandic krónur.
- i. Name, e-mail address, and telephone number of the contact person at the financial undertaking.
- j. Documentation demonstrating the obligation; e.g., loan contract.

Notifications pursuant to Paragraph 1 and documentation shall be sent in electronic form to the Central Bank of Iceland, in accordance with the Central Bank's guidelines on these Rules, cf. Article 37, which are published on the Bank's website. A financial undertaking acting as an intermediary for foreign exchange transactions and/or movement of capital may, upon prior consultation with the Central Bank, fulfil the notification obligation pursuant to Paragraph 1 automatically.

Article 24

Notifications of investments in securities, mutual fund and investment funds units, money market instruments, other negotiable financial instruments, monetary claims, and other comparable claims in foreign currency.

Notifications to the Central Bank of Iceland of movement of capital due to investments in securities, mutual fund and investment funds units, money market instruments, other negotiable financial instruments, monetary claims, and other comparable claims in foreign currency pursuant to Article 13(b), Paragraph 2, Item 6 of Act no. 87/1992 and Article 14, Paragraph 2 of these Rules shall be sent by the financial undertaking acting as an intermediary for the movement of capital within five business days.

Notifications pursuant to Paragraph 1 shall contain the following information and data, as appropriate:

- a. Date of investment.
- b. Name and national identification number of investor.
- c. Address of investor.
- d. Type of investment (stock, bond, unit share certificates, money market instrument, or other).
- e. Description of investment (issuer of securities, name of fund, etc.).
- f. Identity number of investment.
- g. Purchase price in foreign currency.

- h. Currency.
- i. Amount of foreign exchange transaction in domestic currency.
- j. Name and national identification number of custodian.
- k. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for the transactions.

Notifications pursuant to Paragraph 1 and documentation shall be sent in electronic form to the Central Bank of Iceland, in accordance with the Central Bank's guidelines on the implementation of these Rules, cf. Article 37, which are published on the Bank's website. A financial undertaking acting as an intermediary for foreign exchange transactions and/or movement of capital may, upon prior consultation with the Central Bank, fulfil the notification obligation pursuant to Paragraph 1 automatically.

Article 25

Requests for confirmation of direct investment abroad pursuant to Article 13(b), Paragraph 2, Item 7 of Act no. 87/1992.

Requests for Central Bank of Iceland confirmation of direct investment abroad by residents, pursuant to Article 13(b), Paragraph 2, Item 7 of Act no. 87/1992, shall contain the following information and data, as appropriate:

- a. Date of the proposed investment.
- b. Name and national identification number of investor.
- c. Address of investor.
- d. Type of investment (stock, bond, lending, or other).
- e. Description of investment.
- f. Country of investment.
- g. Amount of investment in foreign currency.
- h. Currency.
- i. Amount of investment in Icelandic krónur.
- j. Name, e-mail address, and telephone number of investor's contact person.
- k. Documentation demonstrating that the investment is a direct investment; e.g., purchase contracts, shareholdings, loan agreements, and other comparable documents.

The investor shall provide the Central Bank with all further documents and data that the Central Bank may request in order to confirm that the investment is a direct investment.

Requests for confirmation pursuant to Paragraph 1, together with the pertinent documentation, shall be sent in electronic form to the Central Bank of Iceland to the e-mail address ge.gagnaskil@sedlabanki.is.

Article 26

Requests for confirmation of real estate transactions pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992.

Requests for Central Bank of Iceland confirmation of real estate transactions pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992, shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and/or movement of capital. If the real estate transaction takes place without the involvement of a domestic financial undertaking, the purchaser of the property shall request Central Bank of Iceland confirmation him- or herself.

Requests for confirmation pursuant to Paragraph 1 shall contain the following information and data, as appropriate:

- a. Date of request for confirmation.
- b. Purchaser's name.
- c. Purchaser's national identification number.

- d. Purchaser's address.
- e. Seller's name.
- f. Seller's national identification number or other registration number, if available.
- g. Seller's address.
- h. Name, e-mail address, and telephone number of contact person from the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital pursuant to Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992.
- i. Copy of real estate purchase contract or contract for purchase of residence rights.

The Central Bank of Iceland's confirmation, cf. Article 13(b), Paragraph 2, Item 11 of Act no. 87/1992, is sent in electronic form to the purchaser or the purchaser's contact person at a financial undertaking in Iceland.

Requests for confirmation and documentation shall be sent in electronic form to the Central Bank of Iceland's Capital Controls Surveillance Unit at the e-mail address ge.gagnaskil@sedlabanki.is, in accordance with the Central Bank of Iceland's guidelines on these Rules, cf. Article 37, which are published on the Bank's website.

Article 27

Interest and indexation of interest on bonds issued in domestic currency, loan contracts in domestic currency, money market loans pursuant to Article 15, and deposits in domestic currency with domestic financial undertakings.

It follows from Article 13(j), Paragraph 2 of Act no. 87/1992 that it is prohibited to convert the following interest payments to foreign currency:

1. Interest on bonds issued by non-residents in domestic currency ("Glacier bonds").
2. Interest on any type of financial instrument issued by a non-resident.
3. Interest on domestic currency accounts with foreign financial undertakings.

Requests for Central Bank of Iceland confirmation of foreign exchange transactions and cross-border movement of foreign currency deriving from the payment to non-residents of interest and indexation of interest on domestic currency deposits with domestic financial undertakings, loan contracts in domestic currency, bonds issued in domestic currency, to non-residents, pursuant to Article 13(j), Paragraph 9 of Act no. 87/1992, and money market loans pursuant to Article 15 of these rules shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Cross-border movement of domestic currency deriving from payments pursuant to Paragraph 2 does not require confirmation from the Central Bank of Iceland.

Foreign exchange transactions and cross-border movement of capital deriving from payments pursuant to Paragraph 2, where the amount of the interest payment is less than the equivalent of 10,000,000 kr., do not require confirmation from the Central Bank of Iceland. However, payments that fulfil the requirements of the first sentence shall be reported to the Central Bank of Iceland pursuant to Paragraph 5.

Requests for Central Bank confirmation pursuant to Paragraph 2 or notifications to the Central Bank pursuant to Paragraph 4 concerning foreign exchange transactions and cross-border movement of capital must be made within six months following the interest payment date.

The confirmation by the Central Bank of Iceland, cf. Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent electronically to a contact person at the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Confirmation of authorisation to withdraw interest and indexation of interest from accounts subject to special restrictions pursuant to Article 11 of Act no. 37/2016 also entails a confirmation of

authorisation for foreign exchange transactions and cross-border movement of capital with respect to such payments, provided that the interest was accrued within six months of the interest payment date.

Article 28

Interest on bonds issued in foreign currency, loan contracts in foreign currency, and foreign-denominated deposits with domestic financial undertakings.

According to Article 13(j), Paragraph 2 of Act no. 87/1992, it is only permissible to convert interest on deposits with domestic financial undertakings, accrued interest on bonds issued by domestic issuers, and interest on loan contracts where a non-resident is the lender and a resident is the borrower, into foreign currency.

Requests for Central Bank of Iceland confirmation of foreign exchange transactions and cross-border movement of capital deriving from the payment to non-residents of interest on foreign-denominated deposits with domestic financial undertakings, loan contracts in foreign currency, and bonds issued in foreign currency, pursuant to Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Foreign exchange transactions and cross-border movement of capital deriving from payments pursuant to Paragraph 2, where the amount of the instalment and/or interest payment is less than the equivalent of 10,000,000 kr., do not require confirmation from the Central Bank of Iceland. Payments that fulfil the requirements of the first sentence must be reported to the Central Bank of Iceland, however.

Requests for confirmation or a notification to the Central Bank of Iceland pursuant to Paragraphs 2 and 3 shall be received within six months of the interest payment date.

The confirmation by the Central Bank of Iceland, cf. Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent in electronic form to a contact person at the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Article 29

Contractual instalment payments.

Requests for Central Bank of Iceland confirmation of foreign exchange transactions and cross-border movement of capital deriving from contractual payments of instalments on bonds issued in domestic and foreign currency, loans in foreign currency, and pledges of investment in venture capital funds pursuant to Article 13(j), Paragraph 9 of Act no. 87/1992 shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital. Cross-border movement of capital for payment of contractual instalments pursuant to the first sentence in foreign currency shall only be reported to the Central Bank of Iceland.

Cross-border movement of domestic currency deriving from payments of contractual instalments in domestic currency does not require confirmation from the Central Bank of Iceland.

Foreign exchange transactions and cross-border movement of capital deriving from payments pursuant to Paragraph 1, where the amount of the contractual instalment and/or interest payment is less than the equivalent of 10,000,000 kr., do not require confirmation from the Central Bank of Iceland. However, payments that fulfil the requirements of the first sentence must be reported to the Central Bank of Iceland pursuant to Paragraph 5.

Foreign exchange transactions and movement of capital pursuant to Article 13(j) for payments of contractual instalments on bonds issued in foreign currency by resident entities and foreign-denominated loan contracts are permissible for up to one month prior to the payment due date, upon receipt of confirmation from the Central Bank or upon notification according to Paragraphs 1 and 3.

Notifications pursuant to Paragraph 3 shall be received by the Central Bank of Iceland within two weeks after the foreign exchange transactions and movement of capital took place.

It is permissible to request Central Bank of Iceland confirmation in advance of foreign exchange transactions and cross-border movement of capital for payments of outstanding contractual instalments and interest. However, payments on the basis of prior confirmation according to the first sentence shall be reported to the Central Bank of Iceland in accordance with Paragraph 5.

The confirmation by the Central Bank of Iceland, cf. Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent in electronic form to a contact person at the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Article 30

Contents of requests for confirmation or notifications according to Articles 27 and 29.

The following information and data shall accompany requests for confirmation according to Articles 27 and 29, as appropriate:

1. Interest, indexation, and contractual instalments on bonds issued in domestic currency:
 - a. Date of request for confirmation.
 - b. Name and national identification number of issuer.
 - c. Identity number/Name of issue.
 - d. ISIN number of issue.
 - e. Date of issuance.
 - f. Maturity date.
 - g. Auction exchange rate.
 - h. Nominal value.
 - i. Date of bond purchase.
 - j. Amount.
 - k. Date of bond sale.
 - l. Sale value.
 - m. Interest period.
 - n. Settlement date.
 - o. Interest rate.
 - p. Interest amount.
 - q. Instalment of principal.
 - r. Indexation.
 - s. Commission amount.
 - t. Investment tax (Financial income tax).
 - u. Name, national identification number, and address of investor.
 - v. Investor's country/domicile.
 - w. Investor's bank account information.
 - x. Name and national identification number of securities custodian.
 - y. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
 - z. Settlement receipt for the bond sale, confirmed by the financial undertaking concerned.
 - aa. Settlement receipt for payment of interest and/or instalment of principal, confirmed by the financial undertaking in question.
 - bb. If no settlement receipt for payment of interest and/or instalments of principal is available because the bond was sold prior to the interest payment date, a settlement receipt for the sale, confirmed by the financial undertaking concerned.
2. Interest, indexation, and contractual instalments on loan contracts in domestic currency:
 - a. Date of request for confirmation.

- b. Name and national identification number of borrower.
- c. Loan issue date.
- d. Original amount of loan.
- e. Outstanding balance of loan prior to payment.
- f. Interest period.
- g. Interest payment date.
- h. Interest rate.
- i. Amount of interest payment.
- j. Indexation.
- k. Instalment of principal.
- l. Investment tax (Financial income tax).
- m. Name and national identification number of lender.
- n. Lender's address.
- o. Lender's country/domicile.
- p. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
- q. Loan contract.
- r. Remittance slip.

Requests for confirmation pursuant to Article 27 and documentation shall be sent in electronic form to the Central Bank of Iceland, according to the Central Bank's guidelines on the implementation of these Rules, cf. Article 37, which are published on the Bank's website.

Article 31

Contents of requests for confirmation pursuant to Article 27.

The following information and data shall accompany requests for confirmation according to Article 27, as appropriate:

1. Money market loans:
 - a. Date of request for confirmation.
 - b. Name and national identification number of borrower.
 - c. Loan issue date.
 - d. Duration of money market loan.
 - e. Original amount of money market loan.
 - f. Interest rate.
 - g. Identity number of contract.
 - h. Amount of payment.
 - i. Interest amount.
 - j. Name and national identification number of lender.
 - k. Lender's address.
 - l. Lender's country/domicile.
 - m. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
 - n. Receipt for settlement of contract.
 - o. Contract.
2. Interest and indexation of interest on deposits in domestic currency:
 - a. Date of request for confirmation.
 - b. National identification number of financial undertaking.
 - c. IBAN number of account for interest payments.
 - d. Interest payment date.
 - e. Interest period.

- f. Principal prior to interest payment.
- g. Average interest rate for the period.
- h. Interest amount.
- i. Number of days.
- j. Name, national identification number, and address of investor.
- k. Investor's country/domicile.
- l. IBAN number of investor's account.
- m. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
- n. Confirmation of disbursement of interest payment, confirmed by the financial institution concerned.

Requests for confirmation pursuant to Article 27 and documentation shall be sent in electronic form to the Central Bank of Iceland, according to the Central Bank's guidelines on these Rules, cf. Article 37, which are published on the Bank's website.

Article 32

Contents of requests for confirmation or notifications according to Articles 28 and 29.

The following information and data shall accompany requests for confirmation or notifications according to Articles 28 and 29, as appropriate:

1. Contractual instalments and/or interest on bonds:
 - a. Date of request for confirmation/notification.
 - b. Name and national identification number of issuer.
 - c. Identity number/Name of issue.
 - d. ISIN number of issue.
 - e. Date of issuance.
 - f. Maturity date.
 - g. Currency of issuance.
 - h. Nominal value.
 - i. Outstanding nominal value prior to payment.
 - j. Interest period.
 - k. Interest rate.
 - l. Interest amount.
 - m. Instalment of principal.
 - n. Settlement date of instalment and/or interest payment.
 - o. Name and national identification number of owner.
 - p. Owner's address.
 - q. Owner's country/domicile.
 - r. IBAN number of investor's foreign currency account.
 - s. Name and national identification number of securities custodian.
 - t. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
 - u. Securities prospectus.
 - v. Contracts underlying the issue.
2. Contractual instalments and interest on loan contracts:
 - a. Date of request for confirmation/notification.
 - b. Name and national identification number of borrower.
 - c. Borrower's country/domicile.
 - d. Loan issue date.
 - e. Maturity date.

- f. Loan currency.
 - g. Original amount of loan.
 - h. Outstanding balance of loan prior to payment.
 - i. Interest period.
 - j. Payment due date.
 - k. Interest rate.
 - l. Amount of interest payment.
 - m. Instalment of principal.
 - n. Investment tax (Financial income tax).
 - o. Name and national identification number of lender.
 - p. Lender's address.
 - q. Lender's country/domicile.
 - r. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
 - s. Loan contract.
 - t. Remittance slip.
3. Contractual payments of pledges of investment in venture capital funds:
- a. Date of request for confirmation/notification.
 - b. Name and national identification number of investor.
 - c. Investor's country/domicile.
 - d. Date of pledge.
 - e. Maturity date.
 - f. Currency of contract.
 - g. Original amount of pledge.
 - h. Outstanding balance of pledge prior to payment.
 - i. Payment due date.
 - j. Amount called in.
 - k. Instalment of pledge.
 - l. Name of venture capital fund.
 - m. Country/Domicile of venture capital fund.
 - n. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
 - o. Contract.
 - p. Notification of call-in.
4. Interest on foreign-denominated deposits:
- a. Date of request for confirmation/notification.
 - b. National identification number of financial undertaking.
 - c. IBAN number of interest-bearing account.
 - d. Currency.
 - e. Interest payment date.
 - f. Interest period.
 - g. Principal prior to interest payment.
 - h. Average interest rate for the period.
 - i. Interest amount.
 - j. Number of days.
 - k. Name, national identification number, and address of investor.
 - l. Investor's country/domicile.
 - m. IBAN number of investor's account.

- n. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
- o. Confirmation of disbursement of interest payment, confirmed by the financial institution concerned.

Requests for confirmation pursuant to Article 28, Paragraph 2 and Article 29, Paragraph 1, or notifications pursuant to Article 28, Paragraph 3 and Article 29, Paragraph 3, and documentation shall be sent in electronic form to the Central Bank of Iceland in accordance with the Central Bank's guidelines on the implementation of these Rules, cf. Article 37, which are published on the Bank's website.

Article 33

Cross-border movement of capital and foreign exchange transactions deriving from payments that are remitted by parties exempt from Central Bank of Iceland confirmation.

Cross-border movement of capital deriving from payments according to Articles 28 and 29 that are remitted by parties who fulfil the conditions of Article 13(n), Paragraph 2, 6, or 7 of Act no. 87/1992, does not require confirmation from the Central Bank of Iceland. However, cross-border movement of foreign currency falling under the provisions of this Paragraph shall be reported to the Central Bank of Iceland.

Article 34

Dividends.

Requests for Central Bank of Iceland confirmation of foreign exchange transactions and cross-border movement of capital deriving from the payment of dividends by residents to non-residents, pursuant to Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent by the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital. Cross-border movement of domestic currency deriving from dividend payments does not require confirmation from the Central Bank of Iceland.

Foreign exchange transactions and cross-border movement of capital deriving from payments pursuant to Paragraph 1, where the amount of the dividend payment is less than the equivalent of 1,000,000 kr., do not require confirmation from the Central Bank of Iceland. However, payments that fulfil the requirements of the first sentence shall be reported to the Central Bank of Iceland pursuant to Paragraph 3.

Requests for confirmation or a notification to the Central Bank of Iceland pursuant to Paragraphs 1 and 2 shall be received within six months of the dividend payment date.

The confirmation by the Central Bank of Iceland, cf. Article 13(j), Paragraph 9 of Act no. 87/1992, shall be sent in electronic form to a contact person at the financial undertaking acting as an intermediary for the foreign exchange transactions and movement of capital.

Confirmation of authorisation to withdraw dividends from accounts subject to special restrictions pursuant to Article 11 of Act no. 37/2016 also entails a confirmation of authorisation for foreign exchange transactions and cross-border movement of capital with respect to such payments, provided that the dividend was accrued within six months of the date that the request for confirmation pursuant to Paragraph 1 or the notification pursuant to Paragraph 2 was received by the Central Bank of Iceland.

Article 35

Contents of requests for confirmation pursuant to Article 34 .

The following information and data shall accompany requests for confirmation or notifications according to Article 34, as appropriate:

- a. Date of request for confirmation/notification.

- b. Name and national identification number of payer of dividend.
- c. Country/Domicile of payer of dividend.
- d. Identity number/name of payer of dividend.
- e. ISIN number of payer of dividend (if electronically registered).
- f. Currency of share capital issuance.
- g. Nominal value of asset.
- h. Date of share capital purchase.
- i. Dividend payment date.
- j. Dividend percentage.
- k. Dividend amount.
- l. Dividend currency.
- m. Investment tax (Financial income tax).
- n. Name and national identification number of auditor.
- o. Name and national identification number of shareholder.
- p. Shareholder's address.
- q. Shareholder's country/domicile.
- r. IBAN number of shareholder's foreign currency account.
- s. Name and national identification number of securities custodian.
- t. Name, e-mail address, and telephone number of contact person at the financial undertaking acting as an intermediary for foreign exchange transactions and movement of capital.
- u. A receipt for the dividend payment if the payer is a company listed on an equity securities market, or a confirmation from the payer's chartered accountant stating that the requirements provided for in Article 13(j), Paragraph 6 of the Act are fulfilled if the payer is not listed on an equity securities market, plus the financial statement for the preceding operational year.

Requests for confirmation pursuant to Article 34, Paragraph 1, or notifications according to Article 34, Paragraph 2, and documentation shall be sent in electronic form to the Central Bank of Iceland, in accordance with the Central Bank's guidelines on the implementation of these Rules, cf. Article 37, which are published on the Bank's website.

Article 36

Notifications of transferee pursuant to Article 13(n), Paragraph 15 of Act no. 87/1992.

A transferee pursuant to Article 13(n), Paragraph 15 of Act no. 87/1992 that utilises another's authorisations pursuant to Article 13(b), Paragraph 2, Item 6 of the Act shall notify the Central Bank of Iceland of the transferred authorisations that he or she has received, investments that he or she has undertaken on the basis of them, and revoked investment authorisations. The transferee shall satisfy the notification requirements on the basis of this provision prior to the end of the first business day of each calendar month with respect to the transfer of investment authorisations, investments, and revocation of investment authorisations during the previous month by sending an e-mail to the e-mail address ge.gagnaskil@sedlabanki.is, with the following information itemised and presented in MS-Excel format:

- a. Investment.
 - i. Date of investment.
 - ii. Name and national identification number of transferee.
 - iii. Transferee's address.
 - iv. Type of investment (stock, bond, unit share certificates, money market instrument, or other).
 - v. Description of investment (issuer of securities, name of fund, etc.).
 - vi. Identity number of investment.
 - vii. Purchase price in foreign currency.

- viii. Currency.
- ix. Amount of foreign exchange transaction in domestic currency.
- x. Name and national identification number of custodian.
- b. Transfer of authorisations.
 - i. Date of transfer.
 - ii. Name and national identification number of investor.
 - iii. Address of investor.
 - iv. Name and national identification number of transferee.
 - v. Amount of investment (amount of transferred investment authorisation).
- c. Revocation of unutilised authorisations.
 - i. Date of revocation.
 - ii. Name and national identification number of investor.
 - iii. Address of investor.
 - iv. Name and national identification number of transferee.
 - v. Amount of revocation.
- d. Name, e-mail address, and telephone number of transferee's contact person.

A financial undertaking acting as an intermediary for movement of capital may, upon prior consultation with the Central Bank, fulfil the notification obligation pursuant to Paragraph 1 automatically.

CHAPTER V

Guidelines, sanctions, and entry into force.

Article 37

Guidelines.

The Central Bank issues guidelines concerning further implementation of these Rules and publishes them on its website.

Article 38

Sanctions.

Violations of the provisions of these Rules are subject to administrative fines and penalties in accordance with Articles 15(a)-15(d), Article 15(h), and Articles 16, 16(a), and 16(b) of Act no. 87/1992, with subsequent amendments.

Article 39

Entry into force.

These Rules are set in accordance with the authority contained in Article 13(b), Paragraph 4; Article 13(c), Paragraph 5; Article 13(j), Paragraph 9; Article 13(n), Paragraph 15; Article 13(o), Paragraph 4; Article 13(p), Paragraph 3; and Article 14, Paragraph 2 of Act no. 87/1992, with subsequent amendments. These Rules shall take effect immediately. At the same time, the Rules on Foreign Exchange, no. 430/2016, are abrogated.

Reykjavík, 17 October 2016
Central Bank of Iceland

Már Guðmundsson
Governor

Guðmundur Sigbergsson
Acting Director
Capital Controls Surveillance Unit