



# MONITOR POLSKI

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Warsaw, 5 June 2023

## Item 550

### RESOLUTION NO 30/2023 OF THE MANAGEMENT BOARD OF NARODOWY BANK POLSKI

of 19 May 2023

#### **amending the Resolution on the terms and conditions of sale by Narodowy Bank Polski of coins, banknotes, and numismatic items for collection and other purposes**

Pursuant to Article 36 of the Act of 29 August 1997 on Narodowy Bank Polski (Dziennik Ustaw [Journal of Laws] of 2022, item 2025), it is hereby resolved as follows:

**§ 1.** Resolution No 43/2013 of the Management Board of Narodowy Bank Polski of 5 December 2013 on the terms and conditions of sale by Narodowy Bank Polski of coins, banknotes, and numismatic items for collection and other purposes (M.P. of 2021, items 1067 and 1152) shall be amended as follows:

1) in § 1:

a) in para. 2, item 4a) shall be added after item 4), reading as follows:

“4a) packets – collector items of the same subject or of subjects of the same series, of a specific nominal value or values and in a determined number, not put together in one package;”;

b) para. 3 shall read as follows:

“3. Pursuant to Article 125 of the Act of 11 March 2004 on Goods and Services Tax (Journal of Laws of 2022, item 931, as amended<sup>1)</sup>), NBP conducts a register of the sale of gold coins referred to in para. 2 items 1, 4 and 5, meeting the requirements determined in Art. 121 para.1 item 2 and para. 2 of the above Act.”;

2) in § 2:

a) items 3) and 4) shall read as follows:

“3) Distributor – an institutional recipient which under a sale agreement buys collector items from NBP and conducts sales of collector items to individual recipients or institutional recipients at the address of the brick and mortar shop or internet site designated for electronic trading indicated in the sale agreement;

4) Technical Schedule of Issue of Collector Items – the schedule of issue of collector items, announced by NBP in the year preceding the year of issue of collector items, that does not set the exact days of issue of those items, provided to Distributors in the manner and at the time specified in the sale agreement;”;

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<sup>1)</sup> Amendments to the uniform text of the Act were promulgated in the Journal of Laws of 2022, items 974, 1137, 1301, 1488, 1561, 2180 and 2707, and of 2023, items 535, 556, 996 and 1059.

b) item 12) shall read as follows:

“12) foreign issuer – a bank with its registered office outside the Republic of Poland or another foreign issuing authority holding the right to issue currency in the country of its registered office, and an entity acting on their behalf or with their authorisation;”

c) in item 16), the full stop shall be replaced with a semicolon and item 17) shall be added, reading as follows:

“17) foreign institutional recipient – an institutional recipient with its registered office outside the Republic of Poland.”;

3) the title of Chapter 3 shall read as follows:

“The sale of gold and silver collector coins, collector notes, collector sets and packets”;

4) in § 3:

a) paras. 1 and 1a shall read as follows:

“1. NBP may sell the collector items referred to in § 1 para. 2 items 1, 2, 4 and 4a:

- 1) through NBP distribution channels;
- 2) under and in accordance with the terms and conditions set out in agreements with foreign issuers.

1a. Subject to the supervision of DES, the Governor of NBP or a Deputy Governor of NBP or a member of the NBP Management Board acting under power of authority granted by the Governor of NBP may decide – at the request by the Director of DES – to resign from the sale of certain collector items through an NBP distribution channel or channels.”

b) in para. 3 the introduction to the enumeration shall read as follows:

“Collector items, referred to in § 1 para. 2 items 1, 2, 4 and 4a, are sold to institutional recipients:”

c) after para. 3, para. 3a shall be added, reading as follows:

“3a. Collector items, referred to in § 1 para. 2, items 1, 2, 4 and 4a, are sold to foreign institutional recipients pursuant to a placed order confirmed by DES.”

d) in para. 4 the introduction to the enumeration shall read as follows:

“Collector items, referred to in § 1 para. 2 items 1, 2, 4 and 4a, are sold to individual recipients:”

e) item 1 in para. 6 shall read as follows:

“1) up to 6% of mintage of each issue of silver collector coins;”

5) in § 4:

a) para. 2 shall read as follows:

“2. Subject to the supervision of DES, the Governor of NBP or a Deputy Governor of NBP or a member of the NBP Management Board acting under power of authority awarded by the Governor of NBP accepts the sale price determined by DES.”

b) after para. 4, paras. 4a–4c shall be added, reading as follows:

“4a. The sale price of a packet shall be the sum of the sale prices of the collector items comprising the packet at a purchase discount. The sale price of a packet includes the NBP margin and VAT due.

4b. Subject to the supervision of DES, the Governor of NBP or a Deputy Governor of NBP or a member of the NBP Management Board acting under power of authority granted by the Governor of NBP accepts the collector items comprising the packet referred to in para. 4a and the NBP margin.

4c. The sale price of a packet determined by NBP, referred to in para. 4a, is made public.”

c) para. 6 shall be repealed;

6) in § 5 para. 2:

a) item 3 shall read as follows:

“3) if new types of collector items are added to the Technical Schedule of Issue of Collector Items, the orders for those items are accepted for execution within 10 days from the day of sending the information to the Distributors;”;

b) in item 7):

– letter b shall read as follows:

“b) 7% of the net sale price of a particular type of collector items, excluding the items referred to in letters a and c – upon the total purchase of at least 150 pieces of particular subjects of particular collector items;”;

– in letter b the semicolon shall be replaced with a comma, and letter c shall be added, reading as follows:

“c) 25% of the net sale price of a particular type of a collector set consisting of silver collector coins – upon the total purchase of at least 50 pieces of particular subjects of particular collector items;”;

7) in § 8 para. 1 shall read as follows:

“1. NBP regional branches conduct the sale of one-ounce gold coins, referred to in § 1 para. 2 items 4a and 5, at cash desks.”;

8) in Annex 1:

a) in § 2 item 22 shall be repealed,

b) in § 5:

– paras. 2 and 2a shall read as follows:

“2. In the event of collector items being delivered to a customer via courier service, shipping costs, inclusive of insurance, shall be added to the sale price. The effective shipping cost is quoted on the website of the online shop. Orders of collector items of up to a gross value of PLN 25,000 are delivered by courier, without prejudice to para. 2a.

2a. In justified cases, NBP may refrain from the execution of orders via courier service for orders of up to a gross value of PLN 25,000. Information on the execution of orders of collector items exclusively by collection in person at the NBP Regional Branch in Warsaw shall be published on the website of the online shop at least two weeks before the date of issue of the collector item excluded from delivery via courier service.”;

– in para. 7 item 3 shall be repealed,

– para. 13 shall read as follows:

“13. Any comments, requests and queries concerning the operation of the online shop, processing of personal data or completion of placed orders should be submitted by e-mail or telephone to the address or telephone number published on the website of the online shop.”.

**§ 2.** The Resolution shall enter into force 14 days following its promulgation.

Chairperson of the Management Board of Narodowy Bank Polski: pp. *M. Kightley*