

MINISTRY OF INTERIOR BULGARIAN NATIONAL BANK

No
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REGULATION

amending and supplementing Regulation No 8121h-444 of 3 May 2016 on the organisation and control of the security of banks and financial institutions (promulgated SG issue No 37 of 17 May 2016)

§ 1. In the title of the Regulation the words “and financial institutions” shall be deleted.

§ 2. Article 1 shall be amended and supplemented, as follows:

1. In paragraph 1, the words “and the control of their implementation” shall be deleted.

2. In paragraph 2, after the word “security” the words “of the banks” shall be added and the words “of the banks” shall be deleted.

§ 3. In Article 4, subparagraph 3 shall be repealed.

§ 4. In Chapter 3, in the title of Section I, the words “construction and installation” shall be replaced by “design, construction and equipment”.

§ 5. Article 5 shall be amended, as follows:

1. Paragraph 1 shall be amended as follows:

“(1) The facilities of the banks shall be designed, constructed and equipped with physical protection elements in accordance with the provisions of Regulation No RD-02-20-6 of 19 December 2016 on the technical requirements for physical security of constructions (SG, issue 1 of 2017) (Regulation No RD-02-20-6 of 2016) and subject to the specific requirements of this Regulation.”

2. In paragraph 3, the words “build and equip” shall be replaced by the phrase “design, build and equip”.

§ 6. Article 6 shall be amended, as follows:

“Article 6 (1) The facilities of the banks shall be designed, constructed and equipped with doors, windows/displays, security partitions, grilles, shutters/blinds and protective glazing in accordance with the requirements of Regulation No RD-02-20-6 of 2016.

(2) Doors, windows/displays, security partitions, grilles, shutters/blinds, in accordance with their intended purpose, must achieve a burglar resistance class according to standard BDS EN 1627 and/or with bullet resistance class according to standard BDS EN 1522.

(3) The safety glazing shall have a resistance class appropriate to the intended use of the glazing and to Annexes NoNo 1 and 2.”

§ 7. Article 8 shall be amended, as follows:

1. In paragraph 1:

(a) in subparagraph 1, the word “bullet resistant” shall be replaced by “bulletproof”, the word “action” shall be replaced by “impact” and the phrase “level of resistance” shall be replaced by “class of

resistance”;

(b) in subparagraph 2, the words “equipped with automatic closing mechanisms and secret locks” shall be replaced by “equipped with mechanical locks with a secret cartridge and provided with automatic closure devices”.

2. In paragraph 2:

(a) in subparagraph 1, the word “bullet resistant” shall be replaced by “bulletproof” and the words “the glazing in the bulletproof partition between the cashier and the customer” shall be replaced by “the partition and the glazing in it”.

(b) in subparagraph 2, the words “with the degree of resistance” shall be replaced by “resistance class”.

(c) in subparagraph 3, the word “shock resistant” shall be replaced by “burglarproof” and the words “level of resistance” shall be replaced by “class of resistance against manual attack”.

(d) in subparagraph 4, the words “with a degree of resistance under BDS EN 1143-1:2012” shall be replaced by “with burglary resistance class under BDS EN 1143-1”.

§ 8. Article 9 shall be amended and supplemented, as follows:

1. In the main text, the words “BDS EN 1143-1:2012” shall be replaced by “BDS EN 1143-1”.

2. In subparagraph 1, the words “the degree of resistance” shall be replaced by “the burglary resistance class” and the words “and referred to in” shall be replaced by “according to”.

3. In subparagraph 2, the word “yes” shall be added after the word “premises”.

4. In subparagraph 7, the words “BDS EN 1143-2:2014” shall be replaced by “BDS EN 1143-2”.

§ 9. Article 10 shall be amended, as follows:

1. In the main text, the words “by banks” shall be deleted and the words “they shall be equipped in accordance with” shall be replaced by “shall be respected”.

2. In subparagraphs 1 and 3, the words “with a degree of protection against shooting” shall be replaced by “bullet resistance class according to BDS EN 1522”.

§ 10. In the title of Section II, the words “management and armaments” and the preceding comma shall be deleted.

§ 11. Article 12 shall be amended, as follows:

“Article 12 Each bank shall ensure the security of the facilities with personnel for physical protection in accordance with the Law on Private Guarding Activity.”

§ 12. Article 13 shall be amended, as follows:

1. In subparagraphs 1 and 2, the words “signalling and security equipment” shall be replaced by “signalling and alarm systems”.

2. In subparagraph 3, the words “may be protected by other persons that are assigned additional physical protection functions and alarm and by security equipment” shall be replaced by “signalling and alarm systems”.

§ 13. In the title of Section III, a comma shall be inserted after the words “alarm systems” and the phrase “access control systems” shall be added.

§ 14. Article 14 shall be amended and supplemented, as follows:

1. Paragraph 1 shall be amended as follows:

“(1) Security and alarm systems at bank facilities shall be constructed in accordance with BDS EN 50131-1, CCTV systems according to BDS EN 62676-1, and access control systems in accordance with BDS EN 60839-11-1.”.

2. In paragraph 2, the words “of” shall be inserted after the conjunction “or” and the words

“signal-security and alarm systems” shall be replaced by “systems”.

§ 15. Article 15 shall be amended, as follows:

“Article 15 Each bank shall ensure the security of its facilities with alarm and security systems through persons holding a license or a certificate to perform private guarding activity in accordance with the Law on Private Guarding Activity.

§ 16. In Article 18, after the words “burglar alarms” the words “and alerts” shall be inserted.

§ 17. Article 19 shall be amended and supplemented, as follows:

1. In subparagraph 1, after the word “contact”, the phrase “detector conforming to BDS EN 50131-2-10” shall be added.

2. In subparagraph 3, the word “Doppler” shall be deleted, the words “corresponding to BDS IEC 60839-2-5:1998” shall be replaced by “corresponding to BDS EN 50131-2-3” and the words “corresponding to BDS IEC 60839-2-6:1999” shall be replaced by “compliant with BDS EN 50131-2-2-2”.

3. In subparagraph 4, the preposition “into” shall be replaced by “in”.

4. In subparagraph 5, the word “Doppler” shall be deleted.

5. Subparagraph 7 shall be amended to read as follows:

“7 CCTV cameras on the inside of the vault and on the vault door on the side of the room;”

6. In paragraph 8, after the word “ability” a comma shall be inserted and the phrase “for facial recognition” shall be replaced by “allowing recognition of the faces of the residents”.

§ 18. Article 20 shall be amended and supplemented, as follows:

1. In subparagraph 2, a comma shall be inserted after the word “detectors”, “corresponding to BDS EN 50131-2-2”.

2. In subparagraph 3, the words “acoustic detectors conforming to BDS IEC 60839-2-7:1999” shall be replaced by the phrase “glass fracture detectors conforming to BDS EN 50131-2-7-1, BDS EN 50131-2-7-2-2 or BDS EN 50131-2-7-3”.

§ 19. Article 21 shall be amended and supplemented, as follows:

1. In subparagraph 1, after the conjunctions “and/or”, the prefix “panic-” shall be added.

2. In subparagraph 3, the words “to monitor the faces of customers” shall be replaced by “with a resolution allowing the recognition of the faces of those residing in the area”.

§ 20. Article 22 shall be amended and supplemented, as follows:

1. In subparagraph 1, after the word “contact” the words “detector” shall be inserted.

2. In subparagraph 2, the word “Doppler” shall be replaced by “microwave”.

§ 21. In Article 24(4), the words “shall be under BDS EN 1143-1:2012 and according to” shall be replaced by “conforming with the requirements of BDS EN 1143-1 and”.

§ 22. In Article 25, the words “at least 30 days” shall be replaced by “a period of two months”.

§ 23. In Article 26, the word “implemented” shall be replaced by “provided” and the words “Regulation No I-121 of 2004 on the procedure for organising security for the transport of valuable consignments and goods” (SG, issue No. 63 of 2004) shall be replaced by “Regulation No 8121h-611 of 11 June 2018 on the conditions and procedure for the organisation and performance of the types of private guarding activity under Article 5(1)(1) of the Law on Private Guarding Activity and on determining an indicative standard classification of the sites on which guarding shall be carried out under Article 5(1)(2) and (3) of the Law on Private Guarding Activity (SG, issue No. 52 of 2018).”

§ 24. Article 27 shall be amended, as follows:

“Article 27. In case of transportation of money and valuables of banks using a specialized

vehicle, the transport unit shall comply with the requirements of BDS EN 1522 and BDS EN 1063 and must have a separate cargo space for the storage of money and valuables.”

§ 25. The Supplementary Provisions shall be amended, as follows:

1. In § 1:

(a) in subparagraph 2, the words “Regulation No 3 of 2009 on the conditions and procedures for the execution of payment transactions and for the use of payment instruments (SG issue No. (New, SG issue 62/2009)” shall be replaced by “Regulation No 3 of the Bulgarian National Bank of 2018 on the conditions and procedure for opening payment accounts, for execution of payment transactions and for the use of payment instruments (SG issue No. 37 of 2018)”.

(b) subparagraphs 3 and 5 shall be repealed.

(c) new subparagraphs 6 and 7 shall be inserted:

“6. “Signalling and alarm systems” means anti-intrusion and anti-attack alarm systems comprising central or local control desks, control panels, sensors, signalling devices and remote signal transmission devices which provide a signal when physical barriers of physical protection systems are attempted to be breached or destroyed or when a site is attacked.

7. “Physical protection staff” means officials who, by virtue of their service duties, organise, direct or directly participate in physical protection activities.”

2. Paragraph 2 shall be amended to read as follows:

„§. 2. The terms “protective glazing” and “physical barriers” shall be used within the meaning of Regulation No RD-02-20-6 of 2016.”

§ 26. The transitional and final provisions shall be amended and supplemented, as follows:

1. Paragraph 5 shall be repealed.

2. The following paragraph 6a shall be inserted:

“6a. Persons who have violated this Regulation shall be issued written instructions by representatives of the relevant territorial structure of the Ministry of the Interior to remedy the violation.”

3. Paragraph 7 shall be amended, as follows:

“§ 7. The control over the implementation of the Regulation shall be exercised by police authorities of the General Directorate of National Police – Ministry of the Interior and the regional directorates of the Ministry of the Interior. In the event of non-compliance with the prescriptions for the elimination of violations under this Regulation, a reasoned proposal shall be sent to the BNB sub-governor in charge of the Banking Supervision Department for initiation of proceedings under Chapter Fifteen of the Credit Institutions Act.”

4. In Article 8, the words “and its implementing acts” shall be replaced by “by applying the latest edition of the relevant standard, including amendments”.

5. A new Article 9 shall be inserted:

“§ 9. The provisions of this Regulation shall apply accordingly to the Bulgarian National Bank, with the exception of Article 5(2) and (3), Article 12, Article 13, Article 15, Article 26 and Articles 6 to 7 of the Transitional and Final Provisions.”

§ 27. Annex 1 to Article 5(3) shall become Annex 1 to Article 5(3), Article 6(2) and Article 8(2) (3) and shall be amended as follows:

1. The title of the Annex shall be amended as follows:

“Protective glazing with resistance against manual attack”

2. In column one, the words “Degree of resistance under BDS EN 356:2001” shall be replaced by “Resistance class according to BDS EN 356”.

§ 28. Annex 2 to Article 5(3) shall become Annex 2 to Article 5(3) and Article 6(2) and shall be amended, as follows:

1. The title of the Annex shall be amended, as follows:

“Bulletproof safety glazing”

2. In column one, the words “Degree of resistance under BDS EN 1063:2001” shall be replaced by “Resistance class according to BS EN 1063”.

§ 29. Annex 3 to Article 5(3) shall become Annex 3 to Articles 5(3) and 9(1) and therein, in row one, in column one, the words “Degree of resistance under BDS EN 1143-1:2012” shall be replaced by “Resistance class according to BS EN 1143-1”, and in the column third the word “BDS EN 1300:2014” shall be replaced by “BDS EN 1300”.

§ 30. Annex 4 to Article 5(3), Article 8(2)(4), Article 9(5), Article 24(4), Article 27(2) shall become Annex 4 to Article 5(3), Article 8(2)(4), Article 9(5), Article 24(4), and therein, in the first row in column 1, the words “Degree of Resistance under BDS EN 1143-1:2012” shall be replaced by “BDS EN 1143-1:2012” and in column 3 the word “BDS EN 1300:2014” shall be replaced by “BDS EN 1300:2014”.

§ 31. Throughout the Regulation, the words “and financial institutions” and “the financial institution” shall be deleted.

Final provisions

§ 32. The Regulation shall enter into force on the day of its publication in the State Gazette.

MINISTER
OF THE INTERIOR:

Kalin Stoyanov

BNB MANAGER:

Dimitar Radev