

institution are transferred

Section 59 Branches of CRR credit institutions which have their registered office in a third country

Chapter 6

Provisions concerning administrative fines

Section 60 Provisions concerning administrative fines

Part 4

Institutional protection schemes and deposit guarantee schemes that are not recognised

Section 61 Requirements for schemes that are not recognised

Part 5

Concluding provisions

Section 62 Non-application of the Insurance Supervision Act (*Versicherungsaufsichtsgesetz*)

Section 63 Transitional provisions

Part 1

General provisions

Section 1

Institutions' obligation to guarantee deposits

CRR credit institutions within the meaning of section 1 (3d) sentence 1 of the Banking Act (*Kreditwesengesetz*) shall guarantee their deposits as required by this Act through membership of a deposit guarantee scheme. Domestic branches that are maintained by undertakings which have their registered office outside Germany and that at a minimum conduct deposit business in accordance with section 1 (1) sentence 2 number 1 of the Banking Act and lending business in accordance with section 1 (1) sentence 2 number 2 of the Banking Act are also CRR credit institutions within the meaning of this Act.

Section 2

Definition of terms

- (1) Deposit guarantee schemes within the meaning of this Act mean
- 1 statutory compensation schemes in accordance with section 22 (2) and
 - 2 institutional protection schemes that are recognised as deposit guarantee schemes in accordance with section 43.

(2) An institutional protection scheme within the meaning of this Act is a liability arrangement within the meaning of Article 113 (7) of Regulation (EU) No 575/2013 of the European Parliament and of the Council of 26 June 2013 on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No 646/2012 (OJ L 176 of 27 June 2013, page 1).

(3) Deposits within the meaning of this Act mean credit balances, including time deposits and savings deposits, that

- 1 result from funds left in an account or from temporary situations deriving from normal banking transactions and
- 2 that the CRR credit institution is required to repay under the legal and contractual conditions applicable.

A credit balance is excluded from the definition of deposits in sentence 1 above if