

**4/2022
DECREE
of Národná banka Slovenska
of 23 August 2022**

**amending Decree No 10/2017 of Národná banka Slovenska of 14 November
2017 laying down detailed provisions on the assessment of a consumer's
ability to repay a consumer loan, as amended**

Národná banka Slovenska, in accordance with Section 7(41)(a) to (c) and (f) of Act No 129/2010 on consumer credit and on other credit and loans for consumers (and amending certain laws), as amended has adopted this Decree:

Article I

Decree No 10/2017 of Národná banka Slovenska of 14 November 2017 laying down detailed provisions on the assessment of consumers' ability to repay consumer loans (Notification No 306/2017), as amended by Decree No 6/2018 of 29 May 2018 (Notification No 168/2018) and Decree No 9/2019 of 17 December 2019 (Notification No 502/2019), is amended as follows:

1. In Section 2, paragraphs 8 and 9 are replaced by the following:

“(8) The volume of consumer loans subject to the DSTI limit under other legislation^{3b} and in respect of which the expenditure increase referred to in paragraph 5 is determined to be not less than 30% and less than 40%, plus the volume of housing loans subject to the DSTI ratio limit under other legislation^{3c} and in respect of which the expenditure increase referred to in other legislation^{3d} is determined to be not less than 30% and less than 40%, may not exceed 7% of the total volume of new consumer loans and housing loans which are subject to the DSTI ratio limits under other legislation^{3e} and which were provided under agreements concluded in the previous calendar quarter, nor may it exceed 5% of the total volume of new consumer loans and housing loans which are subject to the DSTI ratio limits under other legislation^{3e} and which were provided under agreements concluded in the previous calendar half-year.

(9) The volume of consumer loans with a term not exceeding five years and consumer loans in the form of an authorised overdraft or credit card credit which are subject to the DSTI ratio limit under other legislation^{3b} and in respect of which the expenditure increase referred to in paragraph 5 is determined to be not less than 30% and less than 40% may not exceed 7% of the total volume of new consumer loans with a term not exceeding five years and consumer loans in the form of an authorised overdraft or credit card credit which are subject to the DSTI ratio limit under other legislation^{3b} and which were provided under agreements concluded in the previous calendar quarter, nor may it exceed 5% of the total volume of new consumer loans with a term not exceeding five years and consumer loans in the form an authorised overdraft or credit card credit which are subject to the DSTI ratio limit under other legislation^{3b} and which were provided under agreements concluded in the previous calendar half-year.”.

Footnotes 3b to 3e are to be added as follows:

^{3b} Section 7(19) of Act No 129/2010 on consumer credit and on other credit and loans for consumers (and amending certain laws), as amended.

- ^{3c} Section 8(3) of Act No 90/2016 on housing loans (and amending certain laws), as amended by Act 279/2017.
- ^{3d} Section 2(5) of Decree No 10/2016 of Národná banka Slovenska of 13 December 2016 laying down detailed provisions on the assessment of consumers' ability to repay housing loans (Notification No 373/2016), as amended by Decree No 10/2019 of 17 December 2019 (Notification No 503/2019).
- ^{3e} Section 7(19) of Act No 129/2010, as amended.
Section 8(3) of Act No 90/2016, as amended by Act No 279/2017.”.
2. In Section 2(11), the words ‘The DSTI ratio limit’ are replaced by the words ‘Unless Section 7 of the Act stipulates otherwise, the DSTI ratio limit’.
3. In Section 2, paragraph 23 is replaced by the following:
- “(23) For consumer loans which do not exceed €28,000 and whose purpose is to finance the renovation of a family house based on a previous valid agreement concluded with the Slovak Environment Agency, the instalment amount of the loan shall, for the purposes of Section 2(3), be reduced by not more than €50.”.
- Footnote 6 is deleted.
4. In Section 6(1), the words ‘paragraph 2’ are replaced by the words ‘paragraphs 2 and 3’.
5. In Section 6, the following paragraph 3 is added:
- “(3) The limit on the maximum term of a consumer loan referred to in Section 2(23) shall be set so that the term of the consumer loan does not exceed ten years.”.
6. In Section 6a, paragraphs 2 and 3 are replaced by the following:
- “(2) The maximum limit on the DTI ratio is 8. For consumers who as at the date on which their consumer loan application is assessed have attained 41 years of age and who are scheduled to make the final payment on their loan after attaining 65 years of age, with the exception of consumer loans in the form of an authorised overdraft or credit card credit provided before they attained 65 years of age, this value is reduced from 8 by 0.25 times the difference between the consumer’s current age, rounded down to the nearest whole number, and the value of 40. The DTI ratio limit may not be lower than 3. The DTI ratio limit shall be calculated separately for each co-borrower whose income is included in the calculation of the DSTI ratio and, when granting the consumer loan, account shall be taken of the weighted average of the limits calculated in this way, with the weights being the individual income of each co-borrower.
- (3) The volume of consumer loans subject to the DTI ratio limit under other legislation^{3b} and in respect of which the DTI ratio exceeds the limit under paragraph 2, plus the volume of housing loans subject to the DTI ratio limit under other legislation^{3c} and in respect of which the DTI ratio exceeds the limit under other legislation,^{11aa} may not exceed 7% of the total volume of new consumer loans and housing loans which are subject to the DTI ratio limit under other legislation^{3e} and which were provided under agreements concluded in the previous calendar quarter, nor may it exceed 5% of the total volume of new consumer loans and housing loans which are subject to the DTI ratio limit under other legislation^{3e} and which were provided under agreements concluded in the previous calendar half-year.”.

Footnote 11aa is added as follows:

“^{11aa} Section 8a(2) of Decree No 10/2016 of 13 December 2016 (Notification No 373/2016), as amended.”.

7. In Section 6a(5), the words ‘DTI ratio limit’ are replaced by the words ‘Unless Section 7 of the Act stipulates otherwise, the DTI ratio limit’.
8. After Section 7b, the following Section § 7c, with heading, is added:

**“Section 7c
Transitional provision for regulations in effect from 1 January 2023**

Where, before 31 December 2022, a creditor has with professional care assessed a consumer’s ability to repay a consumer loan, that loan is subject to Section 6a(2) and (3) as in effect until 31 December 2022 even if the consumer loan agreement is concluded after 31 December 2022.”.

Article II

This Decree takes effect on 1 October 2022, with the exception of Article I, points 1, 2 and 6 to 8, which take effect on 1 January 2023.

**Peter Kažimír
Governor
represented by
Ľudovít Ódor [signed]
Deputy Governor**