

Pursuant to Article 40.a of the Foreign Exchange Act (Official Gazette 96/2003, 140/2005 and 132/2006) and Article 38(3)(I) of the Croatian National Bank Act (Official Gazette 36/2001 and 135/2006), the Council of the Croatian National Bank, at its session on 19 December 2007, adopted the following

DECISION

on medals and tokens similar to euro coins

General provisions

I

This Decision shall define the features of medals and tokens that make them similar to euro coins.

Definitions

II

For the purposes of this Decision the following definitions shall apply:

- (1) "euro" means the legal tender of the Member States participating in the European Economic and Monetary Union (hereinafter "EMU") and of those EMU participating countries that have concluded an agreement with the European Community on the introduction of the euro;
- (2) "euro symbol" means the symbol representing the euro "€" as shown and described in Annex I;
- (3) "medals and tokens" means those metallic objects, other than blanks intended for striking coins, which have the appearance and/or technical properties of a coin but are neither the legal tender nor a legal means of payment in any country;
- (4) "gold", "silver" and "platinum" means alloys containing gold, silver and platinum with a millesimal fineness in weight of at least 375, 500 and 850 respectively;
- (5) "reference band" shall have the meaning given to it in item 1. of Annex II;

- (6) "economic operator" means a legal or natural person involved in the production and sale, importation and distribution, for sale or for other commercial purposes, of medals and tokens similar to euro coins.

Features of medals and tokens that make them similar to euro coins

III

The features of medals and tokens that make them similar to euro coins shall be:

- (a) when the terms "euro" or "euro cent" or the euro symbol appear on their surface; or
- (b) when their size is inside the reference band; or
- (c) when any design appearing on the surface of medals and tokens is similar to any of the national observe designs or to the common reverse face of euro coins, or is identical or similar to the edge design of the two-euro coin.

Exemptions

IV

- (1) By way of derogation from item III(a) of this Decision, medals and tokens bearing the terms "euro" or "euro cent" or the euro symbol without an associated nominal value shall not be similar to euro coins when their size is outside the reference band.
- (2) By way of derogation from item III(b) of this Decision, medals and tokens whose size is inside the reference band shall not be similar to euro coins when:
 - (a) they are pierced with a hole of over 6 millimetres in the centre, or when their shape is polygonal but not exceeding six edges, provided the condition under the second indent of paragraph (2)(c) of this item is respected; or
 - (b) they are made of gold or silver or platinum; or
 - (c) they fulfil the following conditions:
 - the combinations of diameter and edge height of medals and tokens are consistently outside the ranges defined in each of the cases specified in item 2. of Annex II; and

- the combinations of diameter and metal properties of medals and tokens are consistently outside the ranges defined in each of the cases specified in item 3. of Annex II.

Infringement provisions

V

Persons who are involved in the production and sale, importation and distribution, for sale or for other commercial purposes, of medals and tokens similar to euro coins contrary to the provisions of this Decision shall be considered to infringe the provisions of the Foreign Exchange Act (Official Gazette 96/2003, 140/2005 and 132/2006).

Existing medals and tokens

VI

(1) Medals and tokens issued before the entry into force of this Decision that are, according to items III and IV of this Decision, similar to euro coins may continue to be used until 31 December 2009, at the latest, unless they are capable of being used in place of euro coins.

(2) Economic operators involved in the distribution of medals and tokens referred to in paragraph (1) of this item shall report to the Croatian National Bank thereof on an annual basis.

(3) The report shall be certified by the economic operator involved in the distribution of medals and tokens and shall comprise:

- the name of the producer;
- the number of medals and/or tokens in distribution; and
- places of their use.

(4) Economic operators involved in the distribution of medals and tokens shall, no later than 15 January of the current year, deliver to the Croatian National Bank annual reports as at the last day of the preceding calendar year. The first report as at 31 December 2007 shall be delivered no later than 15 January 2008 and the last report – as at 31 December 2009 shall be delivered no later than 15 January 2010.

(5) A specimen of the medal and/or token that is being reported to the Croatian National Bank shall be enclosed with the first report.

Transitional and final provisions

VII

This Decision shall enter into force on the eighth day from its publication in the Official Gazette and shall apply until the date of accession of the Republic of Croatia to the European Union.

Decision No.

Zagreb,

CROATIAN NATIONAL BANK
COUNCIL CHAIRMAN

GOVERNOR

Dr Željko Rohatinski

ANNEX I

APPEARANCE OF THE EURO SYMBOL AS MENTIONED IN ITEM II OF THIS DECISION



ANNEX II

1. Definition of the reference band referred to in item II of this Decision

- (a) The reference band for the size of medals and tokens is the set of combinations between the values for diameter and values for edge height included in the reference range for diameter and the reference range for edge height respectively.
- (b) Reference range for diameter is the one between 19.00 millimetres and 28.00 millimetres.
- (c) Reference range for edge height is the one included between 7.00% and 12.00% of each value within the reference range for diameter.

2. Ranges referred to in item IV(2)(c), first indent:

Defined ranges		
	Diameter (mm)	Edge height (mm)
1.	19.45 – 20.05	1.63 – 2.23
2.	21.95 – 22.55	1.84 – 2.44
3.	22.95 – 23.55	2.03 – 2.63
4.	23.95 – 24.55	2.08 – 2.68
5.	25.45 – 26.05	1.90 – 2.50

3. Ranges referred to in item IV(2)(c), second indent:

	Diameter (mm)	Metal properties
1.	19.00 – 21.94	Electrical conductivity between 14.00% and 18.00% IACS
2.	21.95 – 24.55	Electrical conductivity between: – 14.00% and 18.00% IACS; or – 4.50% and 6.50% IACS, unless the medal or token is of single alloy and its magnetic moment is outside the range from 1.0 to 7.0 μ Vs.cm
3.	24.56 – 26.05	Electrical conductivity between: – 15.00% and 18.00% IACS; or – 13.00% and 15.00% IACS, unless the medal or token is of single alloy and its magnetic moment is outside the range from 1.0 to 7.0 μ Vs.cm
4.	26.06 – 28.00	Electrical conductivity between 13.00% and 15.00% IACS, unless the medal or token is of single alloy and its magnetic moment is outside the range from 1.0 to 7.0 μ Vs.cm

4. Graphical representation

The following graph provides an indicative illustration of definitions in Annex II.

