E-Contracting

CMS guide to Paperless Contracting and E-Signatures in Finance and NPL Transactions





Can typical finance documents be signed by electronic signature? 🔻

Austria	Bulgaria	Czech Republic	Germany	Hungary	ltaly	Poland	serbia
Electronic signatures are accepted on any finance documents and NPL transaction documents. In addition, powers of attorney related to transactions with special- form requirements; certain sureties and guarantees may also be signed electronically.	Consumer credit, consumer immovable property credit and other agreements.	Facility/loan agreements; guarantees and various security documents; subordination agreements; corporate resolutions relating to finance transactions. Unless the form of a notarial deed or verification of signatures is required by applicable law.	Facility/loan agreements; sureties that qualify as commercial transactions; guarantees; security documents; security trust agreements; subordination, sponsor's and owner's undertaking agreements; power of attorneys (unless the form of a notarial deed is required).	Facility/loan agreements; guarantees, security documents (except if notarial form is required); suretyship, subordination, sponsor's and owner's undertakings, agreements to purchase receivables; powers of attorney, except for those to be submitted to the land registry.	All documents can be in electronic form.	Facility/loan agreements; bank account agreements; guarantees (suretyships); pledge agreements; security assignment agreements; powers of attorney; leasing agreements; factoring agreements.	Financial security agreements; international credit facility operations (under the Law on Foreign Currency Transactions); bank guarantee agreements; agreements; agreements to open a bank account; credit and leasing agreements; letters of credit.

۳ Slovakia

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Facility/loan agreements (except for in consumer t facility contracts); corporate resolutions relating to finance transactions, unless the form of a notarial deed or verification of signatures is required by applicable law.

• Slovenia

Any agreements (except those explicitly excluded) can be executed in an electronic form if certain technical standards are met. finance agreements.

Ukraine

Loan agreements; account opening agreements and any other non-notarised banking/



What kind of e-s	signature is suffici	ient? •					
Austria	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	ş Serbia
QES/AES (if the AES is affirmed by a notary).	QES	QES/AES	QES	QES/AES	QES/AES/digital signature	QES	QES

© Slovakia	Slovenia	Ukraine
QES	QES	QES

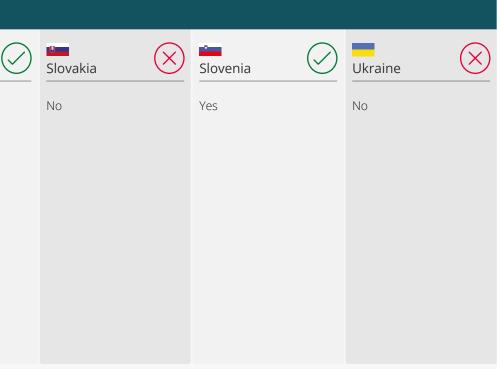
Is there any other electronic signing method which meets the local criteria? ullet

Austria	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	Serbia (,
No	AES and SES where the parties agree this.	Any electronic form of signing (which enables the content to be captured and the acting person identified).	No	Biometric signatures/ other e-contracting methods (accepted by the Central Bank of Hungary as compliant).	No	Non-qualified electronic signature (for a limited number of documents under Polish Banking Law).	QR codes (for instant payments).





Are notarial deed	Are notarial deeds accepted in electronic form? •							
Austria	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	serbia	
Yes	No	Yes	Yes	No (no full digital process available).	No	No	Yes	





Is the attorney countersigning accepted in electronic form? ullet

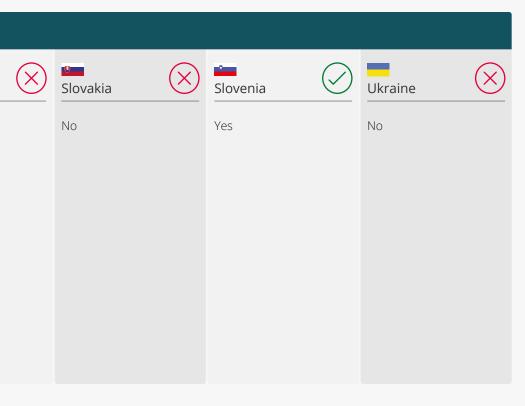
Austria	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	Serbia
N/A	Yes with a QES	No	No	Yes with QES or AES	No	N/A	Yes
						The concept of "attorney countersigning" is not recognised under Polish law.	

\bigcirc	• Slovakia	\bigcirc	Slovenia	\bigcirc	Ukraine	\otimes
	Yes		Yes		No	



Is an Apostille accepted in electronic form (e-Apostille)? 🔻

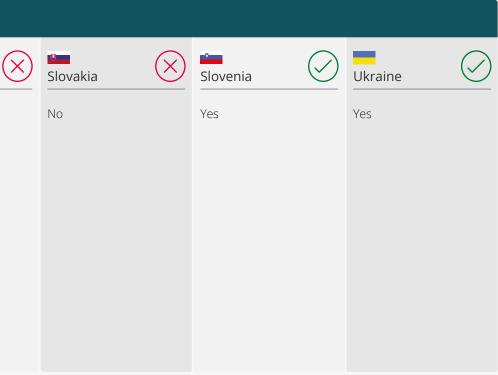
Austria	\bigcirc	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	serbia
Yes		Yes	No	No	No	Yes	No	No





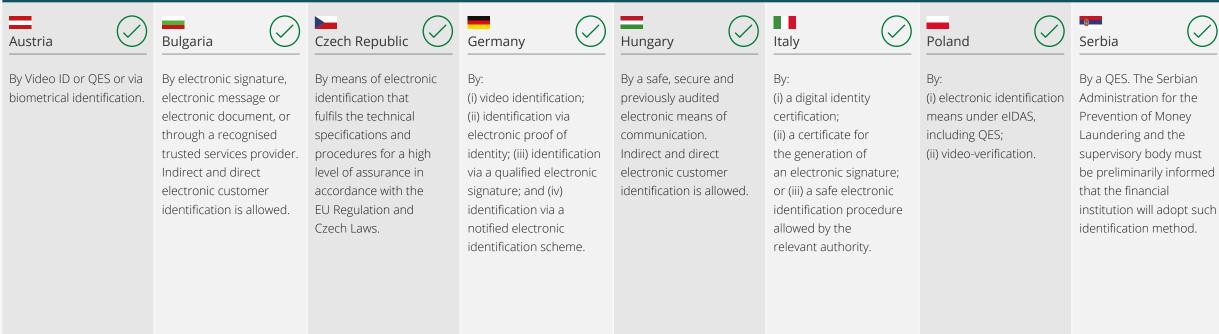
Is your country a member of the e-Apostille Program (e-APP)? 🔻

Austria	Bulgaria	Czech Republic	Germany	Hungary	Italy	Poland	serbia
Yes	No	No	No	No	No	No	No





Is AML customer authentication/identification allowed electronically? 🔻





ie
/
ust
mec

By a safe, secure and previously audited electronic means of communication in accordance with details specified in Slovak law and EU law.



 \checkmark

By an electronic identification method with Electronic signature. a high level of reliability.

Ukraine

By BankID, MobileID or

 (\checkmark)



Are the beneficiary owner declaration and PEP declaration accepted in electronic form? 🔻 Italy Ŵ Czech Republic \bigcirc Poland \bigcirc ((\checkmark) $(\checkmark$ Hungary Bulgaria Germany Serbia Austria In electronic form without With an AES or QES; Preferably by QES or AES. By QES or non-qualified By QES. By QES or a SES and AES By a recognised By a QES. The Serbian when the parties agree Electronic Signature. any formalities. or via a safe, secure electronic signature. Administration for the Prevention of Money in writing. and previously audited Laundering and the electronic means of supervisory body must communication. be preliminarily informed that the financial institution will adopt such identification method.



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