

MNB Decree No. 3/2010 (I. 28.)
of the Governor of Magyar Nemzeti Bank
on the reproductions of forint and euro coins

In exercise of my powers under Article 60(1)(f), (g) and (i) of Act LVIII of 2001 on the Magyar Nemzeti Bank (hereinafter: 'the MNB Act'), I hereby decree the following:

Scope

Article 1

This Decree shall apply to:

- a) the reproductions of forint coins in circulation – including commemorative coins – (hereinafter collectively: 'forint coins') issued or put into circulation by the Magyar Nemzeti Bank (hereinafter: 'MNB'), and
- b) in respect of Article 8 – in matters not provided for in Council Regulation 2182/2004/EC of 6 December 2004 concerning medals and tokens similar to euro coins, as amended by Council Regulation 46/2009/EC – the reproductions of euro coins.

Interpretative provisions

Article 2

For the purposes of this Decree the following definitions shall be applied:

1. '*reproductions of forint coins*' means any effective (tangible) or virtual (intangible) images that use all or any part of a forint coin or individual graphic elements thereof, created by any kind of production process, which may be suitable to give the impression of a forint coin, regardless of the dimensions, material or colour of the image or whether it depicts the image identical with that of a genuine forint coin, a modified image or whether it includes elements not featured in the genuine forint coin;
2. '*individual graphic elements of the forint coin*' the following elements defined in the legal act on the issue of a specific forint coin:
 - a) the denomination,
 - b) the name of the currency ('forint'),
 - c) the year of coinage,
 - d) the 'BP.' mint mark,
 - e) the designs depicting various subjects;
3. '*technical parameters*': the following specifications defined in the legal act on the issue of a specific forint coin:
 - a) diameter,
 - b) weight,
 - c) edge height and design,
 - d) composition;
4. '*precious metal*': an alloy containing gold, silver or platinum, of a millesimal fineness of at least 375‰ for gold, at least 500‰ for silver and at least 850‰ for platinum.

Unlawful reproductions of forint coins

Article 3

1. It is prohibited to produce or to commission the reproduction of (hereinafter collectively: 'produce' and 'production') forint coins in a manner that the resulting product can be mistaken for any forint coin.
2. With exception of the provisions of Article 4(1) and (2), it is prohibited to produce any metallic object qualifying as a reproduction of a forint coin, including in particular medals, medallions, plaques, tokens, metal discs, toy and prop coins but excluding the semi-products used in coinage:
 - a) which includes both a denomination and the name of the currency ('forint'), and
 - b) whose size are within the reference band specified in point 1 of *Annex 1*.

Reproductions of forint coins not subject to authorisation

Article 4

1. Metallic reproductions of forint coins may be produced without the authorisation of the MNB if:
 - a) such reproduction contains either the denomination without the name of the currency ('forint') or the name of the currency ('forint') without a denomination, and
 - b) its size is outside the reference band specified in point 1 of Annex 1, or
 - c) its size is within the reference band specified in point 1 of Annex 1, provided that,
 - ca) its composition differs from that specified in point 2 of Annex 1 for the permissible diameter range, and
 - cb) the combinations of its diameter and edge height are consistently outside the ranges specified in point 3 of Annex 1.
2. Metallic reproductions of forint coins showing the name of the currency ('forint') and an associated denomination may be produced without the authorisation of the MNB, if:
 - a) such reproduction is pierced in the centre with a hole of over 6 millimetres or if its shape is polygonal but not exceeding six edges, or
 - b) it is the reproduction of a coin in circulation, made of precious metal material by observing the relevant provisions on hallmarking.
3. Non-metallic reproductions of forint coins may be produced without the authorisation of the MNB if they are clearly different and distinguishable from any forint coins.
4. Reproductions of forint coins may be produced without the authorisation of the MNB as illustrations made of paper or other non-metallic substances, as well as reproductions of forint coins available via an electronic device, on an Internet website, or through a fixed-line or wireless device.

Reproductions of forint coins requiring authorisation

Article 5

1. In the event that a potential reproduction of a forint coin does not meet any of the conditions laid down in Article 4, or there are doubts as to its fulfilment of such conditions, the reproduction in question requires the authorisation of the MNB defined under Article 29/A(e) of the MNB Act.
2. Application for authorisation shall be submitted by the person ordering or – if the reproduction is used by its producer – producing the reproduction of the forint coin (hereinafter collectively: 'the user'), using the form specified in Annex 2.

3. The graphic design or image of the intended forint coin reproduction shall be attached by the user to the application.
4. The authorisation procedure of the reproductions of forint coins is free of charge.

Article 6

1. A specimen or the electronic representation of the reproduction of a forint coin as authorised by the MNB shall be presented by its user to the MNB eight business days prior to the start of its intended use.
2. If, pursuant to the authorisation issued by the MNB, the reproduction of a forint coin is allowed to differ from the requirements laid down in Article 4, during the production and use of the forint coin reproduction, its user shall ensure that the reproduction of a forint coin is stored at a safe place, that it is safeguarded and that appropriate records – tracking the verification of the exact quantities of the reproductions of forint coins produced, utilised, unutilised and destroyed, including faulty products – are kept. Furthermore, the user shall ensure that all defective and unutilised specimens of the reproductions of forint coins are destroyed.

Other provisions concerning the production and utilisation of forint coin reproductions

Article 7

Issues related to the production and utilisation of the reproductions of forint coins not regulated in this Decree shall be governed by the Act on Copyright where appropriate.

Reproductions of euro coins

Article 8

1. The Commission holds the copyright on the design of the common face of euro coins.
2. Reproductions of euro coins are governed by Council Regulation 2182/2004/EC as amended by Council Regulation 46/2009/EC and the provisions laid down by the Commission on the copyright protection of the common face design of euro coins.

Closing Provisions

Article 9

This Decree shall enter into force on the 8th day following its publication.

Article 10

Article 8 of this Decree is intended to ensure compliance with the Commission communication COM/2001/0600 (of 22 October 2001) on copyright protection of the common face design of the euro coins (OJ C 318, 13.11.2001, p. 3).

Article 11

Prior notification on the draft of this Decree has been done in accordance with the first and second indents of Article 2(1) of Council Decision 98/415/EC of 29 June 1998 on the consultation of the European Central Bank by national authorities regarding draft legislative provisions.

Annex 1 to MNB Decree No. 3/2010 (I. 28.)

1. Reference band applicable to reproductions of forint coins

Reference band relating to coin reproductions means the combinations of diameter and edge height within the reference range of diameter and edge height of coin reproductions, as per the following:

1.1. Diameter reference range is between 20.50 millimetre and 29.00 millimetre.

1.2. Edge height reference range covers the whole spectrum between 5.0% and 13.1% of the diameter sizes within the diameter reference range.

2. Restrictions relating to the composition of forint coin reproductions

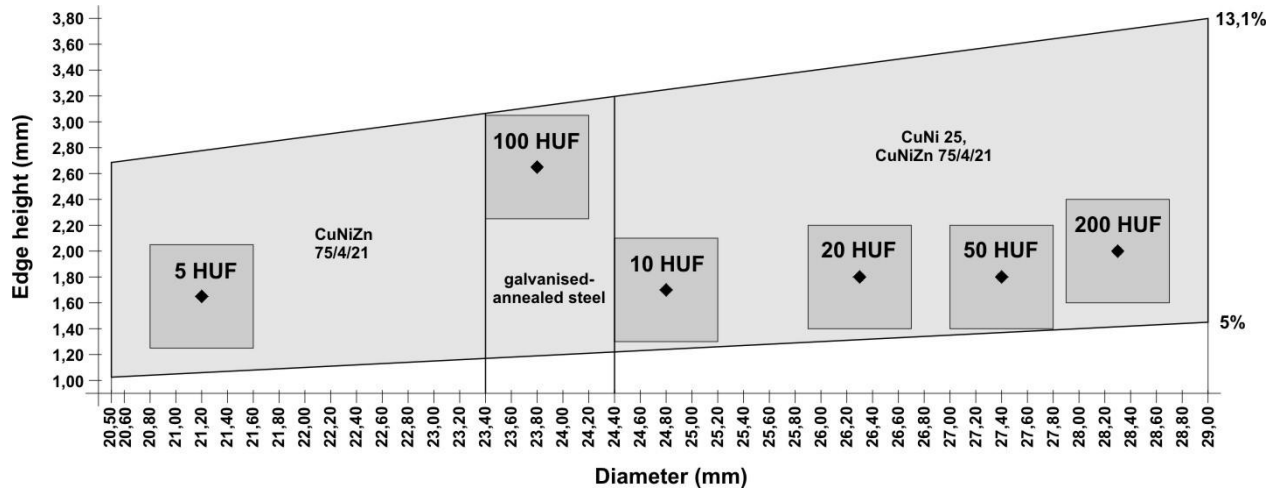
	Diameter (mm)	Material
1.	20.50 – 23.39	Cu75/Ni4/Zn21
2.	23.40 – 24.39	Galvanised-annealed steel
3.	24.40 – 29.00	Cu75/Ni4/Zn21 and Cu75/Ni25

3. Restrictions relating to the diameter and edge height range of forint coin reproductions

	Diameter (mm)	Edge height (mm)
1.	20.8 – 21.6	1.25 – 2.05
2.	24.4 – 25.2	1.30 – 2.10
3.	25.9 – 26.7	1.40 – 2.20
4.	27.0 – 27.8	1.40 – 2.20
5.	27.9 – 28.7	1.60 – 2.40
6.	23.4 – 24.2	2.25 – 3.05

4. Graphic display

The chart below demonstrates – for information purposes only – the parameters contained in points 1-3 for reproductions of forint coins in circulation.



Forint Coin Reproduction Application Form

1. Information on the user* and the representative of the user of the reproduction of the forint coin	Name of the user:	
	Address (home or other registered address) of the user:	
	Name of the representative of the user:	
	Address (home or other registered address) of the representative of the user:	
	E-mail**:	
	Telephone**:	
	Fax**:	
2. Information on the reproduction of the forint coin	Intended use:	
	Intended quantity:	
	Method of reproduction:	
	Base material:	
	Description of the reproduction of the forint coin:	

* User: the person ordering or (if the reproduction is used by its producer) producing the reproduction of the forint coin.

** Optional.

Date:

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User's signature