



BANCO CENTRAL
DE LA REPÚBLICA ARGENTINA

COMMUNICATION “A” 7168

November
19, 2020

TO FINANCIAL INSTITUTIONS,
TO FOREIGN EXCHANGE HOUSES:

Ref.: Circular
CAMEX 1 – 871

Foreign Trade and Exchange. Adjustments.

This is to inform that the BCRA has adopted the following resolution:

“- As regards the funds transferred and settled in the forex market as from November 16, 2020 to finance projects under the “Plan for the Promotion of the Argentine Natural Gas Production–Supply and Demand Scheme 2020-2024”, Section 2 of the Executive Order No. 892/20, the following applies:

1. Financial Institutions may enable clients to access the forex market to transfer profits and dividends to non-resident shareholders abroad without the BCRA’s prior consent—as long as this requirement remains effective—, where all the following requirements are fulfilled.
 - 1.1. - Profits and dividends are presented in closed and audited balance sheets.
 - 1.2. The total amount of profits and dividends paid to non-resident shareholders, including the requested payment, shall not exceed the amount in pesos established in the shareholders’ meeting. The financial institution shall keep an affidavit signed by the legal representative or attorney-in-fact duly empowered to act on behalf of the resident company.
 - 1.3. Clients may access the forex market two years after the date that the foreign exchange transaction was settled as set forth within the scope of this paragraph.
 - 1.4. The transaction shall be informed, if applicable, in the latest “Survey of External Assets and Liabilities”.
2. Financial Institutions may allow clients—without the BCRA’s prior consent and as long as this requirement remains effective—to access the forex market for the payment of principal and interest on financial debts held abroad, provided that the debt average life is no less than two years and the remaining requirements established by paragraph 3.5 of the regulations on “Foreign Trade and Exchange” are fulfilled.
3. Financial Institutions shall enable non-residents—without the BCRA’s prior consent as long as this requirement remains effective—to access the forex market for the repatriation of their direct investments up to the amount of the direct investments settled in the forex market since November 16, 2020, as long as the following requirements are fulfilled.



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- 3.1. The institution has supporting evidence of the direct investment in a resident company.
- 3.2. Clients may access the forex market two years after the date that the foreign exchange transaction was settled as set forth within the scope of this paragraph.
- 3.3. In the case a local company makes a capital reduction and/or reimburses an irrevocable capital contribution, the financial institution shall keep supporting evidence of the local company's compliance with the relevant legal procedures, and shall verify, if applicable, that the local company has recorded the external liability in pesos deriving from the capital reduction or the non-acceptance of the irrevocable capital contribution, as appropriate, in the latest "Survey of External Assets and Liabilities".

In all cases, financial institutions shall keep any supportive evidence that may allow them to check the genuine nature of the transaction and to ensure that the funds are used to finance projects under the Gas Plan and that the requirements set forth by the regulations on "Foreign Trade and Exchange" not amended by this resolution are met."

Likewise, we will distribute the copies to be included in the regulations in force in replacement of the former ones.

Faithfully yours,

CENTRAL BANK OF ARGENTINA

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