
Full Title	Decree on the Supervision of the Conduct of Financial Corporations (<i>Besluit Gedragstoezicht financiële ondernemingen</i> – Abbrev. Bgfo). Entry into force 01/01/2007. https://wetten.overheid.nl/BWBR0020421/2023-01-01/#Hoofdstuk8_Afdeling8.1_Paragraaf8.1.3_Artikel53
Relevant sections	Article 53 (1) and (7), (8) Chapter 8 Well-considered services; Section 8.1.3: Advertising and non-obligatory pre-contractual information Article 112 (Chapter 10: Supplementary Offer rules; Section 10.2: Credit; Section 10.2.1: Pre-contractual information on credit)
Article 53 (1)	Where a financial enterprise refers to a borrowing rate or other information relating to the cost of credit in an advertisement about loans/ credit, it must also provide information concerning: a) the fixed or variable borrowing rate and other charges that are part of the total cost of the credit; b) the total amount of credit; c) the annual percentage rate; d) the identity and address of the credit provider or of the credit intermediary; and, if applicable, e) the duration of the credit agreement; f) in the case of 'goods credit, the cash value and cash payments, as referenced in the definition of credit sum (loan amount) in Article 1 g) the total amount payable by the consumer h) the number of instalments and instalment amount i) in the case of a mortgage credit, that the credit agreement is secured by a mortgage or similar security, or a right to residential real estate and, where appropriate, a warning that fluctuations in the exchange rate may affect the amount the consumer pays <i>in geval van hypothecair krediet, dat de kredietovereenkomst gewaarborgd wordt door een hypotheek of vergelijkbare zekerheid, danwel een recht op voor bewoning bestemde onroerende zaken en in voorkomend geval een waarschuwing dat schommelingen van de wisselkoers van invloed kunnen zijn op het door de consument te betalen bedrag.</i>
Article 53 (2)	Where the conclusion of a contract regarding an ancillary service is compulsory in order to obtain the credit on the terms specified in the advertisement, and the cost of that service cannot be determined in advance, the obligation to enter into that contract shall be stated in a clear, concise and prominent way, together with the annual percentage rate of charge.

Article 53 (3)	The information referred to in paragraph 1 only covers credit that is representative of the credit actually provided by the financial institution.
Article 53 (4)	A financial company shall combine the information referred to in Art. 53 (1) and the statement specified in Art. 53 (2) if this is provided in an advertisement for loans/ credit, other than via television or radio, in a table in which no further information is included.
Article 53 (5)	If a financial enterprise advertises credit for the purchase of goods or services in an advertisement for loans/ credit, the information referred to in Art. 53 (1) must also be provided.
Article 53 (6)	If an advertisement refers to credit with a borrowing rate for a limited period or a limited part of the credit facility, the highest borrowing rate must be taken into account when providing the information referred to in Art. 53 (1a). In the event of credit with a variable borrowing rate for a limited period or a limited part of the credit differing from the variable borrowing rate applicable at the time of the running of the advertisement, the highest borrowing rate shall be specified for credit agreements of the same size, type and term when providing the information referred to in Art. 53 (1a).
Article 53 (7)	A financial enterprise must include a warning regarding the consequences attached to the loan when advertising credit, unless it concerns an advertisement for mortgage credit in which no connection is made with a spending purpose other than acquiring a home of one's own.
Article 53 (8)	An advertisement by a financial enterprise relating to a mortgage loan with a variable borrowing rate must provide a warning regarding the consequences associated with such a loan.
Article 53 (9)	A financial enterprise: a) Must not include information in an advertisement for credit which focuses on the ease and speed at which credit is provided. b) Must not mention in an advertisement for credit that existing credit agreements do not play a role or a minor role in the assessment of a credit application. c) Must not mention in an advertisement for credit that it is still possible to obtain credit in derogation of the Code of Conduct in the event of a negative outcome of the consultation with the credit registration system or otherwise. d) Must not render any characteristics of the credit in an advertisement for credit in which tax benefits are incorporated.
Article 53 (10)	If a financial enterprise provides information about a loan/credit as referred to in paragraph 1 or 2 or information about a specific product in an advertisement, it shall also provide information on the availability of the information referred to in Article 4:33 (para 1) of the Financial Supervision Act Error! Bookmark not defined. The first sentence does not apply to advertisements for a loan/ credit where the credit is part of a complex product.
Article 53 (11)	If a financial enterprise discloses the characteristics of the credit referred to in Article 53 (par. 1&2), then art. 53 (4) shall apply mutatis mutandis.
