



## **Agreement between the national insurers' bureaux of the Member States of the European Economic Area and other Associate States**

### **PREAMBLE**

Having regard to the 72/166/EEC Directive of the Council of 24 April 1972 (First Directive relating to motor insurance) which provides that national insurers' bureaux of the Member States shall conclude between themselves an agreement under which each national insurers' bureau shall guarantee settlement of claims occurring in its territory and caused by the use of vehicles normally based in the territory of another Member State, whether or not such vehicles are insured, in accordance with the requirements of its national law on compulsory insurance,

Having regard to the fact that the aforesaid Directive provides that vehicles normally based in a third country shall be treated as vehicles normally based in the Community if the national insurers' bureaux of all Member States severally guarantee - each in accordance with the provisions of its own national law on compulsory insurance - settlement of claims in respect of accidents occurring in their territory caused by the use of such vehicles,

Having regard to the fact that, by application of these provisions, the national insurers' bureaux of the Member States and the national insurers' bureaux of other States have concluded several agreements aiming at satisfying the prescriptions of the Directive and that these bureaux have subsequently decided to substitute for them one single agreement known as The Multilateral Guarantee Agreement between National Insurers' Bureaux signed in Madrid on 15 March 1991,

Having regard to the fact that, at the General Assembly held in Rethymno (Crete) on 30 May 2002, the Council of Bureaux decided to incorporate all provisions of the Uniform Agreement between Bureaux and of the Multilateral Guarantee Agreement between National Insurers' Bureaux governing the relations between Bureaux into a single document known as Internal Regulations,

Having regard to the fact that, since the General Assembly held in Rethymno (Crete) in 2002, other national insurers' bureaux have also become signatories to this Agreement, namely the Bureaux of Estonia, Latvia, Lithuania, Malta and Poland in 2004, the Bureau of Andorra in 2006 and the Bureaux of Bulgaria and Romania in 2007.

Having regard to the fact that the General Assembly in Lisbon (Portugal) has, on 29 May 2008, ratified the updates which have been made to the Internal Regulations and the present Agreement adopted on 30 May 2002 in Rethymno

The undersigned Bureaux have concluded the following agreement:

## **Article 1**

The undersigned Bureaux undertake, in the context of their reciprocal relations, to abide by the mandatory provisions as well as by the optional provisions of Sections II and III of the Internal Regulations, where applicable adopted by the Council of Bureaux on 30 May 2002 a copy of which is appended to this agreement - Appendix 1.

## **Article 2**

The undersigned Bureaux grant reciprocal authority, in their own name and in the name of their members, to other signatory Bureaux to amicably settle any claim and to accept service of any judicial or extra-judicial process likely to lead to the payment of compensation arising out of accidents within the context and purpose of these Internal Regulations.

## **Article 3**

Following on from the General Assembly in Rethymno in 2002, the undertaking referred to in Article 1 came into force for the 24 signatory Bureaux on 1 July 2003, at which date it superseded the Uniform Agreement between Bureaux and the Multilateral Guarantee Agreement between National Insurers' Bureaux. Given the recent adherence of other bureaux to the Agreement, this undertaking has come into force and supersedes said Agreements respectively.

- On 30 April 2004 for the Estonian, Latvian, Lithuanian, Maltese and Polish National Insurers' Bureaux;
- On 1 January 2006 for the National Insurers' Bureau of Andorra;
- And 1 August 2007 for the Bulgarian and Romanian National Insurers' Bureaux".

## **Article 4**

This Agreement is concluded for an unlimited period of time. However, each signatory Bureau may decide to withdraw from this Agreement by giving written notice of that decision to the Secretary-General of the Council of Bureaux who shall, in turn, immediately so inform the other signatory Bureaux and the Commission of the European Union. Such withdrawal shall take effect on the expiry of a 12-month period from the date of despatch of such notification. The signatory Bureau concerned shall remain liable under this Agreement and its Annexes, to satisfy all reimbursement demands relating to the settlement of claims arising from accidents occurring up to the expiry of the period defined above.

## **Article 5**

This Agreement is concluded between the under mentioned signatory Bureaux, in respect of the territories for which each of them is competent, in the form of three specimens in each of the English and French languages.

One specimen in each of the two languages shall be lodged respectively with the Secretariat of the Council of Bureaux, the General Secretariat of the Comité Européen des Assurances and the Commission of the European Union.

The Secretary-General of the Council of Bureaux shall provide each signatory Bureau with authorised copies of this Agreement.

Done in Lisbon (Portugal), 29 May 2008

**List of Bureaux which have signed this Agreement either in Rethymno in 2002 or later on the occasion of its extension (see Article 3 above):**

Andorra, for the Oficina Andorrana d'Entitats d'Assegurança d'Automobil: Pere Joan Tomas i Soguero, Chairman

Austria, for the Verband der Versicherungsunternehmen Österreichs: Günter Albrecht, Secretary and Manager

Belgium, for the Bureau Belge des Assureurs Automobiles: Alain Pire, Directeur-Secrétaire Général

Bulgaria, for the National Bureau of Bulgarian Motor Insurers: Atanas S. Tabov, Chairman

Switzerland (and Liechtenstein), for the Swiss National Bureau of Insurance: Martin Metzler, President

Cyprus, for the Motor Insurers' Fund: Aristos Pissiris, President and Andreas Charalambides, Manager/Secretary

Czech Republic, for the Česká Kancelár Pojistitelu: Jakub Hradec, Chief Executive

Germany, for the Deutsches Büro Grüne Karte e.V.: Ulf Lemor, Managing Director

Denmark (and the Faeroe Islands), for the Dansk Forening for International Motorkøretøjsforsikring: Steen Leth Jeppesen, Managing Director

Spain, for the Oficina Española de Aseguradores de Automóviles: José Ignacio Lillo Cebrián, President

Estonia, for the Eesti Liikluskindlustuse Fond: Mart Jesse, Chairman

France, for the Bureau Central Français: Alain Bouchon, President

Finland, for the Liikennevakuutuskeskus: Olli Latola, Chairman of the Board and Ulla Niku-Koskinen, Managing Director

United Kingdom of Great Britain and Northern Ireland, the Channel Islands, Gibraltar and the Isle of Man, for the Motor Insurers' Bureau: James Read, Chief Executive

Greece, for the Motor Insurer's Bureau: Michael Psalidas, Chairman and George Tzanis, Secretary-General

Hungary, for the Hungarian Motor Insurance Bureau: István Ragályi, Managing Director

Croatia, for the Hrvatski Ured Za Osiguranje: Ante Lui, General Manager

Italy (and the Republic of San Marino and the Vatican State), for the Ufficio Centrale Italiano (UCI): Raffaele Pellino, President

Ireland, for the Motor Insurers' Bureau: Michael Halligan, Chief Executive

Iceland, for the Alþjóðlegar Bifreiðatryggingar á Íslandi: Sigmar Ármannsson, Managing Director

Latvia, for the LR Satiksmes Birojs: Gvido Janevičs, Chairman of the Board

Lithuania, for the MTPL Insurance Bureau of the Rep. of Lithuania: Algimantas Krizinauskas, Managing Director

Luxembourg, for the Bureau Luxembourgeois des Assureurs: Paul Hammelmann, Secretary-General

Malta, for the Malta Green Card Bureau: Dr. Anton Felice, Director General

Norway, for the Trafikkforsikringsforeningen: Jan Gunnar Knudsen, Managing Director

The Netherlands, for the Nederlands Bureau de Motorrijtuigverzekeraar: Frank Robertson, Chairman

Poland, for the Polish Motor Insurance Bureau: Mariusz Wichtowski, Chairman

Portugal, for the Gabinete Português de Carta Verde GPCV: Maria José Mesquita, Vice Chairman and Antonio Lourenço, Vogel

Romania, for the Biroul Asiguratorilor de Autovehicule din Romania (B.A.A.R.): Liviu Andrei Stoicescu, President

Sweden, for the Trafikförsäkringsföreningen: Ulf Blomgren, Managing Director

Slovakia, for the Slovenská kancelária poisťovateľov: Imrich Fekete, Chairman and Lydia Blaeková, Chief Executive

Slovenia, for the Slovensko Zavarovalno Zdrueenje, GIZ: Tjasa Korbar, Head of the Green Card Bureau (on behalf of Mirko Kalua, Director)