

Date: 24 January 2024

**CBN Platform
EU and EEA National Supervisory Authorities (NSA)**

Subject: Slovenian national specificities regarding the conduct of insurance business relevant for FoS notifications

Dear Colleagues,

We hope this e-mail finds you well.

We are writing to ask for your kind help to manage the incomplete FoS notifications we are receiving.

For that reason, we would like to kindly inform you of our legislative specificities, which are related to the procedure for notifying the intention of an insurance undertaking to conduct insurance business under FoS in our territory.

Firstly, the Home NCA of the insurance undertaking which intends to conduct insurance business under FoS in the territory of the Republic of Slovenia shall notify the Insurance Supervision Agency with information on the **estimated volume of business** which insurance undertaking intends to conduct in the territory of the Republic of Slovenia for the first three years, separated **per individual insurance classes which it intends to conduct**, as required under Article 131 and Article 135 of the Slovenian Insurance Act (Official Gazette of the RS, No. 93/15, 9/19, 102/20, 48/23 and 78/23 - ZZVZZ-T; hereinafter: IA-1) .

Secondly, in relation to non-life insurance classes **1 (Accident)**, **10 (Motor vehicle liability)**, **11 (Aircraft liability)** and **12 (Liability for ships)**, which cover also the risks in compulsory insurance in traffic, we would like to inform you about the provisions of the IA-1 and the Compulsory Motor Third-party Liability Act (Official Gazette of the RS, No. 93/07 - official consolidated text, 40/12 - ZUJF, 33/16 - PZ-F and 41/17 - PZ-G - hereinafter: CMTLA) regarding compulsory insurance in traffic, namely:

1. According to Article 136 of IA-1 the insurance undertaking may start to perform compulsory insurance in traffic in our territory when it submits to us a document, to be issued by the Slovenian Insurance Association, stating that the insurance undertaking:

- is a member of the Slovenian Insurance Association,
- has joined the guarantee fund and compensation body (membership in the compensation body is required for third party liability insurance of vehicle owners only), as stated in CMTLA,
- has notified the name and address of the appointed representative as stated in CMTLA (required for third party liability insurance of vehicle owners only).

2. According to Article 1 of CMTLA the types of compulsory insurance in traffic are:

- accident insurance of passengers in public traffic (class 1);
- third party liability insurance of vehicle owners (automobile third party liability insurance) (class 10);

- third party liability insurance of aircraft or other aviation device owners (including the carrier's liability) (class 11);
- third party liability insurance of boat owners (class 12).

Regarding insurance class 11, we would like to highlight that the coverage of any risks in this insurance class represents compulsory insurance in traffic.

3. According to Article 136 (2) of IA-1 the insurance undertaking may only start to perform compulsory insurance in traffic if insurance undertaking delivers the general and special policy conditions for this insurance to Insurance Supervision Agency at least one month before it starts performing business.

Abolition of supplementary health insurance in Slovenia from 1 January 2024

We would like to inform you that based on the adopted amendments to the Healthcare and Health Insurance Act the supplementary health insurance in Slovenia was abolished as of 31 December 2023 and became part of the compulsory health insurance from 1 January 2024.

Consequently, as of 1 January 2024, it is no longer possible for the insurance undertakings from EEA Member States to provide supplementary health insurance in Slovenia.

Already concluded insurance policies for supplementary health insurance automatically expired on 31 December 2023.

To avoid any misunderstanding, we would like to highlight that supplementary health insurance covered the difference to the full value of medical services not covered fully by compulsory health insurance. Additional health insurance covers a larger extent of rights or enabling a higher standard of service than specified by compulsory insurance and covering additional rights not covered by the compulsory insurance.

Meaning that as of 1 January 2024 it is still possible for the insurance undertakings to offer additional health insurance.

Life insurance classes: VIII in IX

Regarding life insurance classes: VIII and IX, as defined in the Annex II of the Solvency II Directive, we would like to inform you that IA-1 stipulates in paragraph two of Article 7, the insurance classes into which the insurance shall be classified according to the main risks it covers. None of these insurance classes include the insurance operations that are included in insurance classes VIII and IX.

Meaning that this type of insurance may not be carried out in Slovenia.

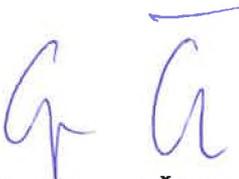
We would be grateful, if you could forward this information to the relevant insurance undertakings under your Authority's supervision and to your colleagues in charge for the passporting notifications.

This would make notification process much smoother.

Thanks a lot for your kind collaboration.

If you have any queries, please do not hesitate to contact us.

Best regards.



Mag. Gorazd Čibej
Director

Send to:

- Addressee per e-mail to EU and EEA NSA