



EIOPA-BoS-21-234
10 June 2021

Decision of the Board of Supervisors

on the collaboration of the insurance supervisory authorities of the Member States of the European Economic Area

THE BOARD OF SUPERVISORS OF THE EUROPEAN INSURANCE AND OCCUPATIONAL PENSIONS AUTHORITY,

Having regard to Regulation (EU) No 1094/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Insurance and Occupational Pensions Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/79/EC¹, in particular Article 29 thereof,

Whereas:

Articles 152a and 152b of Directive 2009/138/EC of the European Parliament and of the Council of 25 November 2009 on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II)² (as amended) introduce notification requirements and collaboration platforms in the regulatory framework with effect of 30 June 2021. Therefore, the Decision of the Board of Supervisors on the collaboration of the insurance supervisory authorities of the Member States of the European Economic Area (EIOPA-BoS-17/013) of 30 January 2017 should be revised accordingly. In addition, the revision needs to take into account the outcome and recommended actions of EIOPA's Peer Review on EIOPA's Decision on the collaboration of the insurance supervisory authorities and the experience gained in the application of that Decision.

HAS DECIDED AS FOLLOWS:

¹ OJ L 331, 15.12.2010, p 48.

² OJ L 335, 17.12.2009, p. 1.

Article 1

1. Supervisory authorities shall perform the notifications and information exchange set out in the Annex to this Decision by e-mails until EIOPA develops an appropriate IT tool for this purpose.
2. EIOPA shall provide an email address to the supervisory authorities to enable them to perform the notifications and information exchange.

Article 2

If certain supervisory tasks, as laid down in Directive 2009/138/EC, fall under the competence of other supervisory authorities that are not members of the Board of Supervisors, those supervisory authorities may, subject to approval by the Board of Supervisors, apply this Decision by signing a declaration of commitment, if this contributes to further strengthening cross-border cooperation.

Article 3

The Decision of the Board of Supervisors on the collaboration of the insurance supervisory authorities of the Member States of the European Economic Area (EIOPA-BoS-17/013) shall be repealed with effect from 1 July 2021.

Article 4

This Decision shall enter into force on the day following its adoption and shall apply from 1 July 2021.

Article 5

1. With regard to the events started prior than 1 July 2021 which would have triggered a notification according to this Decision, supervisory authorities shall evaluate, on a case by case basis, to perform a notification taking into account the specific circumstances in the context of cross-border supervision and the expected timeframe for the situation to be resolved.
2. Supervisory authorities shall perform notifications based on that assessment by 30 September 2021

Done at Frankfurt am Main, 10 June 2021

For the Board of Supervisors

Peter Braumüller
Vice-Chairperson