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**COUNCIL DIRECTIVE**  
**of 19 December 1991**  
**setting up an Insurance Committee**  
(91/675/EEC)  
(OJ L 374, 31.12.1991, p. 32)

Amended by:

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► <b><u>M1</u></b> Regulation (EC) No 1882/2003 of the European Parliament and of the Council of 29 September 2003	L 284	1	31.10.2003

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**COUNCIL DIRECTIVE**  
**of 19 December 1991**  
**setting up an Insurance Committee**  
(91/675/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular the third sentence of Article 57 (2) thereof,

Having regard to the proposal from the Commission <sup>(1)</sup>,

In cooperation with the European Parliament <sup>(2)</sup>,

Having regard to the opinion of the Economic and Social Committee <sup>(3)</sup>,

Whereas the Council shall confer on the Commission powers for the implementation of the rules which the Council lays down;

Whereas implementing measures are necessary for the application of Council directives on non-life insurance and life assurance; whereas, in particular, technical adaptations may from time to time be necessary to take account of developments in the insurance sector; whereas it is appropriate that these measures shall be taken in accordance with the procedure laid down in Article 2, procedure III, variant (b), of Council Decision 87/373/EEC of 13 July 1987 laying down the procedures for the exercise of implementing powers conferred on the Commission <sup>(4)</sup>;

Whereas it is necessary for this purpose to set up an Insurance Committee;

Whereas the establishment of an Insurance Committee does not rule out other forms of cooperation between authorities which supervise the taking up and pursuit of the business of insurance undertakings, and in particular cooperation within the Conference on Insurance Supervisory Authorities, which is in particular competent for the drafting of protocols implementing Community directives; whereas close cooperation between the Committee and the Conference would be particularly useful;

Whereas the examination of problems arising in non-life insurance and life assurance makes cooperation desirable between the competent authorities and the Commission; whereas it is appropriate to confer this task on the Insurance Committee; whereas it should furthermore be ensured that there is smooth coordination of the activities of this Committee with those of other committees of a similar nature set up by Community acts,

HAS ADOPTED THIS REGULATION:

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*Article 1*

The Commission shall be assisted by the Insurance Committee, hereinafter referred to as 'the Committee'.

*Article 2*

1. Where the Council, in the acts which it adopts in the field of direct non-life insurance and direct life assurance, confers on the Commission powers for the implementation of the rules which it lays down, the procedure set out in paragraph 2 shall apply.

<sup>(1)</sup> OJ No C 230, 15. 9. 1990, p. 5.

<sup>(2)</sup> OJ No C 240, 16. 9. 1991, p. 117 and OJ No C 305, 25. 11. 1991.

<sup>(3)</sup> OJ No C 102, 18. 4. 1991, p. 11.

<sup>(4)</sup> OJ No L 197, 18. 7. 1987, p. 33.

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2. Where reference is made to this Article, Articles 5 and 7 of Decision 1999/468/EC <sup>(1)</sup> shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.

3. The Committee shall adopt its rules of procedure.

**▼B***Article 3*

1. The Committee shall examine any question relating to the application of Community provisions concerning the insurance sector, and in particular Directives on direct insurance.

The Commission may also consult the Committee on new proposals it intends to submit to the Council as regards further coordination in the sphere of direct life assurance and direct non-life insurance.

2. The Committee shall not consider specific problems relating to individual insurance undertakings.

*Article 4*

The Committee shall assume its functions on 1 January 1992.

*Article 5*

This Directive is addressed to the Member States.

<sup>(1)</sup> Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission (OJ L 184, 17.7.1999, p. 23).