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COUNCIL DIRECTIVE

of 19 December 1991

setting up an ► M2 European Insurance and Occupational Pensions Committee ◀

(91/675/EEC)

(OJ L 374, 31.12.1991, p. 32)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Regulation (EC) No 1882/2003 of the European Parliament and of the Council of 29 September 2003	L 284	1	31.10.2003
► <u>M2</u> Directive 2005/1/EC of the European Parliament and of the Council of 9 March 2005	L 79	9	24.3.2005

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COUNCIL DIRECTIVE
of 19 December 1991

setting up an ► **M2** **European Insurance and Occupational Pensions 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 ⁽¹⁾,

In cooperation with the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

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 ⁽⁴⁾;

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

1. The Commission shall be assisted by the European Insurance and Occupational Pensions Committee established by Commission Decision 2004/9/EC of 5 November 2003 ⁽⁵⁾ (hereinafter the Committee).

2. The chairperson of the Committee of European Insurance and Occupational Pensions Supervisors established by Commission Decision 2004/6/EC ⁽⁶⁾ shall participate at the meetings of the Committee as an observer.

⁽¹⁾ OJ No C 230, 15. 9. 1990, p. 5.

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

⁽³⁾ OJ No C 102, 18. 4. 1991, p. 11.

⁽⁴⁾ OJ No L 197, 18. 7. 1987, p. 33.

⁽⁵⁾ OJ L 3, 7.1.2004, p. 34.

⁽⁶⁾ OJ L 3, 7.1.2004, p. 30.

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3. The Committee may invite experts and observers to attend its meetings.
4. The secretariat of the Committee shall be provided by the Commission.

Article 2

1. Where acts adopted in the field of direct non-life insurance and direct life assurance, reinsurance and occupational pensions confer on the Commission powers for the implementation of the rules which they lay down, Articles 5 and 7 of Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission ⁽¹⁾ 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.

2. The Committee shall adopt its rules of procedure.

▼B*Article 5*

This Directive is addressed to the Member States.

⁽¹⁾ OJ L 184, 17.7.1999, p. 23.