

MEMO

**DANISH FINANCIAL
SUPERVISORY AUTHORITY**

General good conditions for non-life insurance

As of 1 January 2019, it is mandatory for all non-life insurance undertakings (reinsurance undertakings excluded) with their head office in the EU/EEA that carry out insurance business either by establishment of a branch or by freedom to provide services in Denmark to join the Fund by paying an entrance fee to the Fund. Information about the Fund and membership can be found on the Fund's website: <https://www.skadesgarantifonden.dk/en/>

For the following insurance classes, special provisions apply:

Class 8

Attention is drawn to the fact that concerning fire insurance of buildings minimum conditions apply in Denmark to protect the pledge (Executive Order No. 856 of 21 October 2002). A copy in English is enclosed for information.

Insurance companies underwriting fire insurance in Denmark are required by law to collect a DKK 40 annual fee per fire insurance policy. This sum covers the cost of a compensation scheme for flood and windstorm in woods. The scheme is administered by a Flood and Windstorm Council assisted by the insurance companies. More information can be found on the Storm Council's website: <https://www.danishstormcouncil.dk/>

Class 10

It is a condition for operation on a services basis within class 10 that the company fulfills the conditions in Article 150 of Directive 2009/138/EC.

That means, inter alia, that the company must become a member of and participate in the financing of the national bureau and the national guarantee fund in Denmark, cf. Article 150 (1).

In Denmark the national bureau, the green card bureau and the guarantee fund are one and the same body named Dansk Forening for International Motorkøretøjsforsikring (Danish Motor Insurers' Bureau). Its address is Philip Heymans Allé 1, DK 2900 Hellerup.

It is also a condition that the company appoints a (claims) representative, cf.

Article 152 of Directive 2009/138/EC.

The cover of risks classified under class 10 is, as third party motor liability insurance is a compulsory insurance in Denmark, subject to specific rules and it is therefore necessary for the company to make a notification to SKAT, the Central Register for Motor Vehicles, Helgeshøj Allé, DK 2639, Taastrup.

The DFSA must emphasize that the above-mentioned requirements must be fulfilled before the company can begin to operate on a services basis within class 10 in Denmark.

Class 13

Furthermore, attention is drawn to the fact that liability insurance for injury or damage caused by dogs is a compulsory insurance in Denmark (Executive Order No. 485 of 25 September 1984 – only available in Danish).

If an insurance company wants to cover this risk – classified under **class 13** – it is obliged to be a member of the association: “Foreningen af forsikrings-selskaber til overtagelse af lovpligtig ansvarsforsikring for hunde”. The address of this association is Philip Heymans Allé 1, DK – 2900 Hellerup.

Other compulsory insurances in Denmark:

- Liability insurance for injury or damage caused by nuclear installations
- Lawyers' liability insurance
- Auditors' liability insurance
- Liability for injury or damage caused by hunting. The general and specific conditions of this insurance must be forwarded to: The Danish Environmental Protection Agency, Haraldsgade 53, DK –2100 Copenhagen Ø, before being circulated.
- Patients' insurance (hospitals)
- Aircraft liability insurance
- Liability insurance for injury or damage caused by horses

This list is not exhaustive.