



EUROPEAN COMMISSION

*Brussels, 24.1.2019
C(2019) 319 final*

Dear President, Dear Rapporteur

The Commission would like to thank the Poslanecká sněmovna for its opinion on the Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/103/EC of the European Parliament and of the Council of 16 September 2009 relating to insurance against civil liability in respect of the use of motor vehicles, and the enforcement of the obligation to insure against such liability insurance (COM (2018) 336 final).

The Commission appreciates the generally positive feedback given by the Poslanecká sněmovna and takes note of the remarks made, in particular as regards the proposed scope of the Directive and the transposition deadline. As regards the scope, the Commission believes that accidents which occur on private properties should also be covered by third party liability insurance as confirmed by the case law of the Court of Justice of the European Union, which the Commission proposes to codify. Linking the insurance obligation with vehicle registration would undermine the harmonised notion of which vehicles are subject to insurance obligation stemming from the definition of a motor vehicle and would thus render the discussion on this issue meaningless at EU level. The analysis underpinning the Impact Assessment accompanying the Proposal did not show that there would be any increases to motorists' premia due to case law of the Court of Justice of the European Union.

The Commission expects that these topics, and the issue of the transposition deadline, will be discussed in detail in the forthcoming negotiations in the European Parliament and the Council and will seek to ensure that high level of protection of the victims of traffic accidents pursued by the Proposal is maintained in the final text of the measure.

*Mr. Ondřej BENEŠÍK
Chairman of the Committee for European Affairs
Poslanecká sněmovna
Sněmovní 4,
CZ - 118 26, PRAGUE 1*

*cc Mr. Radek VONDRÁČEK
President of the Poslanecká sněmovna
Sněmovní 4,
CZ - 118 26, PRAGUE 1*

The Commission looks forward to continuing the political dialogue in the future.

Yours faithfully,

*Frans Timmermans
First Vice-President*

*Valdis Dombrovskis
Vice-President*