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136
ACT
of 3 March 2010
on services in the internal market and amending certain acts

The National Council of the Slovak Republic has adopted the following Act:

Article I

Section 1
Subject-matter

(1) This Act regulates the rights and obligations of service providers, the rights of service recipients, the supervision of service providers, the activities of points of single contact and cooperation with the bodies of other Member States of the European Union (hereinafter referred to as a 'Member State').

(2) This Act shall not apply to the provision of:

- (a) non-economic services of general interest;¹⁾
- (b) financial services;²⁾
- (c) electronic communications services, networks and associated facilities;³⁾
- (d) services of temporary work agencies;⁴⁾
- (e) health care and services relating to the provision of health care;⁵⁾
- (f) audiovisual services, multimedia services and radio broadcasting;⁶⁾
- (g) social services relating to social housing, childcare and the support of families and persons permanently or temporarily in need⁷⁾ that are not provided for profit;
- (h) private security services;⁸⁾
- (i) services provided by notaries and bailiffs.⁹⁾

(3) This Act shall also not apply to:

- (a) the operation of rail, air, road and maritime transport¹⁰⁾ and the performance of activities in connection with technical inspections of vehicles, emission inspections of motor vehicles, and vehicle originality inspections;^{10a)}
- (b) the operation of gambling activities;
- (c) the recognition of professional qualifications pursuant to special regulations.

Section 2

Definitions

For the purposes of this Act:

- (a) 'service' means any self-employed activity of an industrial, manufacturing, commercial or craft nature, activity in the liberal professions normally provided to a service recipient for consideration, or the activity of experts, interpreters and translators;¹¹⁾
- (b) 'established service provider' means a natural person who is a citizen of the Slovak Republic or another Member State, or a legal person that is incorporated in accordance with the law of the Slovak Republic or the law of another Member State, has its registered office, headquarters or principal place of business in the Slovak Republic or another Member State and offers or provides a service, and is established in the Slovak Republic;
- (c) 'establishment' means the provision of a service for an indefinite period through an outlet, office or premises associated with the performance of activities where the service is actually provided;
- (d) 'cross-border service provider' means a service provider that is established in another Member State and occasionally provides services in the Slovak Republic; when determining 'occasional provision of a service', account is taken of the frequency, regularity and duration of the provision of the service;
- (e) 'service recipient' means a natural person who is a citizen of a Member State or who benefits from rights conferred upon him pursuant to a special regulations,¹²⁾ or a legal person that is incorporated in accordance with the law of a Member State, has its registered office, headquarters or principal place of business or other activity in the territory of a Member State, and receives or intends to receive a service;
- (f) 'competent authority' means a body of public administration or professional organisation that takes decisions on the granting of authorisation to provide a service (hereinafter referred to as 'authorisation') or engages in inspections or supervision pursuant to a special regulation.¹⁴⁾

Section 3

Recognition of documents

(1) Where a condition for the granting or creation of authorisation is proof of a particular fact by a certificate, attestation or other document (hereinafter referred to as a 'document') pursuant to a special regulation,¹⁵⁾ an applicant for authorisation (hereinafter referred to as an 'applicant') may prove compliance with this condition by submitting an original document from another Member State or a copy thereof which serves the same purpose, or from which it is evident that the condition is satisfied, together with a non-certified translation of the document into the State language.

Submission of an original document or an officially certified copy or an officially certified translation thereof shall be required only where so provided by a special regulation.¹⁶⁾

(2) In cases of doubt, the competent authority shall verify a document or a copy or a translation thereof through the Internal Market Information System pursuant to Section 19.

(3) Unless otherwise provided by a special legislative act, an applicant shall meet the obligation to enter into insurance covering liability in the performance of activities by producing an insurance contract, the insurance cover under which is also valid for the Slovak Republic.

(4) Where an insurance contract does not meet the requirements pursuant to paragraph (3), the applicant or established service provider, if called upon to do so by the competent authority, and within a time limit of not less than 30 days, shall supplement the scope of the insurance covering liability in the performance of activities pursuant to a special regulation,¹⁷⁾ otherwise the competent authority shall not grant authorisation. If authorisation has already been granted, the competent authority shall decide to suspend the authorisation until the service provider supplements the insurance. Compliance with the requirements of insurance cover shall be evidenced by the original of the insurance contract, an officially certified copy thereof, or an officially certified translation thereof into the State language.

(5) Where a condition for the granting or creation of authorisation is compliance with a particular condition pursuant to a special regulation, this condition shall be deemed to have been met if the applicant proves compliance with an equivalent or essentially comparable condition in another Member State.

Section 4

(1) Without undue delay after receiving an application for authorisation, the competent authority shall issue the applicant with confirmation of receipt of the application stating:

- (a) the date of delivery of the application for authorisation;
- (b) the time limit for a decision on the authorisation and advice that the time limit may be extended where permitted by a special regulation;
- (c) advice concerning the consequences of non-compliance with the conditions for the granting of authorisation within the set time limit;
- (d) advice that ordinary appeals may be lodged against any decision by the competent authority not to grant authorisation by means of notification or to reject an application for authorisation; and
- (e) information that, if the competent authority fails to decide whether to grant authorisation within the set time limit or an extended time limit, authorisation shall be deemed to have been granted where a special regulation¹⁸⁾ provides for such creation of authorisation.

(2) An application for authorisation may also be submitted through a point of single contact pursuant to Section 11, which shall issue the applicant with confirmation of receipt of the application. This shall be without prejudice to paragraph (1).

(3) An application for authorisation may also be submitted to a point of single contact or competent authority electronically, signed with an advanced electronic signature, via the Central Public Administration Portal.¹⁹⁾

Section 5

(1) Without undue delay after receiving a request, which may be delivered by electronic means of communication, the competent authority shall provide information on the conditions that must be met in order for authorisation to be granted.

(2) The provision of information shall not constitute legal advice; information shall be only general and explanatory in nature; it shall be provided in the State language.

Section 6

Information obligations of service providers

(1) Before providing a service or before signing a service provision contract, an established service provider or a cross-border service provider (hereinafter referred to as a 'service provider') shall inform the service recipient clearly and unambiguously of:

- (a) the trade name, legal form, place of business or residence, registered office, telephone number, fax number or electronic mailing address;
- (b) the name of the register or other official record of persons granted authorisation, and the number under which the service provider is registered in the register or record, if the service provider is registered in such a register or record;
- (c) the point of single contact or the competent authority that decided to grant the authorisation on the basis of which the provider provides the service;
- (d) the value added tax number, if assigned, otherwise the tax identification number;
- (e) the service provider's membership of a professional organisation, if a provider in a regulated profession, and the service provider's academic title and the Member State where the academic title was granted, if the service provider is a member of a professional organisation or has been granted an academic title;
- (f) general conditions for the provision of the service;

- (g) contractual provisions relating to the choice of law or choice of court applied by the service provider;
- (h) liability for defects, if such liability is provided beyond the scope of statutory obligations;
- (i) the service price or consideration, if the price or consideration is pre-determined;
- (j) the method for the calculation or the method for the determination of the price or consideration, where this is set after the provision of the service and the nature of the service does not allow the price or consideration to be set in advance;
- (k) a basic description of the service, if not apparent;
- (l) the contact details of the insurer with which the service provider has concluded an insurance contract, the scope of insurance covering liability for damage caused in the performance of activity, and the territorial extent of the insurance;
- (m) contact details to lodge a complaint or file a claim regarding a service provided or to obtain information on a service provided in the Slovak Republic.

(2) A service provider shall disclose the information pursuant to paragraph (1) by means of:

- (a) information available at the place where the service is provided, or where the service provision contract is concluded;
- (b) information documents intended for the service recipient, containing a detailed description of the service provided; or
- (c) electronic means of communication, especially the presentation of information on the service provider's website.

(3) At the request of the service recipient, a service provider shall also disclose information on:

- (a) the place where applicable professional rules may be obtained if the service provided is a regulated profession;²⁰⁾
- (b) the code of conduct that the service provider has undertaken to observe, information on where such a code may be consulted by electronic means of communication, and where appropriate the languages in which it is available;
- (c) the possibility of alternative dispute resolution, where this arises from the service provider's membership of a professional association or from the code of conduct that the service provider has undertaken to observe;
- (d) the service provider's business activity in other areas and its partnerships directly affecting the provision of the service, as well as measures taken to prevent conflicts of interest.

(4) If a service provider is a member of a professional association or has undertaken to observe a code of conduct allowing for alternative dispute resolution, the service provider shall inform the service recipient thereof and state this on every document containing a description of the service, including information on the content of, and conditions for, the use of alternative dispute resolution.

(5) If a service provider has an obligation to provide information under a special regulation,²¹⁾ the obligation to provide the information pursuant to paragraphs (1) to (4) shall apply only to the extent that it exceeds the obligation pursuant to the special regulation.

Section 7

Commercial communications of service providers

(1) A service provider in regulated professions shall be entitled to freedom of commercial communication. 'Commercial communication' means the presentation of a service, good, trade name, trademark or other rights and obligations related to service provision in the media and in any form; this shall be without prejudice to special regulations on the protection of competition.²²⁾

(2) The following shall not constitute commercial communications pursuant to paragraph (1):

- (a) information facilitating direct access to the activity of an undertaking or person, including but not limited to a domain name or an electronic mail address;
- (b) communications relating to the goods, services or trade name of a person, compiled in an independent manner, particularly when provided for no financial consideration.

Section 8

Cross-border service provision

(1) A cross-border service provider may provide services in the Slovak Republic subject to compliance with conditions for the provision of such services under the law of the State of establishment, save as otherwise provided for in this Act.

(2) Paragraph (1) shall not apply to;

- (a) services of general economic interest, which, for the purposes of this Act, means:
 - 1. postal services;
 - 2. energy services;
 - 3. the abstraction, use and application of water;
 - 4. the discharge of waste water into a receiving body of water;
 - 5. waste management;
 - 6. the supply of drinking water through a public water mains;
 - 7. the collection and treatment of urban waste water through a public sewer system;
 - 8. the verification of specific measuring instruments and official measurements;
- (b) the services of:

1. lawyers;
2. auditors.

Section 9

Information centre for service recipients

(1) The role of information centre for service recipients shall be played by the Ministry of Economy of the Slovak Republic.

(2) The information centre for service recipients shall provide:

- (a) general information on the requirements applicable in other Member States relating to access to, and the performance of, service activities, including but not limited to those relating to consumer protection;
- (b) general information on the means available to resolve a dispute between a service provider and a service recipient;
- (c) the contact details of associations established or organised for consumer protection, including the European Consumer Centre, where service providers or service recipients may obtain practical assistance.

(3) The information pursuant to paragraph (1) shall also include a simple explanation of the procedure for exercising a service recipient's right. The information shall be clear, easily accessible, including by electronic means of communication, and regularly updated.

(4) The information centre for service recipients may request the competent authority of another Member State to provide necessary information.

(5) If an authority of another Member State that performs the role of information centre requests the information centre for service recipients to provide information pursuant to paragraph (1), the information centre for service recipients shall provide the information requested to the authority requesting the information without undue delay.

Section 10

Non-discrimination of service recipients

A service provider shall ensure that service recipients have equal conditions of access to the services provided, irrespective of the nationality, place of permanent residence or registered office of the service recipient.

Section 11

Point of single contact

(1) A point of single contact shall be a place where applicants and service providers may fulfil obligations relating to the granting of authorisation and

service provision.

(2) The tasks and competence of a point of single contact shall be governed by a special regulation.²³⁾

(3) A point of single contact shall deliver an application for authorisation to the authority competent to grant authorisation within three working days of receipt thereof.

(4) If an application for authorisation is delivered via a point of single contact, without undue delay the competent authority shall notify the point of single contact electronically of:

- (a) the granting of authorisation;
- (b) the rejection of the application for authorisation; or
- (c) other relevant facts related to the application for authorisation.

(5) If an application is submitted via a point of single contact, procedure for the granting of authorisation shall be initiated on the date on which the application is delivered to the competent authority.

(6) Paragraphs (3) to (5) shall not apply where a point of single contact is also the competent authority.

Section 12

Supervision of cross-border service providers

(1) Cross-border service providers shall be supervised by the competent authorities pursuant to a special regulation²⁴⁾ in cooperation with the competent authorities of the State of establishment.

(2) Competent authorities shall conduct checks at the request of the competent authority of the State of establishment. Competent authorities may also conduct checks on their own or another's initiative. If a competent authority conducts a check at the request of the competent authority of the State of establishment, it shall notify the competent authority of the State of establishment of the result thereof without undue delay.

(3) Where a check cannot be conducted within the time limit requested by the competent authority of the State of establishment or to the required extent, the competent authority shall notify this to the competent authority of the State of establishment requesting the check.

(4) If a competent authority, upon conducting a check, discovers that the conduct of a cross-border service provider prejudices the rights or legally protected interests of a service recipient pursuant to a special regulation, it shall request the competent authority of the State of establishment to adopt appropriate measures to prevent the infringement of the service recipient's rights and legally protected interests.

(5) The competent authority may request the competent authority of another Member State for all information on disciplinary and administrative measures or penalties and protective measures and decisions relating to the insolvency or bankruptcy of a service provider and casting doubt on the service provider's professional reliability and competence to provide a service.

Section 13

Protection of service recipients in cross-border service provision

(1) If, in the provision of a service by a cross-border service provider, there is a risk of a loss of life or harm to health, property or the environment, the competent authority shall take measures against the cross-border service provider to ensure protection against imminent loss or harm.

(2) Before taking measures pursuant to paragraph (1), the competent authority shall request the competent authority of the State of establishment to take measures against the cross-border service provider and shall provide that competent authority of the State of establishment with all information on the service in question, on the cross-border provider of that service, and on the circumstances of the case. The competent authority may take measures against a cross-border service provider only after receipt of a response from the competent authority of the State of establishment.

(3) A measure pursuant to paragraph (1) may be taken only if:

- (a) the special regulation pursuant to which the measure is taken is not a regulation transposing a legally binding act of the European Union relating to the safety of services;
- (b) the measure taken guarantees a higher level of protection for the service recipient than any measure taken by the competent authority of the State of establishment;
- (c) the competent authority of the State of establishment has not taken any measure, does not plan to take any measure, or any measure it has taken is insufficient; and
- (d) the measure taken is proportionate, taking into account all the circumstances of the case.

(4) The competent authority, before taking a measure pursuant to paragraph (1), shall notify the European Commission and the competent authority of the State of establishment of its plan to take its own measure. In that notification, the competent authority shall state the reasons why it considers the measures of the competent authority of the State of establishment to be insufficient, if the competent authority of the State of establishment has taken such a measure, and shall note the fulfilment of the conditions pursuant to paragraphs (2) and (3).

(5) The competent authority may take a measure against a cross-border service provider once 15 working days have elapsed since the date of the notification pursuant to paragraph (4).

(6) The procedure referred to in paragraphs (2), (4) and (5) shall not apply if the taking of a measure against a cross-border service provider is justified by the urgency of the case and fulfils the conditions laid down by paragraph (3). The competent authority, upon taking such a measure, shall notify this to the European Commission and the Member State of establishment, accompanied by justification for the urgency of the case.

Section 14

Supervision of established service providers providing cross-border services in other Member States

(1) Established service providers shall be supervised by competent authorities pursuant to special regulations.²⁵⁾ Where it is necessary to conduct a check on an established service provider in another Member State in which that service provider provides cross-border services, the competent authority shall request the competent authority of the other Member State to conduct a check.

(2) The competent authority shall also conduct a check on an established service provider if requested to do so by a competent authority of another Member State. If a request for a check is delivered to the competent authority, the competent authority shall conduct a check to the extent required in accordance with special regulations without undue delay and shall notify the results to the competent authority of the other Member State without undue delay.

(3) The competent authority shall provide the competent authority of another Member State with all available information on disciplinary and administrative measures or penalties and protective measures and decisions relating to insolvency or bankruptcy and affecting the professional reliability and competence of an established service provider without undue delay further to a reasoned request. The competent authority shall inform the established service provider of this procedure without undue delay.

(4) The information pursuant to paragraph (3) shall be provided by the competent authority only on the basis of a decision which is final or enforceable. Where a decision is enforceable, the information shall indicate whether the decision is final or whether an appeal has been lodged against it and when a decision on the appeal is expected. The information shall also specify the special regulation pursuant to which an established service provider has been penalised or found guilty.

(5) At the request of a competent authority of another Member State, the competent authority shall also provide additional information on an

established service provider and shall confirm that the provider is established in the Slovak Republic and does not engage in activities in an unlawful manner, if such information is known to the competent authority.

(6) A request pursuant to paragraph (1) shall be reasoned. The competent authority may use information obtained further to a request only for the purposes of procedure pursuant to paragraph (1) and shall keep such information confidential.

Section 15

Notification requirement

(1) The competent authority shall notify the State of establishment, the Member States concerned and the European Commission without undue delay if it finds that a cross-border service provider's activity seriously endangers or could seriously endanger the health or safety of persons or the environment in the Slovak Republic or in another Member State.

(2) If the competent authority finds that the activity of an established service provider also providing cross-border services may pose serious harm to the health or safety of persons or to the environment in another Member State, the competent authority shall notify this to the other Member States and to the European Commission without undue delay.

Section 16

The competent authorities of other Member States shall be entitled to peruse the registers and other official records in which service providers are registered under the same conditions as competent authorities.

Section 17

Supervision

(1) Compliance with the obligations pursuant to this Act shall be supervised by the Slovak Trade Inspectorate (hereinafter referred to as the 'supervisory authority').

(2) Where legal services are provided pursuant to a special regulation,^{25a)} compliance with obligations pursuant to this Act shall be supervised by the Slovak Bar Association.

Section 18

Administrative offences

(1) A service provider who breaches an obligation pursuant to Section 6 or

Section 10 shall be deemed to have committed an administrative offence, for which the supervisory authority shall impose a fine:

- (a) from EUR 100 to EUR 1 500 if an obligation pursuant to Section 6 is not met;
- (b) from EUR 100 to EUR 3 000 if an obligation pursuant to Section 10 is not met.

(2) The seriousness of the breach of obligation, the duration, the consequences and any repetition thereof shall be taken into account when determining the amount of the fine.

(3) A fine may be imposed within one year of the date on which the supervisory authority finds that an obligation has been breached and no later than three years from the date on which the breach of obligation occurred.

(4) Proceeds from fines shall accrue to the central government budget.

Section 19 **Internal Market Information System**

(1) The information needed for an assessment of compliance with the requirements of Section 3(1), for decision-making on the granting of authorisation or for supervision by the competent authorities shall be provided and verified by means of the Internal Market Information System.²⁶⁾ This information shall be provided mutually further to a request. Competent authorities' access to personal data, the period of retention of personal data, and procedures relating to the protection of personal data shall be governed by a special regulation.²⁷⁾

(2) Information obtained by a competent authority via the Internal Market Information System in procedure on the granting of authorisation shall be as legally binding for the competent authority as information provided by the applicant in the application for authorisation or in accompanying documents.

Section 20 **Common provisions**

(1) Competent authorities' activity in the performance of tasks pursuant to this Act shall be coordinated by the Ministry of Economy of the Slovak Republic.

(2) A general regulation on administrative proceedings shall apply to procedure pursuant to this Act.

(3) A special regulation²⁸⁾ shall apply to the protection of the rights of service

recipients who are consumers, including their collective interests.

Section 21

This Act shall transpose the legal acts of the European Union referred to in the Annex.

Article II

Act No 63/1950 on the regulation of commerce in tobacco, salt and alcohol and on the abolition of State financial monopolies, as amended by Act of the National Council of the Slovak Republic No 150/1994 and Act No 289/1996, is hereby amended as follows:

1. In Section 8(1), the word ‘commercial’ is replaced by the word ‘trade’.
Footnote reference 1 is replaced by footnote reference 2.
Footnote 1 is deleted.
2. In Section 8(3), the word ‘commercial’ is replaced by the word ‘trade’.

Article III

Act of the Slovak National Council No 51/1988 on mining activity, explosives and the State mining authority, as amended by Act of the Slovak National Council No 499/1991, Act of the National Council of the Slovak Republic No 154/1995, Act No 58/1998, Act No 533/2004, Act No 577/2007 and Act No 292/2009, is hereby amended as follows:

1. The following paragraphs (15) to (18) are added to Section 4a:
(15) An application for mining authorisation shall be submitted to the district mining office locally competent for the place of residence of the natural person or the registered office of the legal person applying for the authorisation. Where an application for mining authorisation is submitted by a foreign person, the Bratislava District Mining Office shall be locally competent.

(16) An application pursuant to paragraph (15) may also be submitted through a district authority performing the duties of a point of single contact^{3ga)} (hereinafter referred to as a “point of single contact”). A point of single contact shall forward an application together with the accompanying documents to the competent district mining office within the time limit and by the means pursuant to a special regulation.^{3gb)}

(17) If an application pursuant to paragraph (15) is submitted through a point of single contact, the procedure for granting mining authorisation shall commence on the date of delivery of the application to the locally competent

district mining office, which shall issue confirmation thereof.^{3gc)}

(18) The district mining office shall notify the point of single contact of the granting of mining authorisation without undue delay after the decision granting the authorisation becomes final.'

Footnotes 3ga, 3gb and 3gc are worded as follows:

'3ga) Section 11 of Act No 136/2010 on services in the internal market and amending certain acts.

3gb) Section 66ba of Act No 455/1991 on licensed trading (the Trading Act), as amended by Act No 136/2010.

3gc) Section 4(1) of Act No 136/2010.'

2. The following Section 46a, including the heading, is inserted after Section 46:

'Section 46a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market^{25b)} shall apply to the performance of activities pursuant to this Act, the procedure for submitting applications for authorisation, the granting of authorisation, and supervision pursuant to this Act, save as otherwise provided for in this Act.'

Footnote 25b is worded as follows:

'25b) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.'

Article IV

Act of the Slovak National Council No 330/1991 on land consolidation, the settlement of land ownership, district land offices, the land fund and land associations, as amended by Act of the Slovak National Council No 293/1992, Act of the Slovak National Council No 323/1992, Act of the National Council of the Slovak Republic No 187/1993, Act of the National Council of the Slovak Republic No 180/1995, Act No 222/1996, Act No 80/1998, Act No 256/2001, Act No 420/2002, Act No 518/2003, Act No 217/2004, Act No 523/2004, Act No 549/2004, Act No 571/2007, Act No 285/2008, Act No 66/2009 and Act No 499/2009, is hereby amended as follows:

The following Sections 42q and 42r, including their headings, are inserted after Section 42p:

'Section 42q
Transitional provision concerning an amendment effective as of 1 June 2010

Natural persons projecting land consolidation (Section 25a) as a

self-employed activity shall obtain a business authorisation pursuant to a special regulation^{58a)} by 31 December 2010, otherwise they shall lose authorisation to project land consolidation.

Section 42r

Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market⁵⁹⁾ shall apply to the performance of activity, the procedure for submitting applications for licences and the procedure for granting licences pursuant to Section 25a, and to supervision pursuant to this Act, save as otherwise provided for in this Act.'

Footnotes 58a and 59 are worded as follows:

'58a) Act No 455/1991 on licensed trading (the Trading Act), as amended.

59) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.'

Article V

Act No 455/1991 on licensed trading (the Trading Act), as amended by Act No 231/1992, Act No 600/1992, Act of the National Council of the Slovak Republic No 132/1994, Act of the National Council of the Slovak Republic No 200/1995, Act of the National Council of the Slovak Republic No 216/1995, Act of the National Council of the Slovak Republic No 233/1995, Act of the National Council of the Slovak Republic No 123/1996, Act of the National Council of the Slovak Republic No 164/1996, Act of the National Council of the Slovak Republic No 222/1996, Act of the National Council of the Slovak Republic No 289/1996, Act of the National Council of the Slovak Republic No 290/1996, Act No 288/1997, Act No 379/1997, Act No 70/1998, Act No 76/1998, Act No 126/1998, Act No 129/1998, Act No 140/1998, Act No 143/1998, Act No 144/1998, Act No 161/1998, Act No 178/1998, Act No 179/1998, Act No 194/1998, Act No 263/1999, Act No 264/1999, Act No 119/2000, Act No 142/2000, Act No 236/2000, Act No 238/2000, Act No 268/2000, Act No 338/2000, Act No 223/2001, Act No 279/2001, Act No 488/2001, Act No 554/2001, Act No 261/2002, Act No 284/2002, Act No 506/2002, Act No 190/2003, Act No 219/2003, Act No 245/2003, Act No 423/2003, Act No 515/2003, Act No 586/2003, Act No 602/2003, Act No 347/2004, Act No 350/2004, Act No 365/2004, Act No 420/2004, Act No 533/2004, Act No 544/2004, Act No 578/2004, Act No 624/2004, Act No 650/2004, Act No 656/2004, Act No 725/2004, Act No 8/2005, Act No 93/2005, Act No 331/2005, Act No 340/2005, Act No 351/2005, Act No 470/2005, Act No 473/2005, Act No 491/2005, Act No 555/2005, Act No 567/2005, Act No 124/2006, Act No 126/2006, Act No 17/2007, Act No 99/2007, Act No 193/2007, Act No 218/2007, Act No 358/2007,

Act No 577/2007, Act No 112/2008, Act No 445/2008, Act No 448/2008, Act No 186/2009, Act No 492/2009, Act No 568/2009 and Act No 129/2010, is hereby amended as follows:

1. In Section 3(2)(m), the following words are added at the end: ‘motorised road transport [domestic non-scheduled bus transport, domestic freight road transport, domestic taxi services;^{23a)}’.

2. In Section 3(2)(x), the words ‘recruitment services for consideration and’ are inserted after the words ‘except for’.

3. In Section 3(2), subparagraph (zn) is deleted.

The existing subparagraphs (zo) to (zr) are renumbered as subparagraphs (zn) to (zq), respectively.

4. In Section 5(1), the semi-colon and the words ‘a permit to carry on a trade (hereinafter referred to as a “licence”) shall be required only in cases defined by this Act’ are deleted.

5. In Section 8(6), the words ‘trade licence or trade permit’ are replaced by the words ‘certificate of trade authorisation’.

6. Section 9 is deleted.

7. In Section 10, paragraphs (1) to (4) are amended as follows:

‘(1) Authorisation to carry on a trade (hereinafter referred to as a “trade authorisation”) shall be established for legal persons already entered in the Commercial Register, legal persons not required to be entered in the Commercial Register, and natural persons residing in a Member State of the European Union or in a Member State of the Organisation for Economic Cooperation and Development on the date of notification, or, where a later date for the commencement of the trade is given in the notification, on that date; the date of notification shall be regarded as the date on which the notification contains all particulars pursuant to Sections 45, 45a and 46. A submission that meets the requirements for notification and contains an object of business for which the undertaking already has a trade authorisation or which is not a trade shall not constitute notification.

(2) The following shall be proof of trade authorisation:

- (a) a certificate of fulfilment of the conditions laid down in this Act for carrying on a trade (hereinafter referred to as a “certificate of trade authorisation”); until a certificate of trade authorisation has been issued, a true copy of the notification with proof of delivery;
- (b) an excerpt from the Trade Register.

(3) Save as otherwise provided for in this Act, foreign persons^{28a)} and natural persons who are required to be entered in the Commercial Register pursuant to a special regulation shall be issued with a certificate of trade authorisation prior to the creation of an entry in the Commercial Register if

they meet the specified conditions. If they do not meet such conditions, they shall be issued with a decision to that effect.

(4) At the request of founders, bodies or persons entitled to apply for the registration of a Slovak legal person in the Commercial Register, the Trade Licensing Office shall issue a certificate of trade authorisation prior to the creation of an entry in that register subject to proof that the legal person has been established and complies with the specified conditions. If they do not meet such conditions, they shall be issued with a decision to that effect.'

Footnote 28a is worded as follows:

'28a) Section 21 of the Commercial Code.'

8. The following paragraph (8) is added to Section 10:

'(8) A notification by which a trade authorisation is established cannot be retracted.'

9. In Section 11(4), the words 'Section 58(1)(d)' are replaced by the words 'Section 58(1)(c)'.

10. In Section 11(6), the words 'vocational, regulated or concession trade' are replaced by the words 'vocational or regulated trade'.

11. In the second sentence of Section 11(7), the words 'vocational trade, regulated trade or concession trade (Section 7) or does not reside' are replaced by the words 'vocational trade or regulated trade (Section 7), or meets these conditions but does not reside'.

12. In Section 11(8), the words 'vocational trade, regulated trade or concession trade' are replaced by the words 'vocational trade or regulated trade'.

13. In Section 12(2), the words 'or applies for a licence' are deleted.

14. In Section 13(7), the words 'or Section 50' are deleted and the words 'trade licence or trade permit' are replaced by the words 'certificate of trade authorisation'.

15. In Section 14(3), the words 'trade licences or trade permits' are replaced by the words 'certificates of trade authorisation'.

16. The heading above Section 19 is worded as follows: 'TYPES OF TRADE'.

17. In Section 19, the word 'Notifiable' is deleted.

18. In Section 22(1)(c), the words 'at least' are inserted after the words 'completion of'.

19. In Section 25, paragraph (1) is amended as follows:

'(1) Unqualified trades are trades that are not listed in Annexes 1 or 2 and whose designation does not correspond to the content of trades listed in those Annexes.'

20. In Division Two, Title II is deleted.

21. In Section 28(1), the words 'content of the trade licence or trade permit' are replaced by the words 'wording of the object of business'.

22. In Section 30(1), the first sentence is amended as follows: 'An undertaking shall mark its establishment no later than the date on which it starts to carry on a trade.'

23. In Section 34(1)(j), the words 'if the sale thereof does not require a licence,' are deleted.

24. The heading of DIVISION FOUR and TITLE I is worded as follows:

DIVISION FOUR
NOTIFICATION OF A TRADE, TRADE REGISTER

TITLE I
NOTIFICATION OF A TRADE
PARTICULARS OF A NOTIFICATION OF A TRADE'

25. In Section 45(1), the word 'notifiable' is deleted.

26. In Section 45(5), the words 'trade licence' are replaced by the words 'certificate of trade authorisation'.

27. At the start of Section 45(5)(e), the words 'the marking and' are inserted.

28. In Section 45, the following new paragraph (6) is inserted after paragraph (5):

'(6) A natural person permanently residing abroad or a legal person established abroad shall also specify an authorised representative in the Slovak Republic for the receipt of deliveries.'

The existing paragraph (6) is renumbered as paragraph (7).

29. Section 45a, including the heading, is replaced by the following:

'Section 45a
Other details for notification

(1) Upon notifying a trade, a natural person or a legal person shall state the details necessary to request an excerpt from the register of criminal convictions, i.e. the place and district of birth, the father's given name and surname, the mother's given name, surname and maiden name, and, where given names and surnames have changed, the original given names and surnames of nationals of a Member State of the European Union to whom the requirement of integrity applies pursuant to this Act. This shall not

apply where an excerpt from the register of criminal convictions is submitted pursuant to Section 66f.

(2) Upon notifying a trade, a natural person who is not registered with a tax administrator that constitutes a tax office shall state the details necessary to comply with the obligation of registration and the obligation of notification required pursuant to a special regulation.^{36d)} A legal person who is not registered with a tax administrator that constitutes a tax office may also state, upon notifying a trade, the details necessary to comply with the obligation of registration and the obligation of notification required pursuant to a special regulation.^{36d)}

(3) Upon notifying a trade, a natural person who has yet to be registered in the compulsory health insurance system shall also state the details required pursuant to a special regulation^{36e)} to register in the compulsory health insurance system.

(4) Upon notifying a trade, a natural person who is registered in the compulsory health insurance system shall:

- (a) state the trade name of the insurance company with which he is registered;
- (b) notify any change in the payer of insurance contributions where required further to a special legislative act.

(5) Persons required to be entered in the Commercial Register^{36f)} may, upon notifying a trade, also state the details and submit the documents required pursuant to a special legislative act^{36g)} for an application for details to be entered in the Commercial Register.^{36h)}

Footnotes 36d to 36h are worded as follows:

‘36d) Section 31(1) and (3) of Act of the Slovak National Council No 511/1992 on the administration of taxes and charges and on changes to the system of territorial financial bodies, as amended.

36e) Act No 580/2004 on health insurance and amending Act No 95/2002 on insurance and amending certain acts, as amended.

36f) Section 27(2) of the Commercial Code.

36g) Section 6(1)(b) and (c) and Section 6(2) of Act No 530/2003, as amended.

36h) Section 5, Section 5b et seq., and Section 15d(3) of Act No 530/2003, as amended by Act No 136/2010.’

30. In Section 46, the following subparagraph (f) is added to paragraph (1):

‘(f) append an excerpt from the register of criminal convictions for persons who are not citizens of a Member State of the European Union and to whom the requirement of integrity applies pursuant to this Act.’

31. In Section 46, the following subparagraph (f) is added to paragraph (2):

‘(f) append an excerpt from the register of criminal convictions for persons who are not citizens of a Member State of the European Union and to whom

the requirement of integrity applies pursuant to this Act.'

32. In Section 46(4), the words 'the Slovak Republic' are replaced by the words 'a Member State of the European Union'.

33. In Section 46(5), the words 'Save as otherwise provided for in Section 66f, for natural persons who are not citizens of the Slovak Republic' are replaced by the words 'For natural persons who are not citizens of a Member State of the European Union'.

34. The heading above Section 47 is worded as follows: 'Issuance of a certificate of trade authorisation'.

35. In Section 47, paragraphs (1) to (5) are amended as follows:

'(1) Where the Trade Licensing Office finds that a notification contains all the particulars pursuant to Section 45, Section 45a(1) to (4) and Section 46, and the undertaking satisfies the conditions laid down by this Act, it shall issue a certificate of trade authorisation no later than five working days after the date on which it receives the notification of a trade and excerpts from the register of criminal convictions.

(2) A certificate of trade authorisation issued to a natural person shall contain:

- (a) personal data of the undertaking;
- (b) the trade name;
- (c) the registration number;
- (d) the object or objects of business;
- (e) the place of business;
- (f) the period for which the trade authorisation is issued if the person has notified that the trade is to be carried on for a specific period;
- (g) the date of commencement of the trade, if the notification has stated a later date of commencement of the trade;
- (h) the date of issuance of the certificate of trade authorisation.

(3) The Trade Licensing Office shall assign the natural person a registration number. The competent authority of State administration shall inform the Trade Licensing Office of the necessary registration numbers.

(4) A certificate of trade authorisation issued to a legal person shall contain:

- (a) the trade name and legal form;
- (b) the registered office;
- (c) the registration number;
- (d) the object or objects of business;
- (e) the period for which the trade authorisation is issued if the person has notified that the trade is to be carried on for a specific period;
- (f) the date of commencement of the trade, where this concerns a legal person pursuant to Section 10(1) and that legal person intends to start carrying on the trade on a date later than the date of the notification;

(g) the date of issuance of the certificate of trade authorisation.

(5) A certificate of trade authorisation issued to a foreign person shall also contain the foreign person's designation, the address of the place of business of the foreign person's undertaking or the place of business of the organisational unit of the foreign person's undertaking in the Slovak Republic, and personal data of the manager of the foreign person's undertaking or of the manager of the organisational unit of the foreign person's undertaking. Details of the place of business shall not be stated in a certificate of trade authorisation for a foreign natural person.'

36. In Section 47(6), the words 'or is incomprehensible' are inserted after the number '46'.

37. In Section 47, the following new paragraph (8) is inserted after paragraph (7):

'(8) If a submission is not a notification, the Trade Licensing Office shall take a decision thereon within the time limit pursuant to paragraph (1).'

The existing paragraphs (8) and (9) are renumbered as paragraphs (9) and (10), respectively.

38. In Section 47(10), the words 'trade licence' are replaced by the words 'certificate of trade authorisation'.

39. In the second sentence of Section 49(2), the words 'trade licence' are replaced by the words 'certificate of trade authorisation'.

40. In Division Four, Title II is deleted.

41. In Section 57(1)(g), the words 'with respect to notifiable trades' are deleted and the words 'Section 58(1)(d)' are replaced by the words 'Section 58(1)(c)'.

42. In Section 57, paragraph (3) is amended as follows:

'(3) Unless a later date is stated in the notification pursuant to paragraph (1)(g), a certificate of trade authorisation shall terminate on the day following the date of delivery of a notification of termination of business to the Trade Licensing Office. A notification of termination of business may be retracted at the latest on the day preceding the date of termination of the trade authorisation.'

43. The following paragraphs (4) to (6) are added to Section 57:

'(4) An undertaking may notify the locally competent Trade Licensing Office of the suspension of a trade. The suspension of a trade authorisation shall take effect on the date of delivery of a notification of suspension of a trade to the Trade Licensing Office or, if a later date is stated in the notification, on that date.

(5) After the suspension of a trade, an undertaking shall obtain a trade

authorisation at the end of the period of suspension of the trade or on the day stated in a notification of a change to the period of suspension of the trade.

(6) A suspension of a trade may not last less than six months or longer than three years.'

44. In Section 58(1), subparagraph (c) is deleted.
The existing subparagraph (d) is renumbered as subparagraph (c).

45. In Section 58(2)(a), the words 'trade permit,' are deleted.

46. In Section 58(2), subparagraph (b) is amended as follows:
'(b) on its own initiative or that of another person cancel a trade authorisation for one or more trades if the undertaking fails to start carrying on a trade within two years from the establishment of the trade authorisation, or if the undertaking, without suspending a trade, ceases to carry on the trade for a period exceeding two years;'

47. In Section 58(2), subparagraph (c) is deleted.

48. In Section 58(3), the words 'trade licence or trade permit' are replaced by the words 'certificate of trade authorisation'.

49. In Section 58, paragraph (4) is amended as follows:
'(4) A person whose trade authorisation has been cancelled for the reasons listed under paragraph (1)(c) or paragraph (2)(a) may notify a trade no earlier than three years after the decision to cancel the trade authorisation becomes final.'

50. In Section 60, paragraph (1) is amended as follows:
'(1) The Trade Register (hereinafter referred to as the "Register") shall comprise a set of data on undertakings as specified in this Act. Details shall be entered in the Register by district authorities via the licensed trading information system administered by the Ministry of the Interior of the Slovak Republic.'

51. In Section 60(2), subparagraph (f) is amended as follows:
'(f) the object or objects of business;'

52. In Section 60(4), the words 'details listed under paragraph (2)(a), points 4, 5 and 7' are replaced by the words 'surname at birth, personal identification number, date and place of birth'.

53. The following paragraphs (5) and (6) are added to Section 60:
'(5) Details entered in the public part of the Register shall be made public without undue delay.

(6) If Trade Licensing Office inspectors find that an establishment entered in

the Register has been shut down, the Trade Licensing Office shall delete the address of the establishment from the Register.'

54. Section 60a, including the heading, is replaced by the following:

'Section 60a

Excerpt from the Register and overview of details entered

(1) Every person shall have the right to request the Trade Licensing Office for an excerpt from the public part of the Register. An excerpt from the public part of the Register shall contain details entered therein applicable on the date of issuance of the excerpt.

(2) Where a certain entry does not exist in the public part of the Register, the Trade Licensing Office shall issue confirmation thereof on request.

(3) Save as otherwise provided for in this Act, details from the non-public part of the Register may be provided only to the natural person to whom the details relate. The Trade Licensing Office shall, on request, issue such a person with an excerpt to the extent of the details entered in the public and non-public parts of the Register that are applicable on the date of issuance of the excerpt.

(4) On request, a natural person to whom details relate may be issued with an overview of the details entered, containing information on details applicable on the date of issuance thereof and information on details that are no longer applicable on the date of issuance thereof.'

55. In Section 60b, paragraph (4) is amended as follows:

'(4) Without undue delay after a trade authorisation is established, details required for tax registration or for registration in the compulsory health insurance system pursuant to special regulations shall be sent electronically via the licensed trading information system to the address of the electronic registry common for tax offices or to the information system of the health insurance company concerned. Changes to details from the Register, as notified pursuant to Section 49, shall also be sent to the electronic registry common for tax offices or to the information system of the health insurance company concerned without undue delay.'

56. In Section 61(1), the words 'and from the conditions imposed by a trade permit' are deleted.

57. Section 65 is deleted.

58. In Section 65a, paragraph (1) is deleted.

The existing paragraphs (2) to (4) are renumbered as paragraphs (1) to (3), respectively.

59. In Section 65a(1)(a), the word 'notifiable' is deleted.

60. In Section 65a(2)(c), the words ‘or in the application on the basis of which it was decided to grant a licence (Section 56(1))’ are deleted.

61. In Section 65b(1), the words ‘in Section 17(7)’ are inserted after the words ‘For a breach of the obligations laid down’, and the words ‘Section 65a(2)(b)’ are replaced by the words ‘Section 65a(1)(b)’.

62. In Section 66(1), the words ‘Sections 63 to 65’ are replaced by the words ‘Sections 63 and 64’.

63. In Section 66(2), the words ‘pursuant to this Act’ are replaced by the words ‘pursuant to this Act or a special legislative act’.

64. In Section 66b(1), the words ‘single automated information system in licensed trading’ are replaced by the words ‘licensed trading information system’.

65. In Section 66b, paragraph (2) is amended as follows:

‘(2) A district authority shall perform the duties of a point of single contact pursuant to this Act for activities relating to:

- (a) a trade;
- (b) business further to an authorisation other than a trade authorisation, where so provided for by special legislative acts;
- (c) the provision of services pursuant to a special legislative act.³⁹⁾’.

Footnote 39 is worded as follows:

‘39) Section 2(a) of Act No 136/2010 on services in the internal market and amending certain acts.’

66. The following paragraphs (3) and (4) are added to Section 66b:

‘(3) The district authority locally competent to performing the duties of a point of single contact pursuant to paragraph (2)(b) and (c) and for foreign persons shall be the district authority in the regional seat.

(4) The district authority in the regional seat shall issue a document evidencing the nature and length of experience in the activities constituting the trade.’

67. Section 66ba, including the heading, is amended as follows:

**‘Section 66ba
Duties of a point of single contact**

(1) A point of single contact shall provide information on:

- (a) general and specific conditions of business and on the conditions of service provision in the Slovak Republic;
- (b) procedures for dealing with particulars relating to the possibility of acquiring business authorisation and access to service provision;
- (c) the contact details for authorities competent pursuant to special regulations to decide on matters regarding business and

- service provision, and for other organisations^{41ab)} able to offer practical assistance to service providers and service recipients;
- (d) the possibility of accessing the public part of the Register with databases of service providers;
- (e) generally available means of resolving disputes relating to the establishment of business authorisation or to the possibility of service provision, and to service provision per se.
- (2) The provision of information shall not constitute legal advice; information shall only be general and explanatory in nature. Information shall be provided in the State language without undue delay after the receipt of a request, which may also be delivered by electronic means.
- (3) A point of single contact shall accept from natural persons or legal persons applying for authorisation to carry on a trade or for authorisation to engage in business other than on the basis of a trade authorisation:
- (a) notification of a trade pursuant to this Act;
- (b) details and documents, including administration fees, required pursuant to special legislative acts for the submission of an application for authorisation to engage in business other than on the basis of a trade authorisation pursuant to special legislative acts;
- (c) the details necessary for the registration and notification of a taxpayer pursuant to a special regulation;^{41ac)}
- (d) the details necessary for registration in a compulsory health insurance system and for notification of a change in the payer of health insurance contributions;^{41ad)}
- (e) details and documents, including court fees, required pursuant to a special legislative act for the entry of details in the Commercial Register;^{41ae)}
- (f) the details necessary to request an excerpt from the register of criminal convictions.
- (4) The documents pursuant to paragraph (3)(b) and (e) may be submitted:
- (a) in paper form, which the point of single contact shall convert into electronic form after payment of an administration fee; or
- (b) electronically, signed with an advanced electronic signature.
- (5) A point of single contact shall verify and enter in the information system of points of single contact the details pursuant to paragraph (3)(b) to (f) and shall be responsible for the accuracy thereof. If the accuracy of the details pursuant to paragraph (3) is called into question, the point of single contact shall make the documentation available to the competent authority. The information system of points of single contact shall be administered by the Ministry of the Interior of the Slovak Republic.
- (6) A point of single contact shall send the details and documents pursuant to paragraph (3)(b) and (f) to the competent authority electronically without undue delay; it shall send details pursuant to paragraph (3)(c) and (d) without undue delay after the establishment of a trade authorisation or

after obtaining information on the granting of an authorisation to engage in business other than on the basis of a trade authorisation pursuant to special legislative acts to the address of the electronic registry common for tax offices or to the information system of the health insurance company concerned, and, in those cases pursuant to paragraph (3)(e), to the court of registration with due jurisdiction.

(7) The point of single contact shall append, to the details and documents it is sending, the registration number assigned^{36ca)} and, where required by special legislative acts, an excerpt from the register of criminal convictions or information on the integrity of the natural persons concerned.

(8) The point of single contact shall also perform other duties where so provided for by a special regulation.³⁹⁾.

Footnotes 41ab to 41ae are worded as follows:

41ab) For example, Act No 128/2002 on State control of the internal market in matters of consumer protection and amending certain acts, as amended; Act No 126/1998 on the Slovak Trade Chamber and amending certain acts, as amended.

41ac) Section 31 of Act of the Slovak National Council No 511/1992, as amended.

41ad) Section 6(1), Section 8(1), and Section 23(1)(a) and (b) and (8) of Act No 580/2004, as amended.

41ae) Section 15d(3) of Act No 530/2003 on the Commercial Register and amending certain acts, as amended by Act No 136/2010.'

68. In Section 66f, paragraph (1) is amended as follows:

'(1) A Community person who is not a citizen of the Slovak Republic may also prove compliance with the general condition for carrying on a trade pursuant to Section 6(1)(c) by means of an excerpt from a register of criminal convictions issued in the home Member State or the Member State of origin of a natural person or, where no such excerpts are issued, by means of an equivalent document issued by a competent judicial authority or administrative authority; where such documents are not issued, or where no such excerpt or equivalent document is issued by competent authorities in the home Member State or in the Member State of origin of a natural person within two months of submission of an application, that person shall prove compliance by means of a solemn declaration made before an authority of the home Member State or Member State of origin that is competent to verify the content thereof and the authenticity of the signature. The documents shall not be more than three months old at the time of submission and shall be submitted together with a translation into the State language.'

69. In Section 66g(1) and (2), the words '1 to 3' are replaced by the words '1 and 2'.

70. In Section 66h(1), the words '1 to 3' are replaced by the words '1 and 2'.

71. In Section 66i, paragraph (1) is amended as follows:

‘(1) A Community person shall have professional competence for trades under list I upon performing the activities concerned for a period of:

- (a) six consecutive years as a self-employed person or in a managerial position;^{42b)} or
- (b) three consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has gained at least three years’ prior education in respect of the activities concerned; or
- (c) four consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has gained at least two years’ prior education in respect of the activities concerned; or
- (d) three consecutive years as a self-employed person if he simultaneously proves that he has performed the activities concerned in the position of an employee for at least five years; or
- (e) five consecutive years in a managerial position, in three years of which he performed duties of a technical nature and was responsible for at least one department of the undertaking if he simultaneously proves that he has gained at least three years’ prior education in respect of the activities concerned.’

Footnote 42b is worded as follows:

‘42b) Section 2(p) of Act No 293/2007.’

72. In Section 66j, paragraph (1) is amended as follows:

‘(1) A Community person shall have professional competence for trades under list II upon performing the activities concerned for a period of:

- (a) five consecutive years as a self-employed person or in a managerial position;^{42b)} or
- (b) three consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has gained at least three years’ prior education in respect of the activities concerned; or
- (c) four consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has gained at least two years’ prior education in respect of the activities concerned; or
- (d) three consecutive years as a self-employed person if he simultaneously proves that he has performed the activities concerned in the position of an employee for at least five years; or
- (e) five consecutive years in the position of an employee if he simultaneously proves that he has gained at least three years’ prior education in respect of the activities concerned; or
- (f) six consecutive years in the position of an employee if he simultaneously proves that he has gained at least two years’ prior education in respect of the activities concerned.’

73. In Section 66k, paragraph (1) is amended as follows:

‘(1) A Community person shall have professional competence for trades under list III upon performing the activities concerned for a period of:

- (a) three consecutive years as a self-employed person or in a managerial

- position; ^{42b)} or
- (b) two consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has gained prior education in respect of the activities concerned; or
 - (c) two consecutive years as a self-employed person or in a managerial position if he simultaneously proves that he has performed the activities concerned in the position of an employee for at least three years; or
 - (d) three consecutive years in the position of an employee if he simultaneously proves that he has gained prior education in respect of the activities concerned.'

74. In Section 66m(2), the words '1 to 3' are replaced by the words '1 and 2' and the words 'officially verified' are deleted.

75. In Section 66n(3), the words 'officially verified' are deleted.

76. The following Section 79a, including the heading, is inserted after Section 79:

'Section 79a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market^{47a)} shall apply to the performance of activities, the procedure for submitting applications for certification, the certification procedure, and supervision pursuant to this Act, save as otherwise provided for in this Act.'

Footnote 47a is worded as follows:

'47a) Sections 3 to 8 and 10 to 16 of Act No 136/2010.'

77. The following Sections 80s and 80t, including their headings, are inserted after Section 80r:

'Section 80s
Transitional provisions effective as of 1 June 2010

(1) Trade licences and trade permits issued prior to 31 May 2010 shall remain in force.

(2) Where special regulations use the terms "trade licence" or "trade permit", this means "certificate of trade authorisation".

(3) Undertakings in respect whom a decision to suspend a trade has been taken prior to 31 May 2010 shall revise their legal relations in accordance with Section 57(6) within three years of the entry of this Act into effect, otherwise their suspended trade authorisation shall terminate upon expiry of this period.

(4) Natural persons and legal persons engaging in the development, manufacture and sale of security systems or alarm systems and systems

and equipment facilitating the monitoring of the movements and actions of persons in a protected structure, in a protected area or in the vicinity thereof, which shall become trades as of 1 June 2010, may continue such activities until the expiry of the licence granted for such activities pursuant to special regulations, but in any event until no later than 31 December 2010.

(5) Natural persons and legal persons engaged in recruitment services for consideration, which shall become a trade on 1 June 2010, and who obtained authorisation to perform such activities pursuant to a special regulation prior to 31 May 2010, may perform such activities until 31 December 2010.

Section 80t

In Section 22(1)(e), effective until 31 December 2011, the words ‘and proof of at least six months’ subsequent experience in the field’ are inserted after the words ‘educational institution’, and the words ‘issued by the Ministry of the Interior of the Slovak Republic’ are inserted after the words ‘examining board’.

78. In Annex 1 (Vocational Trades), the following Trade 24 is inserted after Trade 23: ‘24. Roofer’.

The existing Vocational Trades 24 to 32 are renumbered as Vocational Trades 25 to 33, respectively.

79. The following Trade 34 is inserted at the end of Annex 1 (Vocational Trades):

‘34. Manicure – pedicure’.

80. The existing Annex 2 is replaced by the following new Annex 2: ‘Annex 2 to Act No 455/1991, as amended’ REGULATED TRADES

No	Trade	Proof of competence	Remarks	List
GROUP 201 – Manufacture of metals and metal products				
1.	Alloying of precious metals	professional competence pursuant to Sections 21 and 22 of the Trading Act and certificate of fulfilment of further conditions of professional competence	Section 52(1) of Act No 10/2004 on the hallmarking and testing of precious metals (the Hallmarking Act), as amended by Act No 221/2007	I – applies to professional competence pursuant to Sections 21 and 22 of the Trading Act
GROUP 202 – Manufacture of machinery and equipment, general and for specific economic sectors				
2.	Repairs, specialised inspections and specialised tests of dedicated technical equipment	– authorisation for activity or – certificate for the performance of activity	Section 15(1) and (9) of Act No 124/2006 on health and safety at work and amending certain acts	

3.	Assembly, repair and performance of inspections and tests of dedicated technical equipment*)	authorisation	Section 8a(3)(b) of Act No 51/1988 on mining activity, explosives and the State mining authority, as amended by Act No 577/2007 *) only within the scope of supervision by the State mining authority	
4.	Development and manufacture of weapons or ammunition	- secondary vocational education in gun making and two years of practical experience or - 10 years of practical experience		I
5.	Repair, modifications, destruction, deactivation or manufacture of weapon bores	- secondary vocational education in gun making and two years of practical experience or - 10 years of practical experience		
GROUP 204 – Manufacture of healthcare products, precision and optical instruments and watches and clocks				
6.	Repair and assembly of specific measuring instruments	examination certificate	Section 29(2) of Act No 142/2000 on metrology and amending certain acts, as amended	
7.	Verification of specific measuring instruments or Official measurement	decision on authorisation	Section 24 of Act No 142/2000	
8.	Ophthalmic optics	- further vocational education at secondary healthcare school (course: certified ophthalmologist) or - full secondary vocational education at secondary healthcare school (course: optician) and five years of practical experience	Section 33(2) of Act No 578/2004 on healthcare providers, health professionals, and professional healthcare organisations and amending certain acts, as amended	
9.	Dental technology	- higher education (course: dental technology) or - further vocational education (course: certified dental technician) or - full secondary vocational education at secondary healthcare school (course: dental technology) and five years of practical experience	Section 33(2) of Act No 578/2004	
GROUP 213 – Construction				

10.	Preparation of documentation and design of simple structures, small structures and alterations to such structures	higher or full secondary vocational education in the relevant technical field	Section 45(6) of Act No 50/1976 on spatial planning and the Building Code (the Building Act), as amended	
11.	Procurement of spatial planning supporting and regular documentation	proof of professional competence	Section 2a(5) of Act No 50/1976, as amended by Act No 237/2000	
12.	Preparation of nature and countryside protection documentation	confirmation of entry in a list of professionally competent persons	Section 55 of Act No 543/2002 on the protection of nature and the countryside, as amended	
13.	Management of construction of structures for individual recreation, ground structures and building site facilities, provided that their built-up area does not exceed 300 m ² and a height of 15 m, small structures and alterations thereto	– higher education in construction or architecture or – secondary vocational education in construction and three years of practical experience	Section 44(2) of Act No 50/1976	
14.	Construction management or Construction supervision or Energy performance certification	– certificate of an examination of professional competence or – certificate of attainment of special professional competence	Section 31(2)(j) and (k) of Act of the Slovak National Council No 138/1992 on chartered architects and chartered civil engineers, as amended	
15.	Energy auditing	certificate of entry in a list of energy auditors	Section 9(1) of Act No 476/2008 on efficiency in energy use (the Energy Efficiency Act) and amending Act No 555/2005 on the energy performance of buildings and amending certain acts, as amended by Act No 17/2007	
16.	Blasting work	– blasting foreman authorisation, age 21 years, or – blasting technical manager, age 24 years	Section 35 of Act of the Slovak National Council No 51/1988 on mining activity, explosives and the State mining authority, as amended	
17.	Landscaping	– higher education in horticulture, agriculture or forestry, or – secondary vocational education in horticulture, agriculture or forestry and two years of practical experience		
18.	Technical certification of construction products	authorisation to issue and cancel technical certification pursuant to Act No 90/1998 on construction products,	Section 4(4) of Act No 90/1998 on construction products, as amended	

		as amended		
19.	Safety coordination activities	<ul style="list-style-type: none"> - certificate of an examination of professional competence to perform duties as a construction manager or supervisor or - certificate of an authorised safety technician 	Section 6(1) of Regulation of the Government of the Slovak Republic No 396/2006 on minimum health and safety requirements on building sites	
GROUP 214 - Other				
20.	Operation of a driving school	certificate of registration of a driving school	Section 3(8) of Act No 93/2005 on driving schools and amending certain acts, as amended	
21.	Driving school instructor	instructor's licence	Section 10 of Act No 93/2005	
22.	Assembly of gas equipment	decision to grant authorisation for the assembly of gas equipment	Section 88(7) of Act No 725/2004 on conditions for the operation of vehicles in road traffic and amending certain acts	
23.	Foreign language teaching or Translation and interpreting services*)	<ul style="list-style-type: none"> - completion of the study of the languages concerned at a higher-education institution or a certificate of a State language examination or - proof of at least 10-year residence in a State where the official language is the language to be taught, translated or interpreted 	*) does not apply to translation and interpreting activities pursuant to Act No 382/2004 on experts, interpreters and translators and amending certain acts, as amended	
24.	Art teaching	<ul style="list-style-type: none"> - completion of studies at an appropriate art school or - competence proven by 10 years of practical experience 		
25.	Work safety advice, instruction and education*)	authorisation	Section 5(6) of Act No 51/1988 *) only within the scope of supervision by the State mining authority	
26.	Work safety instruction and education	authorisation	Section 27 of Act No 124/2006	
27.	Expert advisory services for jobseekers and persons interested in employment	higher education, master's degree	Section 43(9) of Act No 5/2004 on employment services and amending certain acts, as amended	
28.	Recruitment services for consideration	higher education, at least bachelor's degree*)	Section 25 of Act No 5/2004 *) Section 72d of Act No 5/2005	

29.	Operation of training facilities that provide training for the performance of specialised activities in physical culture	confirmation of accreditation	Section 11(4) of Act No 288/1997 on physical culture and amending Act No 455/1991 on licensed trading (the Trading Act), as amended	
30.	Specialised physical culture activities except for mountain guiding	proof of professional competence acquired	Section 5 of Implementing Decree of the Ministry of Education of the Slovak Republic Regulation No 444/2008 on an accreditation commission for physical culture and on the Unified Educational System of sports experts in the Slovak Republic	
31.	Mountain guiding, including leading and escorting persons on tourist paths and trails	certificate of professional competence to act as a mountain guide issued by an association or foreign legal person that is a member of the International Federation of Mountain Guides Associations (UIAGM/IFMGA)	Section 2d(2) of Act No 544/2002 on the Mountain Rescue Service, as amended	
32.	Fire protection training	authorisation	Section 12(1) of Act No 314/2001 on protection from fire, as amended	
33.	Fire protection technician or Fire protection specialist	certificate	Section 11(2) of Act No 314/2001	
34.	Chimney testing	certificate of professional competence to perform expert tests on chimneys	Section 3(c) of Act No 161/1998 on the Slovak Chamber of Chimney Cleaners and amending Act No 455/1991 on licensed trading (the Trading Act), as amended	
35.	Geodesy and cartography	– full higher education in geodesy and cartography and three years of practical experience or – full secondary education in geodesy and cartography and three years of practical experience	Section 5 of Act of the National Council of the Slovak Republic No 215/1995 on geodesy and cartography, as amended	
36.	Preparation of forest care programmes	certificate of professional competence and certificate of technical competence	Section 42 of Act No 326/2005 on forests, as amended	
37.	Professional forest manager	certificate of professional competence	Section 47(4) of Act No 326/2005	
38.	Collection, processing, storage, cultivation and placing into circulation of the reproductive material of forest tree species	certificate of professional competence	Section 24 of Act No 217/2004 on forest reproductive material and amending certain acts, as amended	

39.	Manufacture of tobacco products	certificate	Section 8 of Act No 63/1950 on the regulation of commerce in tobacco, salt and alcohol and on the abolition of State financial monopolies, as amended	
40.	Land consolidation design	certificate	Section 25(1) and Section 25a of Act of the Slovak National Council No 330/1991 on land consolidation, the settlement of land ownership, district land offices, the land fund and land associations, as amended	
41.	Classification of slaughtered carcasses	certificate of professional competence	Section 7(5) of Act No 491/2001 on the organisation of the market in selected agricultural products, as amended	
42.	Sale of plant protection products or other products	certificate of professional competence to market plant protection products or other products	Section 18(1) of Act No 193/2005 on phytosanitary care, as amended	
43.	Application of plant protection products or other products	certificate of professional competence to apply plant protection products or other products	Section 18a(1) of Act No 193/2005	
44.	Insemination	– higher education in veterinary medicine or animal husbandry or – certificate of professional competence	Section 25(1)(d) and Section 25(2) of Act No 194/1998 on the breeding and reproduction of livestock and amending Act No 455/1991 on licensed trading (the Trading Act), as amended	
45.	Activities performed by mining methods*) or Designing of sites, facilities and works that are a part of mining activities and activities performed by mining methods or Designing of large-scale blasting works	– certificate of professional competence	Section 5(3) of Act No 51/1998, as amended by Act No 577/2007 Section 5 of Implementing Decree of the Ministry of Economy of the Slovak Republic No 208/1993 on qualification requirements and on the verification of the professional competence of workers engaging in mining activities and activities performed by mining methods *) within the scope of Section 3(c) to (i) of Act No 51/1988	
46.	Manufacture and processing of explosives, including pyrotechnic articles, or the research,	higher or postgraduate education that includes at least two semesters' or four trimesters'	Section 23(1)(d) and Section 36b(1) of Act No 51/1988, as amended by Act No 577/2007	I

	development or trial manufacture of explosives	study of explosive manufacturing		
47.	Destruction and disposal of explosives during research, development, manufacture and processing	certificate of professional competence	Section 5 of Implementing Decree of the Ministry of Economy of the Slovak Republic No 208/1993 on qualification requirements and on the verification of the professional competence of workers engaging in mining activities and activities performed by mining methods	
48.	Performance of pyrotechnic work	pyrotechnic operator's licence	Section 4 of Implementing Decree of the Ministry of Economy of the Slovak Republic No 79/1993 on the attainment of the professional competence of pyrotechnic operators and bomb disposal experts	
49.	Sale of pyrotechnic articles of classes II and III and subclass T1	<ul style="list-style-type: none"> - authorisation of a bomb disposal expert or head shot-firer or pyrotechnic operator - confirmation of qualification as a vendor of pyrotechnic articles 	Section 36d(12) of Act No 51/1988, as amended by 577/2007	III
50.	Tour operator	<ul style="list-style-type: none"> - higher education, master's degree, and two years of practical experience or - higher education, bachelor's degree, or further vocational education and three years of practical experience or - full secondary comprehensive education or full secondary vocational education and four years of practical experience 		II
51.	Operation of a travel agency	<ul style="list-style-type: none"> - higher education, master's degree, and one year of practical experience or - higher education, bachelor's degree, or further vocational education and two years of practical experience or - full secondary comprehensive education or full secondary vocational education and three 		II

		years of practical experience		
52.	Tourist guide	certificate of completion of an accredited educational programme issued by an educational institution accredited by the Ministry of Education of the Slovak Republic	Section 14 of Act No 568/2009 on lifelong learning and amending certain acts	
53.	Massage services	<ul style="list-style-type: none"> - completion of secondary healthcare school or - completion of massage course with examination, organised by an institution accredited by a competent central body of State administration or - graduation from a faculty of medicine or a medical university or - graduation from a higher-education institution specialising in physical education 		
54.	Accommodation services in accommodation facilities with catering in such facilities and in class 3 chalets and class 3 and 4 campsites	<ul style="list-style-type: none"> - higher education, master's degree, and two years of practical experience or - higher education, bachelor's degree, or further vocational education and three years of practical experience or - full secondary comprehensive education or full secondary vocational education and four years of practical experience 		III
55.	Restoration, except for cultural monuments and collectors' items constituting works of fine art [Section 3(1)(d), point 10]	<ul style="list-style-type: none"> - secondary education in restoration and three years of practical experience in restoration or - full secondary education in a related field and five years of practical experience in restoration or - higher art education in restoration or a related field and one year of practical experience in restoration 		I
56.	Water management	- higher education, master's degree, in technical sciences or	Section 70 of Act No 364/2004 on water and amending Act of the Slovak	

		natural sciences and at least three years of practical experience or – full secondary vocational education in a technical discipline and at least six years of practical experience or – higher education, bachelor's degree, in technical sciences or natural sciences and at least three years of practical experience	National Council No 372/1990 on misdemeanours, as amended (the Water Act), as amended Practical experience means experience of water management, a chemical/technological field or a related field	
57.	Safety adviser	– certificate of training or – certificate of professional competence as a safety adviser	Section 20(10) of Act No 168/1996 on road transport, as amended, Section 36(1)(i) of Act No 514/2009 on rail transport, Section 5a(4) of Act No 338/2000	
58.	Training and examination of applicants for certification of professional competence as a safety adviser	authorisation	Section 5a(7) of Act No 338/2000 Section 20(11) of Act No 168/1996	
59.	Activity as an authorised person	– decision on authorisation	Section 11 of Act No 264/1999 on the technical requirements of products and on conformity assessments and amending certain acts, as amended, Section 15 of Act No 90/1998.	
60.	Public procurement	proof of professional competence	Section 126 of Act No 25/2006 on public procurement and amending certain acts, as amended by Act No 25/2006	
61.	Mediation of the sale, rental and purchase of real estate (estate agent)	– higher education in economics, law, civil engineering or architecture or – full secondary education with a school-leaving examination and five years of practical experience		
62.	Technical safety services	– authorisation or – safety technician certificate – authorised safety technician certificate	Sections 21, 23 and 24 of Act No 124/2006, as amended	
63.	Safety technician	safety technician certificate	Section 23 of Act No 124/2006, as amended by Act No 309/2007	
64.	Authorised safety technician	authorised safety technician certificate	Section 24 of Act No 124/2006, as amended	
65.	Occupational health service	authorisation	Section 21 of Act No 124/2006, as amended	

66.	Operation of category I to III public water mains and operation of category I to III public sewer systems	<ul style="list-style-type: none"> - certificate of professional competence to operate a category I to III public water mains or - certificate of professional competence to operate a category I to III public sewer system 	Section 6(3) of Act No 442/2002 on public water mains and public sewer systems and amending Act No 276/2001 on regulation in network industries, as amended by Act No 230/2005	
67.	Registry administration	<ul style="list-style-type: none"> - full secondary education and three years of practical experience or - higher education (course: archiving and auxiliary sciences of history, or a related field) 	Section 23(2) of Act No 395/2002 on archives and registries and amending certain acts, as amended	
68.	Expert advice on integrated pollution prevention and control	certificate to provide expert advice on integrated pollution prevention and control	Section 7(2) of Act No 245/2003 on integrated pollution prevention and control and amending certain acts, as amended	
69.	Environmental verification	certificate of accreditation as an environmental verifier	Section 12 of Act No 491/2005 on the environmental verification and registration of organisations in the Community Eco-Management and Audit Scheme and amending certain acts	
70.	Environmental management and auditing training	authorisation to provide environmental management and auditing training	Section 18(1) of Act No 491/2005	
71.	Qualitative and quantitative ascertainment of environmental factors in order to assess their possible effects on health or Evaluation of health risks from the environment	certificate of professional competence	Section 15 of Act No 355/2007 on the protection, support and development of public health and amending certain acts, as amended	
72.	Authorised verification of reports on greenhouse gas emissions from establishments	certificate of entry in a register of authorised verifiers	Section 15(4) of Act No 572/2004 on emissions trading and amending certain acts, as amended	
73.	Emergency technician or Specialist in the prevention of major industrial accidents	<ul style="list-style-type: none"> - certificate of professional competence as an emergency technician - certificate of professional competence as a specialist in the prevention of major industrial accidents 	Section 12(6) of Act No 261/2002 on the prevention of major industrial accidents and amending certain acts, as amended	
74.	Training in the prevention of major industrial accidents	authorisation	Section 13 of Act No 261/2002	

75.	Risk assessment, preparation and updating of safety reports and emergency plans and consultancy and advice in designated areas relating to the prevention of major industrial accidents	authorisation	Section 14 of Act No 261/2002	
76.	Business relating to hazardous waste management	– higher education, bachelor's or master's degree, in an appropriate technical, scientific, pharmaceutical, agricultural, veterinary or medical field and at least three years of experience in a relevant area or – secondary education in an appropriate technical, agricultural or healthcare field and at least five years of experience in a relevant area	Section 40(9) of Act No 223/2001 on waste, as amended	
77.	Environmental impact assessment	certificate of professional competence	Section 61 of Act No 24/2006 on environmental impact assessments and amending certain acts	
78.	Authorised measurements of emissions, general conditions of operation, or technical requirements for stationary sources of air pollution Authorised measurements of air quality parameters Authorised calibration of automated measurement systems for emissions or air quality Authorised tests of automated measurement systems for emissions or air quality Authorised inspections of the conformity of automated measurement systems for emissions or air quality	certificate of professional competence for expert activities structured pursuant to Section 20(1) of Act No 137/2010	Section 20 of Act No 137/2010 on air	
79.	Inspection of boilers and heating systems, inspection of air-conditioning systems	certificate	Section 7(3) of Act No 17/2007 on the regular inspection of boilers, heating systems and air-conditioning systems, and amending certain acts	
80.	Operation of a graveyard or Operation of a funeral	certificate of professional competence	Section 16(15) of Act No 355/2007 on the protection, support and	III

	service or Operation of a crematorium		development of public health and amending certain acts	
81.	Embalming and preservation	certificate of professional competence	Section 16(10) of Act No 355/2007	
82.	Exchange offices	foreign exchange licence	Section 6 of Act of the National Council of the Slovak Republic No 202/1995, the Foreign Exchange Act, and the act amending Act of the Slovak National Council No 372/1990 on misdemeanours and amending certain acts, as amended	
83.	Forwarding agent	- secondary education and at least two years of practical experience or - higher education and at least one year of practical experience		II
84.	Operation of a works fire unit	authorisation to establish and operate a works fire unit	Section 17(1)(n) of Act No 314/2001	
85.	Organisation of voluntary auctions	- higher education and three years of experience or - full secondary education and eight years of experience	Section 6 of Act No 527/2002 on voluntary auctions and amending Act of the Slovak National Council No 323/1992 on notaries and notarial activities (Notarial Rules), as amended'.	

81. Annex 3 is deleted.

82. In Annex 5, the following point 3 is added:

'3. Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market (OJ L 376, 27.12.2006).'

Article VI

Act of the Slovak National Council No 71/1992 on court fees and the fee for an excerpt from the register of criminal convictions, as amended by Act of the National Council of the Slovak Republic No 89/1993, Act of the National Council of the Slovak Republic No 150/1993, Act of the National Council of the Slovak Republic No 85/1994, Act of the National Council of the Slovak Republic No 232/1995, Act No 12/1998, Act No 457/2000, Act No 162/2001, Act No 418/2002, Act No 531/2003, Act No 215/2004, Act No 382/2004, Act No 420/2004, Act No 432/2004, Act No 341/2005, Act No 621/2005, Act No 24/2007, Act No 273/2007, Act No 330/2007, Act No 511/2007, Act No 264/2008, Act No 465/2008, Act No 71/2009 and Act No 503/2009, is hereby amended as follows:

1. The following subparagraph (d) is added to Section 3:

‘(d) district authorities perform the duties of a point of single contact^{3a)} (hereinafter referred to as a “point of single contact”), where a fee is paid via a point of single contact.’

Footnote 3a is worded as follows:

‘3a) Section 11 of Act No 136/2010 on services in the internal market and amending certain acts.

Section 66b of Act No 455/1991, as amended.’

2. In Section 4(2)(a), footnote 3a is replaced by footnote 3aa.

Footnote 3aa is worded as follows:

‘3aa) Act No 523/2004 on budgetary rules of public administration and amending certain acts, as amended.’

3. The following Section 11a, including the heading, is inserted after Section 11:

‘Section 11a
Special provisions concerning the payment of a fee and on the
payability of a fee when submitting an application for an entry via a
point of single contact

(1) Fees collected at points of single contact shall be paid:

- (a) with revenue stamps;
- (b) in cash; or
- (c) electronically via the Central Public Administration Portal.^{7a)}

(2) When an application for an entry is submitted via a point of single contact pursuant to a special legislative act, a fee shall be payable upon submission of the application for an entry to the point of single contact.

(3) Where payment of a fee pursuant to a special legislative act^{7b)} is a condition verified before the entry is made by the competent court of registration, the collection of the fee in the statutory amount by the point of single contact shall be deemed to constitute compliance with this condition at the time of delivery of the application for an entry to the court of registration by the point of single contact. This shall be without prejudice to the provisions of this Act and a special legislative act^{7c)} concerning the consequences of non-payment of a fee or the payment of an incorrect amount.

(4) The submission of an application for an entry via a point of single contact pursuant to a special legislative regulation^{7d)} shall not entitle the applicant to a reduction in the fee rate from the fixed amount set out in the price list pursuant to Section 6(4).’

Footnotes 7a to 7d are worded as follows:

- ‘7a) Section 2(j) of Act No 275/2006 on public administration information systems and amending certain acts, as amended by Act No 570/2009.
7b) Section 6(1)(f) of Act No 530/2003.
7c) Section 8(3) to (5) of Act No 530/2003.
7d) Sections 5b to 5d of Act No 530/2003, as amended by Act No 136/2010.’

4. In item 17 of the Annex, subparagraph (a) is amended as follows:

- ‘(a) for an application for the initial entry of
1. a public limited liability company EUR 829.50
 2. other legal persons EUR 331.50
 3. a natural person engaging in business EUR 165.50
 4. an organisational unit of a legal person’s undertaking, including the undertaking or organisational unit of an undertaking of a foreign legal person EUR 331.50
 5. an organisational unit of a natural person’s undertaking, including an undertaking or organisational unit of an undertaking of a foreign natural person EUR 33.00.’

Article VII

Act of the Slovak National Council No 78/1992 on tax advisers and the Slovak Chamber of Tax Advisers, as amended by Act of the National Council of the Slovak Republic No 249/1994, Act of the National Council of the Slovak Republic No 101/1995, Act of the Slovak National Council No 378/1996 and Act No 68/2005, is hereby amended as follows:

1. In Section 6(2), the following sentences are added at the end: ‘After receiving an application, the Chamber shall issue the applicant with confirmation of receipt of the application without undue delay.^{3c)} An application may also be submitted through a district authority performing the duties of a point of single contact^{3d)} (hereinafter referred to as a “point of single contact”). The point of single contact shall deliver the application to the Chamber together with all documents appended thereto within the time limit and in a manner pursuant to a special regulation.^{3d)} If an application is submitted through a point of single contact, the time limit shall commence upon delivery of the application to the Chamber.’

Footnotes 3c and 3d are worded as follows:

‘3c) Section 4(1)(a) of Act No 136/2010 on services in the internal market and amending certain acts.

3d) Section 11 of Act No 136/2010.

Section 66b of Act No 455/1991 on licensed trading (the Trading Act), as amended.’

2. In Section 8, paragraph (1) is amended as follows:

‘(1) A natural person who has been granted a certificate shall submit an application to the Chamber for entry in the list no later than six months

from the date of certification. If an application for entry in the list is submitted through a point of single contact, the time limit pursuant to the first sentence shall be deemed to have been met upon delivery of the application to the point of single contact. After this time limit has expired, new examinations must be passed in order to be entered in the list.'

3. In Section 8, the following new paragraph (3) is inserted after paragraph (2):

'(3) If an application for entry in the list is submitted through a point of single contact, the time limit pursuant to paragraph (2) shall commence upon delivery of the application to the Chamber.'

The existing paragraph (3) is renumbered as paragraph (4).

4. The following sentence is added at the end of Section 8(4): 'Where an application is submitted through a point of single contact, the Chamber shall notify the point of single contact of the creation of an entry in the list or of the rejection of the application without undue delay.'

5. In Section 20(1), the following new second and third sentences are inserted after the first sentence: 'The condition pursuant to the first sentence shall be met if the tax adviser can demonstrate that a contract has been concluded in another Member State. In view of the level of risk associated with the service, if the insurance contract does not fulfil the requirements, the Chamber may require that supplementary liability insurance be taken out pursuant to a special regulation.^{5b)}'

Footnote 5b is worded as follows:

'5b) Section 3(4) of Act No 136/2010.'

6. In Section 24(1)(b), the words 'SKK 100 000' are replaced by the words 'EUR 3 300'.

7. The following Section 28a, including the heading, is inserted after Section 28:

**'Section 28a
Relationship to the general regulation on services in the
internal market**

The provisions of the general regulation on services in the internal market^{7a)} shall apply to the performance of the activities of a tax adviser, the procedure for submitting an application for entry in the list, decisions on the insertion of entries in the list and the supervision of tax advisers pursuant to this Act, save as otherwise provided for in this Act.'

Footnote 7a is worded as follows:

'7a) Sections 3 to 8 and 10 to 16 of Act No 136/2010.'

8. In Section 29, the words 'SKK 200 000' are replaced by the words 'EUR 6 600' and the words 'SKK 1 000 000' are replaced by the words

‘EUR 33 000’.

Article VIII

Act of the Slovak National Council No 138/1992 on chartered architects and chartered civil engineers, as amended by Act No 236/2000, Act No 554/2001, Act No 533/2003, Act No 624/2004, Act No 555/2005, Act No 459/2007 and Act No 298/2008, is hereby amended as follows:

1. The following paragraph (10) is added to Section 3:

‘(10) Save as otherwise provided for in this Act, the general regulation on services in the internal market³⁾ shall apply to the provision of services pursuant to Sections 4, 4a and 5.’

Footnote 3 is worded as follows:

‘3) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

2. In Section 9, paragraph (3) is deleted.

The existing paragraph (4) is renumbered as paragraph (3).

3. The following Section 9a, including the heading, is inserted after Section 9:

‘Section 9a Information on services provided

(1) In their information materials or internet domain, an architect and a civil engineer shall disclose the following information in particular:

- (a) the legal form and trade name, the address of the studio or office, the organisation registration number, and contact details, such as a telephone and fax number or e-mail address;
- (b) an indication of the Chamber list or register in which they are entered, their professional designation and the registry number assigned to them;
- (c) any specialisation in the services provided;
- (d) the Chamber’s internet domain where the code of conduct and methodological recommendation for calculating remuneration may be perused.

(2) Before entering into any contract, an architect and a civil engineer shall inform the party ordering the service in particular of:

- (a) the principal features of the service provided and of the requisite associated and subsequent activities, including warnings of any risks arising from the service required;
- (b) the general contractual terms and conditions used, in particular the type of service, the standard contractual terms and conditions, the guarantees provided, and the method for calculating the remuneration.’

4. In Section 15(1)(b), point 4, the words ‘taking an authorisation

examination pursuant to Section 21' are replaced by the words 'application of a compensatory measure pursuant to Section 23b'.

5. In the last sentence of Section 15(2), the words 'or apply a compensatory measure' are inserted after the word 'examination' and the words 'authorisation examination is passed' are replaced by the words 'they are passed'.

6. In Section 15(5) and Section 15a(8), the word 'statutes' is replaced by the words 'authorisation procedures'.

7. In Section 15a, the following sentence is added in paragraph (2): 'An application for an entry may also be submitted through a district authority performing the duties of a point of single contact^{13a)} (hereinafter referred to as a "point of single contact").'

Footnote 13a is worded as follows:

'13a) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991, as amended by Act No 136/2010.'

The existing footnote reference and footnote 13a are renumbered as footnote reference and footnote 13b.

8. The following paragraph (9) is added to Section 15a:

'(9) Where an application for an entry is submitted at a point of single contact, the Chamber shall notify the point of single contact of the making of an entry in the register or of the decision to reject the application.'

9. In Section 15b(3), the words 'Chamber or other registration' are replaced by the word 'regulatory'.

10. The following Section 15c, including the heading, is inserted after Section 15b:

**'Section 15c
Facilitating of access to a regulated profession**

(1) A candidate may, instead of submitting an excerpt from the register of criminal convictions pursuant to Section 15b(2) in an application for an entry, request the Chamber to procure such an excerpt and, to this end, provide the details necessary to request an excerpt from the register of criminal convictions, namely the district of birth, the given name and surname and surname at birth of the father and mother and, where there has been a change of given name or surname, the original given name or surname. The Chamber shall send such details in electronic form to the Prosecutor General's Office of the Slovak Republic, which maintains the register of criminal convictions, without undue delay to request an excerpt from the register of criminal convictions.

(2) A candidate who has already been assigned a State statistical registration number shall indicate that number in the application. Without undue delay

after entering an architect or civil engineer in the list, the Chamber shall provide notification of the entry, indicating the registration number, in electronic form to the State statistical authority for the change to be recorded. A candidate who has not yet been assigned an organisation registration number on the day the application is submitted and intends to provide services in a liberal profession after entry in the list shall provide the Chamber with the details necessary for such a number to be assigned. The Chamber shall send such details to the State statistical authority in electronic form without undue delay for a registration number to be assigned.'

11. In Section 16c(2), (4) and (6), the words 'in the form of an authorisation examination pursuant to Section 21' are replaced by the words 'pursuant to Section 23'.

12. In Section 18, the following subparagraphs (h) and (i) are added to paragraph (1):

'(h) the organisation registration number;

(i) contact details, including but not limited to a telephone number and internet address.'

13. In Section 18, paragraph (3) is amended as follows:

'(3) The list shall be published on the Chamber's website.'

14. In the last sentence of Section 21(2), the words 'selected activities in construction' are replaced by the words 'the profession'.

15. In Section 22(1), the first sentence is amended as follows: 'An authorisation examination shall be taken before an examining panel composed of members of the examining board who are leading experts in the theory and practice of architecture.'

16. In Section 22(2), the words 'examining board' are replaced by the words 'examining panel'.

17. In Section 23a(1), the words 'State Energy Inspectorate' are deleted.

18. In the second sentence of Section 23a(5), the words 'examining board pursuant to Section 22' are replaced by the words 'examining panel pursuant to Section 22(1)'.

19. The following Section 23b, including the heading, is inserted after Section 23a:

**'Section 23b
Compensatory measures**

(1) "Compensatory measure" means a re-examination or the completion of an adaptation period. The candidate may select the type of compensatory measure.

(2) Re-examination shall take place before an examining panel pursuant to Section 22(1). The content of the re-examination shall be the differences identified from a comparison of the training completed with the minimum requirements of architectural education pursuant to Section 16(6). Where a candidate has not taken an authorisation examination or otherwise designated proficiency test in his home Member State in order to gain entry to the profession, the content of the re-examination shall be the written part of the authorisation examination pursuant to Section 21(2) and (3).

(3) “Adaptation period” means practical experience gained under supervision pursuant to Section 16b for a duration of three years. Where a candidate has undergone supervised practical experience for a period of less than three years in order to gain entry to the profession in his home Member State, practical experience shall be required only to cover the difference up to three years for the purposes of the adaptation period.’

20. In Section 24(2), the following new subparagraph (o) is inserted after subparagraph (n):

‘(o) issue and make public a code of ethical conduct of architects and landscape architects and ensure that it is observed in the pursuit of the profession;’

The existing subparagraph (o) is renumbered as subparagraph (p).

21. In Section 25, subparagraph (c) is amended as follows:

‘(c) authorisation committee;’

22. In Section 27(1)(a), the words ‘and the authorisation board (Section 29(2))’ are deleted.

23. In Section 27(1)(b) and Section 34(1)(b), the words ‘and examination regulations’ are deleted.

24. In Section 28(1), the words ‘authorisation board or boards established thereby’ are replaced by the words ‘disciplinary board or authorisation committee’.

25. Section 29, including the heading, is replaced by the following:

‘Section 29
Authorisation committee

(1) The authorisation committee is the executive body of the Slovak Chamber of Architects competent to decide on matters concerning entry to the profession pursuant to Division Three.

(2) The authorisation committee:

- (a) decides on the making of entries in the list pursuant to Section 15 or in the register pursuant to Section 15a;
- (b) recognises documents evidencing liability insurance pursuant to

- Section 15a(1);
- (c) recognises documents evidencing integrity pursuant to Section 15b;
 - (d) recognises documents evidencing education pursuant to Sections 16 and 16a;
 - (e) recognises documents evidencing practical experience pursuant to Section 16b;
 - (f) recognises professional qualifications pursuant to Section 16c;
 - (g) decides on any striking-off from the list pursuant to Section 17(1)(c) to (i) and (2) and from the register pursuant to Section 17a(1)(e) to (l);
 - (h) decides on matters relating to the content, method of maintenance and publication of lists and registers pursuant to Sections 18 and 18b and ensures that they are up-to-date when published on the website of the Chamber;
 - (i) issues certificates of authorisation and certificates of registration and provides stamps pursuant to Sections 19 and 19a;
 - (j) decides on the dates of authorisation examinations and the means of taking them, and on objections and complaints relating to authorisation examinations pursuant to Section 21;
 - (k) supervises transparency and non-discrimination in authorisation examinations and re-examinations pursuant to Sections 21, 23a and 23b;
 - (l) decides on the date and place of oaths and the method for the taking thereof pursuant to Section 23;
 - (m) orders re-examinations pursuant to Section 23a and compensatory measures pursuant to Section 22b.

(3) The chairperson and other members shall be appointed by the board of directors for a three-year term of office. A member of the authorisation committee may not be a member of the board of directors or of the disciplinary board, or an employee of the Chamber. Details of authorisation proceedings and the number of members of the authorisation committee shall be governed by the authorisation procedures.

(4) Any striking-off from the list pursuant to Section 17(1)(a) and (b) and from the register pursuant to Section 17a(1)(a) to (d) shall be carried out by the office independently, and the authorisation committee shall be informed of such striking-off.'

26. In Section 31(2), the following new subparagraph (n) is inserted after subparagraph (m):

'(n) issue and make public a code of ethical conduct of civil engineers and ensure that it is observed during the pursuit of the profession;'

The existing subparagraph (n) is renumbered as subparagraph (o).

27. In Section 39(1)(b) and Section 39a(1)(b), the words 'SKK 100 000' are replaced by the words 'EUR 3 300'.

28. In Section 39(3), the third sentence is deleted.

29. In Section 39(5), the words ‘and of the board of directors of the Chamber’ are deleted.

30. In Section 39(8), the words ‘If, in disciplinary proceedings, a final decision has been taken to impose a fine or exclusion from the Chamber, that decision’ are replaced by the words ‘A final disciplinary decision’.

31. In Section 41a(2), the words ‘and authorisation committee’ are inserted after the words ‘authorisation panel’.

32. In Section 41b(2)(a) and (b), the words ‘pursuant to Section 3(1) to (3)’ are deleted.

33. The following Section 43da is inserted after Section 43d:

‘Section 43da

**Transitional provision concerning an amendment effective as of
1 June 2010**

(1) The board of directors of the Slovak Chamber of Architects shall appoint an authorisation committee and issue authorisation procedures by 1 September 2010.

(2) From 1 September 2010, the authorisation board of the Slovak Chamber of Architects shall be dissolved and its duties pursuant to Section 29(2) shall pass to the authorisation committee; its other duties shall pass on that date to the board of directors and to the office pursuant to the authorisation procedures. Until that time, the duties referred to in Section 29 shall be performed by the authorisation board of the Slovak Chamber of Architects.’

Article IX

Act of the Slovak National Council No 511/1992 on the administration of taxes and charges and on changes to the system of territorial financial bodies, as amended by Act of the National Council of the Slovak Republic No 165/1993, Act of the National Council of the Slovak Republic No 253/1993, Act of the National Council of the Slovak Republic No 254/1993, Act of the National Council of the Slovak Republic No 172/1994, Act of the National Council of the Slovak Republic No 187/1994, Act of the National Council of the Slovak Republic No 249/1994, Act of the National Council of the Slovak Republic No 367/1994, Act of the National Council of the Slovak Republic No 374/1994, Act of the National Council of the Slovak Republic No 58/1995, Act of the National Council of the Slovak Republic No 146/1995, Act of the National Council of the Slovak Republic No 304/1995, Act of the National Council of the Slovak Republic No 386/1996, Act No 12/1998, Act No 219/1999, Act No 367/1999, Act No 240/2000, Act No 493/2001, Act No 215/2002, Act No 233/2002, Act No 291/2002, Act No 526/2002, Act No 114/2003, Act No 609/2003,

Act No 191/2004, Act No 215/2004, Act No 350/2004, Act No 443/2004, Act No 523/2004, Act No 679/2004, Act No 68/2005, Act No 534/2005, Act No 584/2005, Act No 122/2006, Act No 215/2007, Act No 358/2007, Act No 289/2008, Act No 465/2008, Act No 514/2008, Act No 563/2008 and Act No 83/2009, Act No 466/2009, Act No 504/2009 and Act No 563/2009, is hereby amended as follows:

1. In Section 31, paragraph (21) is amended as follows:

‘(21) A natural person who gains authorisation to engage in business at or through a point of single contact^{10ba)} shall fulfil the obligation to register pursuant to paragraph (1) and the obligation to notify the creation of an establishment and its location in the Slovak Republic pursuant to paragraph (3) at that place. A legal person who gains authorisation to engage in business at or through a point of single contact^{10ba)} may also fulfil the obligation to register pursuant to paragraph (1) and the obligation to notify the creation of an establishment and its location in the Slovak Republic pursuant to paragraph (3) at that place. The use of a form pursuant to paragraph (9) shall not be required.’

In footnote 10ba, the citation ‘Section 66ba(3)(b) of Act No 455/1991 on licensed trading (the Trading Act), as amended by Act No 358/2007’ is replaced by the citation ‘Section 45a(2) and Section 66ba(3)(c) of Act No 455/1991, as amended.’

2. Footnote 10bb is worded as follows:

‘10bb) Section 49(1) of Act No 455/1991, as amended.’

Article X

Act of the National Council of the Slovak Republic No 200/1994 on the Chamber of Restorers and on the restoration activities of its members is hereby amended as follows:

1. In Section 2(1)(e), the full stop is replaced by a semi-colon and the following words are added: ‘lists shall be publicly accessible on the Chamber’s website.’

2. The following paragraphs (3) and (4) are added to Section 2:

‘(3) The Chamber shall be the competent authority¹⁾ which:

- (a) decides on the recognition of professional qualifications for the purposes of restoration activities in the Slovak Republic;
- (b) regulates access to restoration activities, including the application of compensatory measures if the candidate’s education or practical experience is insufficient;
- (c) regulates restoration activities, including the exercise of disciplinary powers;
- (d) works with the coordinator for the recognition of professional qualifications, in particular by providing necessary information;
- (e) proposes common platforms to compensate for significant differences

- between training requirements for restoration activities; and
- (f) provides information and simple explanations regarding the content of restoration activities and practical assistance in the exercise of consumer rights in relation to restorers pursuant to this Act; such information and explanations shall be continually updated, provided in an understandable and clear manner, and made accessible on the Chamber's website.

(4) The Chamber shall cooperate by means of electronic communication with points of single contact pursuant to a special regulation^{1a)} in matters concerning the procedure and particulars required for applicants to enter the profession of restorer, in particular the procurement of excerpts from the register of criminal convictions, organisation registration numbers, tax registration and notification of changes in health insurance, and in matters relating to the right to information concerning restoration activities and contact details for the provision of practical assistance to clients.'

Footnotes 1 and 1a are worded as follows:

'1) Section 2(d) of Act No 293/2007 on the recognition of professional qualifications.

1a) Section 11 of Act No 136/2010 on services in the internal market and amending certain acts.'

3. In Section 4, paragraphs (2) to (4) are amended as follows:

'(2) Only restorers who are members of the Chamber may restore paintings, sculptures and works of applied art that are collectors' items.^{1b)}

(3) Only restorers who are entered in the list of members of the Chamber may restore national cultural monuments; the competent heritage authority shall state this in its decision or binding opinion.

(4) Restoration is a regulated profession^{1c)} which may be practised only by persons who comply with the qualification requirements in respect of education and practical experience pursuant to Division Three, and with which the use of the professional title of 'restorer' is associated on the basis of membership of the Chamber.'

Footnotes 1b and 1c are worded as follows:

'1b) Section 2(2) of Act No 206/2009 on museums and galleries and on the protection of cultural objects and amending Act of the Slovak National Council No 372/1990 on misdemeanours, as amended.

1c) Section 2(b) of Act No 293/2007.'

4. In Section 5(2), the following new subparagraph (a) is inserted:

'(a) is a citizen of a Member State;'

The existing subparagraphs (a) to (f) are renumbered as subparagraphs (b) to (g), respectively.

5. In Section 5(2), subparagraph (d) is amended as follows:

‘(d) has the education pursuant to Section 5a and at least three years of practical experience;’.

6. In Section 5(2)(g), the words ‘under subparagraphs (a) to (f)’ are replaced by the words ‘under subparagraphs (a) to (g)’.

7. The following paragraphs (4) and (5) are added to Section 5:

‘(4) For the purposes of this Act, “Member State” means a Member State of the European Union, a State party to the Agreement on the European Economic Area, and the Swiss Confederation.

(5) A person who has been convicted by a final judgment of an intentional crime or of another crime committed in connection with the performance of restoration activities, and whose sentence has not been expunged, shall not be a person of integrity. Integrity shall be demonstrated by an excerpt from the register of criminal convictions that is not more than three months old.’

8. The following Section 5a is inserted after Section 5:

‘Section 5a

(1) The minimum requirements for the education of restorers pursuant to Section 5(2)(d) shall comprise higher education in art restoration to the level of master’s degree, completed with the passing of a State final examination, at an educational facility established in a Member State, lasting for at least five years’ full-time study or at least six years’ overall study, of which at least four years’ full-time study.

(2) The requirements for the education of restorers shall also be satisfied by higher education in art restoration to the level of master’s degree at an educational facility established in a third country, provided that it complies with the requirements pursuant to paragraph (1) and the candidate has three years of practical experience.

(3) Where education pursuant to paragraph (2) does not satisfy the requirements pursuant to paragraph (1), such education may still be recognised in the Slovak Republic further to the application of a compensatory measure.

(4) “Compensatory measure” means the passing of a differential examination or the completion of an adaptation period. The candidate shall be entitled to select the compensatory measure. A differential examination aims to verify the competence of a candidate to perform restoration activities within the scope of the difference ascertained between the content of the education in restoration pursuant to paragraph (1) and the education gained by the candidate. An adaptation period entails practical experience of a maximum duration of three years.

(5) “Practical experience” means the performance of restoration activities after completion of education under the supervision of a restorer. For the

purposes of Section 5(2)(d), practical experience may be gained in any State. The practical experience pursuant to paragraph (2) and practical experience in the form of an adaptation period may be gained only in the Slovak Republic under the supervision of a restorer pursuant to Section 5(1).'

9. In Section 6, the words '(a) to (d)' are replaced by the words '(a) to (e)'

10. In Section 7, the word '(f)' is replaced by the word '(g)' and the words '(a) to (e)' are replaced by the words '(a) to (f)'.

11. In Section 11, the first sentence is amended as follows: 'The Chamber may enter a person who does not fulfil the requirement pursuant to Section 5(2)(d) in the list of Chamber members and issue a certificate pursuant to Section 5(3) to such a person if this is necessary in order to restore a work of applied art and there is no restorer in the Slovak Republic, or if no educational facility providing education in restoration exists for the restoration of a particular type of work of applied art pursuant to Section 5a(1) and (2).'

12. In Section 12, paragraph (1) is amended as follows:

'(1) A restorer may perform restoration alone, in his own name and on his sole responsibility, or together with other restorers. Where restoration is performed jointly, mutual relationships may be governed either by an agreement of association²⁾ or by a memorandum of association on the establishment of a company.³⁾ For the purposes of incorporating a company in the Commercial Register, the business authorisation^{3a)} shall comprise a certificate pursuant to Section 5(3) or a certificate pursuant to Section 17(2).'

In footnote 3, the designation 'Section 76' is replaced by the designation 'Section 57'.

Footnote 3a is worded as follows:

'3a) Section 62(1) of the Commercial Code.'

13. The following Section 13a is inserted after Section 13:

'Section 13a

Information on the performance of restoration activities

- (1) A restorer shall publish in his information materials or internet domain:
- (a) his professional designation, legal form and trade name, organisation registration number and contact details, a designation of the Chamber list in which he is entered, and certificate number;
 - (b) a designation of the insurance company insuring him, or the name and address of the brokerage company representing the insurance company;
 - (c) any restoration specialisation and the range of interdisciplinary services and partnerships provided;
 - (d) an electronic address where the code of conduct of the restorer and a

methodological recommendation for calculating remuneration may be perused.

(2) Before entering into any contract, a restorer shall disclose information to the client on:

- (a) the content or principal features of the restoration activity provided and the necessary associated and subsequent activities, including warnings of any risks arising from the activity requested;
- (b) the general contractual terms and conditions used, in particular the type of service, the standard contractual terms and conditions, the guarantees provided, and the method for calculating the remuneration;
- (c) the scope of liability insurance cover;
- (d) the possibility of alternative dispute resolution via the mediation of a Chamber body.'

14. Section 17(1)(a) is amended as follows:

'(a) meets the conditions pursuant to Section 5(2)(a) to (e) and has been a member of the Chamber for at least five years;'

15. In Section 20(1), the words 'up to the amount of SKK 50 000' are replaced by the words 'up to EUR 2 000'.

16. In Section 21(5), the words 'of striking-off from the list of Chamber members' are deleted.

17. In Section 24(c), the comma is replaced by a semi-colon and the words 'the code of conduct of the restorer shall be publicly accessible on the Chamber's website' are inserted.

18. In Section 30(1) and Section 33(3), the words 'Section 5(2)(a) to (c)' are replaced by the words 'Section 5(2)(a) to (d)' and, in Section 33(4), the words 'Section 5(2)(f)' are replaced by the words 'Section 5(2)(g)'.

19. The following Section 34a is inserted after Section 34:

'Section 34a

**Transitional provision concerning amendments effective as of
1 June 2010**

(1) Restorers entered in the list of Chamber members prior to 1 June 2010 shall continue to be deemed to be restorers complying with the conditions pursuant to Section 5(2) and (3) even if they do not meet the educational requirement pursuant to Section 5(2)(d).

(2) Authorised restorers entered in the list of authorised restorers prior to 1 June 2010 shall continue to be deemed to be authorised restorers complying with the conditions pursuant to Section 17 even if they do not meet the educational requirement pursuant to Section 17(1)(a).'

Article XI

Act of the National Council of the Slovak Republic No 145/1995 on administration fees, as amended by Act of the National Council of the Slovak Republic No 123/1996, Act of the National Council of the Slovak Republic No 224/1996, Act No 70/1997, Act No 1/1998, Act No 232/1999, Act No 3/2000, Act No 142/2000, Act No 211/2000, Act No 468/2000, Act No 553/2001, Act No 96/2002, Act No 118/2002, Act No 215/2002, Act No 237/2002, Act No 418/2002, Act No 457/2002, Act No 465/2002, Act No 477/2002, Act No 480/2002, Act No 190/2003, Act No 217/2003, Act No 245/2003, Act No 450/2003, Act No 469/2003, Act No 583/2003, Act No 5/2004, Act No 199/2004, Act No 204/2004, Act No 347/2004, Act No 382/2004, Act No 434/2004, Act No 533/2004, Act No 541/2004, Act No 572/2004, Act No 578/2004, Act No 581/2004, Act No 633/2004, Act No 653/2004, Act No 656/2004, Act No 725/2004, Act No 5/2005, Act No 8/2005, Act No 15/2005, Act No 93/2005, Act No 171/2005, Act No 308/2005, Act No 331/2005, Act No 341/2005, Act No 342/2005, Act No 473/2005, Act No 491/2005, Act No 538/2005, Act No 558/2005, Act No 572/2005, Act No 573/2005, Act No 610/2005, Act No 14/2006, Act No 15/2006, Act No 24/2006, Act No 117/2006, Act No 124/2006, Act No 126/2006, Act No 224/2006, Act No 342/2006, Act No 672/2006, Act No 693/2006, Act No 21/2007, Act No 43/2007, Act No 95/2007, Act No 193/2007, Act No 220/2007, Act No 279/2007, Act No 295/2007, Act No 309/2007, Act No 342/2007, Act No 343/2007, Act No 344/2007, Act No 355/2007, Act No 358/2007, Act No 359/2007, Act No 460/2007, Act No 517/2007, Act No 537/2007, Act No 548/2007, Act No 571/2007, Act No 577/2007, Act No 647/2007, Act No 661/2007, Act No 92/2008, Act No 112/2008, Act No 167/2008, Act No 214/2008, Act No 264/2008, Act No 405/2008, Act No 408/2008, Act No 451/2008, Act No 465/2008, Act No 495/2008, Act No 514/2008, Act No 45/2009, Act No 188/2009, Act No 191/2009, Act No 274/2009, Act No 292/2009, Act No 304/2009, Act No 305/2009, Act No 307/2009, Act No 465/2009, Act No 478/2009, Act No 513/2009, Act No 568/2009, Act No 570/2009, Act No 594/2009, Act No 67/2010 and Act No 92/2010, is hereby amended as follows:

In Part VIII (Financial administration and commercial activity) of the annex 'Administration fee tariffs', Item 148 is amended as follows:

Item 148

- | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| (a) Issuance of a certificate of trade authorisation | |
| 1. for each unqualified trade | EUR 5 |
| 2. for each vocational trade or each regulated trade | EUR 15 |
| (b) Excerpt from the public part of the Trade Register per undertaking | EUR 3 |
| (c) Issuance of an overview of details entered in the Trade Register | EUR 3 |
| (d) Issuance of a replacement certificate of trade authorisation as a replacement for a lost, destroyed, damaged or stolen certificate of trade authorisation | EUR 6 |
| (e) Issuance of a permit for the performance of the duties of a responsible | EUR 6 |

representative in multiple establishments

(f) Amendment to a certificate of trade authorisation	EUR 3
(g) Notification of the suspension of a trade or of a change in the period of the suspension of a trade	EUR 4
(h) Issuance of a certificate on the passing of a qualification examination before an examining board pursuant to a special regulation ³³⁾	EUR 6
(i) Issuance of a certificate of compliance with conditions relating to practical experience	EUR 6
(j) Issuance of a decision on the recognition of practical experience	EUR 20
(k) Issuance of a decision on the recognition of professional qualifications of a citizen of a Member State of the European Union or a State party to the Agreement on the European Economic Area or the Swiss Confederation in order to carry on a trade in the Slovak Republic	EUR 100
(l) Issuance of confirmation that no entry exists in the Trade Register	EUR 3
(m) Conversion of paper documents into electronic format, per 15 pages inclusive	EUR 5
(n) Receipt of data and documents required for an application for an authorisation to engage in business other than on the basis of a trade authorisation pursuant to special legislative acts	EUR 10

Notes

1. The number of certificates of trade authorisation in which an amendment is to be made and the number of changes made simultaneously have no bearing on the fee under subparagraph (f).
2. No fee shall be charged for a change of address of a residence or registered office due to the renaming of a municipality or street or for an amendment to documents relating to a trade authorisation and the details contained therein as a result of legal changes to the conditions of licensed trading.'

Article XII

Act of the National Council of the Slovak Republic No 216/1995 on the Chamber of Surveyors and Cartographers, as amended by Act No 512/2007, is hereby amended as follows:

1. In Section 4, the following paragraph (2) is inserted after paragraph (1):
'(2) After receiving an application pursuant to paragraph (1), the Chamber shall issue the applicant with confirmation of receipt of the application without undue delay.^{1b)}'

The existing paragraphs (2) to (9) are renumbered as paragraphs (3) to (10), respectively.

Footnote 1b is worded as follows:

'1b) Section 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.'

2. The following paragraph (11) is added to Section 4:

'(11) An application pursuant to paragraph (1) may also be submitted through a district authority performing the duties of a point of single contact

2c) (hereinafter referred to as a “point of single contact”). Where an application is submitted through a point of single contact, the Chamber shall notify the point of single contact of the creation of an entry in the list of authorised surveyors and cartographers or of the rejection of the application without undue delay.’

Footnote 2c is worded as follows:

‘2c) Section 11 of Act No 136/2010.

Section 66b of Act No 455/1991 on licensed trading (the Trading Act), as amended.’

3. The following Section 18a, including the heading, is inserted after Section 18:

‘Section 18a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market⁸⁾ shall apply to the performance of the activities of an authorised surveyor and cartographer, the procedure for submitting applications for an entry in the list of authorised surveyors and cartographers, decisions on the creation of an entry in the list of authorised surveyors and cartographers, and the supervision of authorised surveyors and cartographers pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 8 is worded as follows:

‘8) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XIV

Act No 143/1998 on civil aviation (the Aviation Act) and amending certain acts, as amended by Act No 575/2001, Act No 37/2002, Act No 136/2004, Act No 544/2004, Act No 479/2005, Act No 11/2006, Act No 278/2009 and Act No 513/2009, is hereby amended as follows:

1. In Section 44, the following paragraphs (3) and (4) are inserted after paragraph (2):

‘(3) After receiving an application for a permit pursuant to paragraph (2), the Aviation Authority shall issue the applicant with confirmation of receipt of the application without undue delay.^{11bb)}

(4) An application for a permit pursuant to paragraph (2) may also be submitted through a district authority performing the duties of a point of single contact^{11bc)} (hereinafter referred to as a “point of single contact”). Where an application is submitted through a point of single contact, the Aviation Authority shall notify the point of single contact of the creation of the issuance of a permit or of the rejection of the application without undue delay.’

The existing paragraph (3) is renumbered as paragraph (5).

Footnotes 11bb and 11bc are worded as follows:

‘11bb) Section 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.

11bc) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991, as amended by Act No 136/2010.’

2. The following Section 55a, including the heading, is inserted after Section 55:

‘Section 55a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market^{13a)} shall apply to the performance of aviation work, procedure for the submission of applications for aviation work permits, decisions on the issuance of aviation work permits, and the supervision of persons who have been issued with an aviation work permit pursuant to Section 44, save as otherwise provided for in this Act.’

Footnote 13a is worded as follows:

‘13a) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XV

Act No 281/2001 on package tours and conditions for the business operations of tour operators and travel agencies and amending the Civil Code, as amended by Act No 95/2002, Act No 747/2004, and Act No 186/2006, is hereby amended as follows:

1. In Section 2, paragraph (3) is deleted.

The existing paragraphs (4) and (5) are renumbered as paragraphs (3) and (4), respectively.

2. In Section 2, the following subparagraph (c) is added to paragraph (3):

‘(c) the provision of accommodation services by entities engaging in business pursuant to a special regulation¹⁾ whose accommodation facilities are grouped into categories.’

Footnote 1 is worded as follows:

‘1) Act No 455/1991 on licensed trading (the Trading Act), as amended.’

The existing footnote reference 1 is renumbered as footnote reference 1a.

3. In Section 4(1), the words ‘other than the sale of combinations of services’ are deleted.

4. In Section 7(1)(a), the word ‘business’ is replaced by the words ‘sales of

package tours’.

Article XVI

Act No 491/2001 on organisation of the market in selected agricultural products, as amended by Act No 473/2003, Act No 520/2003, Act No 546/2004, Act No 596/2006 and Act No 492/2008, is hereby amended as follows:

The following Sections 12a and 12b are inserted after Section 12:

‘Section 12a

Classifiers who classify carcasses processed in slaughterhouses (Section 7(5)) as a self-employed activity shall obtain an authorisation to engage in business pursuant to a special regulation ^{17a)} by 31 December 2010, otherwise they shall lose the authorisation to classify carcasses processed in slaughterhouses.

Section 12b

The general regulation on services in the internal market ¹⁸⁾ shall apply to activities, the procedure for submitting an application for certification of professional competence, the procedure for the issuance of a certificate of professional competence pursuant to Section 7(5), and supervision pursuant to this Act, save as otherwise provided for in this Act.’

Footnotes 17a and 18 are worded as follows:

‘17a) Act No 455/1991 on licensed trading (the Trading Act), as amended.

18) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

Article XVII

Act No 540/2001 on State statistics, as amended by Act No 215/2004, Act No 358/2007, Act No 90/2008 and Act No 55/2010, is hereby amended as follows:

In Section 27(5), subparagraphs (d) and (e) are amended as follows:

‘(d) to legal persons, undertakings, or foreign persons engaging in business on the basis of a trade authorisation or other than on the basis of a trade authorisation, if they have requested such authorisation via a point of single contact,^{8a)} by the district authority;

(e) to undertakings engaging in business other than on the basis of a trade authorisation by the Office, save as otherwise provided for in this Act.’

Footnote 8a is worded as follows:

‘8a) Section 66ba(7) of Act No 455/1991, as amended.’

Article XVIII

Act No 530/2003 on the Commercial Register and amending certain acts, as amended by Act No 432/2004, Act No 562/2004, Act No 24/2007, Act No 657/2007, Act No 659/2007, Act No 477/2008, Act No 160/2009 and Act No 487/2009, is hereby amended as follows:

1. In Section 2, the following new paragraphs (5) and (6) are inserted after paragraph (4):

‘(5) For the undertaking of a foreign person or an organisational unit of an undertaking of a foreign person resident outside the territory of the Member States of the European Union or Member States of the Organisation for Economic Cooperation and Development, the foreign person’s personal identification number, where one has been assigned, shall be entered together with the details pursuant to paragraph (3)(a) to (h), (l) and (m), where appropriate, in addition to his given name, surname, place of residence and date of birth.

(6) In the registration of an undertaking of a foreign person or an organisational unit of an undertaking of a foreign person resident in a Member State of the European Union or a Member State of the Organisation for Economic Cooperation and Development who applies for an entry in the Commercial Register on his own initiative, the details pursuant to paragraph (5) shall be entered.’

The existing paragraph (5) is renumbered as paragraph (7).

2. In Section 3(2)(b) and (h), the comma at the end is replaced by a semi-colon and the following words are added: ‘this shall not apply to a foreign natural person;’.

3. The following Sections 5b to 5d are inserted after Section 5a:

‘Section 5b

(1) An application for an entry may also be submitted through a district authority performing the duties of a point of single contact^{6ca)} (hereinafter referred to as a “point of single contact”). The point of single contact shall arrange for the application for an entry and its attachments to be delivered to the court of registration specified in the application for an entry within the time limit and according to a method pursuant to a special regulation.^{6cb)} The point of single contact shall deliver the application for an entry by electronic means.

(2) An application for an entry pursuant to paragraph (1) shall be signed with the advanced electronic signature of the point of single contact or with the advanced electronic signature of the operator of the licensed trading information system, otherwise it shall be disregarded by the court of

registration.

(3) An applicant or his authorised representative shall arrange for his personal data to be verified at the point of single contact. The point of single contact may also certify the authenticity of an applicant's signature and the authenticity of an authorised representative's signature, where the applicant is represented under a power of attorney pursuant to Section 5(3).

(4) Where a point of single contact delivers an application for an entry to the competent court of registration, the court shall proceed in accordance with the provisions of this Act.

(5) When verifying an application for an entry submitted through a point of single contact, a court of registration shall proceed in the same way as when verifying an application for an entry submitted by an applicant pursuant to Section 5(1) or by his authorised representative.

Section 5c

(1) When an application for an entry is submitted through a point of single contact, the applicant thereby authorises the point of single contact to add a registration number and to deliver the application to the competent court of registration.

(2) Where the Trade Licensing Office, pursuant to a special regulation,^{6cc)} or another authority competent pursuant to a special regulation does not issue authorisation or a permit to perform an activity, the entry of which is sought as an object of business or activity, the point of single contact shall invite the applicant to remove shortcomings in the application for an entry within five working days after the delivery of the invitation, otherwise the point of single contact shall deliver, to the court of registration, an application for an entry that does not meet the conditions pursuant to this Act; in the invitation, the applicant shall be advised of the consequences of failing to remove shortcomings in the application for an entry.

(3) In the payment of a court fee, the point of single contact shall proceed in accordance the provisions of a special regulation;^{6cd)} this shall be without prejudice to Section 8(3) to (5) of this Act.

(4) A point of single contact shall append an addendum to an application for an entry certifying the payment of a court fee, the method of payment of the court fee, and the amount of the court fee paid.

Section 5d

(1) Documents constituting a part of an application for an entry pursuant to Section 5(2) may be submitted to a point of single contact:

- (a) in paper form; the point of single contact shall convert documents submitted in paper form into electronic form and sign them with an advanced electronic signature pursuant to Section 5b(2); or
- (b) electronically, signed with an advanced electronic signature.

(2) For the requirements of this provision and for the requirements of Sections 5b to 5d and the last sentence of Section 10(4), “application for an entry” means an application for the entry of details in the Commercial Register.

(3) Documents constituting part of an application for an entry pursuant to Section 5(2) shall be delivered to the court of registration together with the application for an entry, otherwise the court of registration shall disregard the application.

(4) Where an application for an entry is submitted through a point of single contact, the time limit for making an entry pursuant to Section 8(1) shall commence upon delivery of the application for an entry to the court of registration.’

Footnotes 6ca to 6cd are worded as follows:

‘6ca) Section 11 of Act No 136/2010 on services in the internal market and amending certain acts;

Section 66b of Act No 455/1991, as amended.

6cb) Section 66ba(6) of Act No 455/1991, as amended.

6cc) Section 66a(a) of Act No 455/1991, as amended.

6cd) Section 11a of Act of the Slovak National Council No 71/1992 on court fees and fees for excerpts from the register of criminal convictions, as amended, as amended.’

4. In Section 6(2)(a), the following words are added at the end: ‘this shall not apply if the application for an entry is submitted through a point of single contact;’.

5. The following sentence is added at the end of Section 10(4): ‘This shall also apply to the provision of data to the point of single contact through which an application for an entry is submitted pursuant to Section 5b,^{17b)} provided that this is not the same authority that issued the document proving business authorisation to perform the activity being entered in the Commercial Register as the object of business or activity.’

Footnote 17b is worded as follows:

‘17b) Section 11 of Act No 136/2010.’

6. The following Section 15d, including the heading, is inserted after Section 15c:

‘Section 15d
Transitional provisions concerning amendments effective as of
1 June 2010

(1) An applicant pursuant to Section 5(1) may also submit an application for an entry through a point of single contact as of 1 June 2010.

(2) For the requirements of this provision and for the requirements of Sections 5b to 5d and the last sentence of Section 10(4), “application for an entry” means an application for the entry of details in the Commercial Register.’

Article XIX

Act No 586/2003 on the legal profession and amending Act No 455/1991 on licensed trading (the Trading Act), as amended, as amended by Act No 8/2005, Act No 327/2005, Act No 331/2007, Act No 297/2008, Act No 451/2008 and Act No 304/2009, is hereby amended as follows:

1. The following Section 1c, including the heading, is inserted after Section 1b:

‘Section 1c
Relationship to the general regulation on services in the
internal market

The general regulation on services in the internal market^{3a)} shall apply to the performance of the activities of a lawyer, the procedure for submitting applications, and the making of entries in the list of lawyers pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 3a is worded as follows:

‘3a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

2. The following Section 5a is inserted after Section 5:

‘Section 5a

(1) After receiving an application pursuant to Sections 3 to 5, the Chamber shall issue the applicant with confirmation without undue delay.^{9a)}

(2) An application pursuant to Sections 3 to 5 may also be submitted through a district authority performing the duties of a point of single contact^{9b)} (hereinafter referred to as a “point of single contact”). The point of single contact shall deliver the application, together with all documentation appended thereto, to the Chamber within the time limit and in a manner pursuant to a special regulation.^{9b)}

(3) Where an application pursuant to Sections 3 to 5 is submitted through a point of single contact, the time limit for handling the application shall commence upon delivery of the application to the Chamber.

(4) Where an application is submitted through a point of single contact, the Chamber shall notify the point of single contact of the creation of an entry or of the rejection of the application without undue delay.

(5) Paragraphs (1) to (3) shall also apply to the submission of applications pursuant to Sections 39, 48 and 53.”

Footnotes 9a and 9b are worded as follows:

‘9a) Section 4(1) of Act No 136/2010.

9b) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991 on licensed trading (the Trading Act), as amended by Act No 136/2010.’

Article XX

Act No 5/2004 on employment services and amending certain acts, as amended by Act No 191/2004, Act No 365/2004, Act No 585/2004, Act No 614/2004, Act No 1/2005, Act No 82/2005, Act No 528/2005, Act No 573/2005, Act No 310/2006, Act No 693/2006 Z. z. of Act No 561/2007, Act No 139/2008, Act No 233/2008, Act No 263/2008, Act No 460/2008, Act No 562/2008, Act No 49/2009, Act No 108/2009, Act No 266/2009, Act No 463/2009, Act No 594/2009 and Act No 52/2010, is hereby amended as follows:

1. In Section 12(l), point 1 is deleted.

The existing points two to four are renumbered as points one to three, respectively.

2. In Section 25(1), the words ‘permit issued by the Central Office’ are replaced by the words ‘authorisation granted pursuant to a special regulation¹¹⁾’.

3. In Section 25, the following new paragraph (2) is inserted after paragraph (1):

‘(2) An intermediary may provide recruitment services for consideration if he has completed at least a bachelor’s degree within the scope of higher education. Where this is a legal person, the condition of completing at least at least a bachelor’s degree within the scope of higher education shall be fulfilled by the responsible representative pursuant to a special regulation.¹¹⁾’.

The existing paragraphs (2) to (5) are renumbered as paragraphs (3) to (6), respectively.

4. In Section 25(5)(f), the words ‘paragraph (3)’ are replaced by the words ‘paragraph (4)’.

5. Section 26 is deleted.

6. In Section 28(b), point 2, the words ‘once a year’ are replaced by the words ‘for the previous calendar year by 31 March of the following calendar year’.

7. In Section 43(9), the words ‘person who provides professional advisory services on behalf of the supplier’ are replaced by the words ‘responsible representative pursuant to a special regulation¹¹⁾’.

8. In Section 69(1)(a), the word ‘(3)’ is replaced by the word ‘(4)’.

9. The following Section 70a, including the heading, is inserted after Section 70:

‘Section 70a
Relationship to the general regulation on services in the
internal market

The general regulation on services in the internal market^{63a)} shall apply to the provision of recruitment services for consideration, the procedure for submitting applications for a permit to provide recruitment services for consideration, decisions on the granting of permits to provide recruitment services for consideration, and the supervision of intermediaries that provide recruitment services for consideration pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 63a is worded as follows:

‘63a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

10. The following Section 72m, including the heading, is inserted after Section 72l:

‘Section 72m
Transitional provision concerning amendments effective as of
1 June 2010

(1) A permit to provide recruitment services for consideration that has been granted by the Central Office prior to 31 May 2010 shall expire on 31 December 2010.

(2) Where an intermediary’s activity has been suspended and a permit to provide recruitment services for consideration has been cancelled, procedure pursuant to legislation effective until 31 May 2010 shall be followed until 31 December 2010.’

Article XXI

Act No 344/2004 on patent attorneys and amending Act No 444/2002 on designs and Act No 55/1997 on trademarks, as amended by Act No 577/2001 and Act No 14/2004, as amended by Act No 330/2007

and Act No 506/2009, is hereby amended as follows:

1. The following Section 5a is inserted after Section 5:

‘Section 5a

(1) After receiving an application pursuant to Sections 4 and 5, the Chamber shall issue the applicant with confirmation without undue delay.^{4a)}

(2) An application pursuant to Sections 4 and 5 may also be submitted through a point of single contact.^{4b)} The point of single contact shall deliver the application, together with all documentation appended thereto, to the Chamber within the time limit and in a manner pursuant to the general regulation on services in the internal market.^{4c)}

(3) Where an application is submitted through a point of single contact, the Chamber shall notify the point of single contact of the creation of an entry in the list or of the rejection of the application without undue delay.’

Footnotes 4a to 4c are worded as follows:

‘4a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.

4b) Section 11 of Act No 136/2010.

Section 66b of Act No 455/1991 on licensed trading (the Trading Act), as amended.

4c) Act No 136/2010.’

2. In Section 15(1), a comma and the words ‘in an association^{7a)} together with patent attorneys’ are inserted after the word ‘independently’.

Footnote 7a is worded as follows:

‘7a) Sections 829 to 841 of the Civic Code.’

3. In Section 15, the following new paragraph (3) is inserted after paragraph (2):

‘(3) A patent attorney may only perform the activities of a patent attorney by one of the means referred to in paragraph (1). Patent attorneys who are members of an association or are who are partners in a company of patent attorneys may agree on the temporary independent provision of a patent attorney’s services in a single case or in multiple cases that have been defined in advance, unless otherwise provided for in the agreement of association or in the memorandum of association of the company of patent attorneys.’

4. In Section 16(1), the second sentence is amended as follows: ‘A patent attorney who is not established in the Slovak Republic shall provide an address for service in the Slovak Republic.’

5. In the second sentence of Section 16(3), the words ‘an association or’ are inserted after the word ‘through’.

6. In Section 32, the words ‘officially verified’ are deleted.

7. In Section 39(2)(c), the words ‘twenty times the minimum monthly wage laid down by a special regulation;¹²⁾’ are replaced by the words ‘thirty times the minimum subsistence income laid down by a special regulation;¹²⁾’.

Footnote 12 is worded as follows:

‘12) Section 2(a) of Act No 601/2003 on minimum subsistence income and amending certain acts, as amended.’

8. In Section 39(3)(c), the words ‘four times the minimum monthly wage laid down by a special regulation;¹²⁾’ are replaced by the words ‘six times the minimum subsistence income laid down by a special regulation;¹²⁾’.

9. In Section 41(2), the words ‘minimum monthly wage laid down by a special regulation;¹²⁾’ are replaced by the words ‘one-and-a-half times the minimum subsistence income laid down by a special regulation;¹²⁾’.

10. The following Section 59a, including the heading, is inserted after Section 59:

‘Section 59a
Relationship to the general regulation on services in the
internal market

The general regulation on services in the internal market¹⁴⁾ shall apply to the activities of a patent attorney, the procedure for submitting an application for an entry in the list, decision-making on an entry in the list, and the supervision of patent attorneys pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 14 is worded as follows:

‘14) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XXII

Act No 382/2004 on experts, interpreters and translators and amending certain acts, as amended by Act No 93/2006, Act No 522/2007, Act No 520/2008 and Act No 400/2009, is hereby amended as follows:

1. In Section 5, the following new paragraph (4) is inserted after paragraph (3):

‘(4) After receiving an application, the Ministry shall issue the applicant with confirmation of receipt of the application without undue delay.^{3a)}’.

The existing paragraphs (4) to (7) are renumbered as paragraphs (5) to (8), respectively.

Footnote 3a is worded as follows:

‘3a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.’

2. In Section 15(2), the words ‘Section 5(5)’ are replaced by the words ‘Section 5(7)’.

3. The following Section 15a, including the heading, is inserted after Section 15:

**‘Section 15a
Relationship to the general regulation on services in the
internal market**

The general regulation on services in the internal market^{6a)} shall apply to the activities of an expert, interpreter or translator, the procedure for submitting an application, the creation of an entry in the list, and supervision pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 6a is worded as follows:

‘6a) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

4. The following Section 33a, including the heading, is inserted after Section 33:

**‘Section 33a
Common provisions relating to a point of single contact**

(1) An application for an entry may also be submitted through a district authority performing the duties of a point of single contact^{16a)} (hereinafter referred to as a “point of single contact”). The point of single contact shall deliver an application for an entry, together with all documentation appended thereto, to the Ministry within the time limit and in a manner pursuant to a special regulation.^{16b)}

(2) Where an application for an entry is submitted through a point of single contact, the time limit for creating an entry shall commence upon delivery of the application for an entry to the Ministry.

(3) A notification or application pursuant to Section 4(8) and Section 8(1)(a) may also be submitted through a point of single contact.

(4) Where an application is submitted through a point of single contact, the Ministry shall notify the point of single contact of the creation of an entry in the list or of the rejection of the application without undue delay.’

Footnotes 16a and 16b are worded as follows:

‘16a) Section 11 of Act No 136/2010.

Section 66b of Act No 455/1991 on licensed trading (the Trading Act), as amended.

16b) Section 11 of Act No 136/2010.’

Article XXIII

Act No 420/2004 on mediation and amending certain acts is hereby amended as follows:

1. The following Section 1a, including the heading, is inserted after Section 1:

**‘Section 1a
Relationship to the general regulation on services in the
internal market**

The general regulation on services in the internal market^{4a)} shall apply to the activities of a mediator, the procedure for submitting applications for an entry in the register of mediators, applications for an entry in the register of mediation centres and applications for an entry in the register of educational institutions, the creation of an entry in the register of mediators, the register of mediation centres, the register of educational institutions, and supervision pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 4a is worded as follows:

‘4a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

2. In Section 8, the following new paragraphs (3) and (4) are inserted after paragraph (2):

‘(3) A natural person who applies for an entry in the register of mediators shall append to the application a declaration of full legal capacity, proof of the attainment of a master’s degree at a higher-education institution in the Slovak Republic⁷⁾ or recognised proof of the attainment of a master’s degree issued by a foreign higher-education institution, an excerpt from the register of criminal convictions that is not more than three months old, and a certificate. An application for an entry in the register of mediators may also be submitted through a district authority performing the duties of a point of single contact^{7a)} (hereinafter referred to as a “point of single contact”). Where an application for an entry in the register of mediators is submitted through a point of single contact, the natural person shall either append to the application an excerpt from the register of criminal convictions or shall state the details necessary to request an excerpt from the register of criminal convictions.

(4) After receiving a written application, the Ministry shall issue the applicant with confirmation of receipt of the application without undue delay.^{7b)}’

The existing paragraphs (3) to (6) are renumbered as paragraphs (5) to (8), respectively.

Footnotes 7a and 7b are worded as follows:

‘7a) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991 on licensed trading (the Trading Act), as amended.

7b) Section 4(1) of Act No 136/2010.'

3. The following sentence is added at the end of Section 8(6): 'Where an application for an entry in the register of mediators is submitted at a point of single contact, the Ministry shall notify the point of single contact of the creation of an entry in the register of mediators, of the rejection of the application for an entry in the register of mediators, or of whether it believes that an entry has been created pursuant to paragraph (9), without undue delay.'

4. In Section 8, the following paragraph (9) is inserted after paragraph (8): '(9) If the conditions for creating an entry pursuant to paragraphs (2), (7) and (8) have been satisfied, the Ministry shall create the entry within a time limit of 30 days. If, in that time limit, the Ministry fails to create an entry and does not reject an application for an entry pursuant to paragraphs (2), (7) and (8), the entry shall be deemed to have been created. Confirmation of receipt of an application for an entry in the register of mediators shall be regarded as a written certificate pursuant to paragraph (6) until such a certificate is issued.'

Article XXIV

Act No 442/2004 on private veterinarians, on the Chamber of Veterinarians of the Slovak Republic, and amending Act No 448/2002 on veterinary care and amending certain acts, as amended, as amended by Act No 99/2008, is hereby amended as follows:

1. In Section 4(1), the following sentence is added at the end: 'After receiving a written application, the Chamber shall issue the applicant with confirmation of receipt of the written application without undue delay.^{4a)}'

Footnote 4a is worded as follows:

'4a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.'

2. The following paragraphs (6) and (7) are added to Section 4: '(6) An application may also be submitted through a district authority performing the duties of a point of single contact^{4b)} (hereinafter referred to as a "point of single contact").

(7) Where an application is submitted through a point of single contact, the Chamber shall notify the point of single contact of the creation of an entry in the register or of the rejection of the application without undue delay.'

Footnote 4b is worded as follows:

‘4b) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991 on licensed trading (the Trading Act), as amended.’

3. The following Section 23b, including the heading, is inserted after Section 23a:

**‘Section 23b
Relationship to the general regulation on services in the
internal market**

The general regulation on services in the internal market²²⁾ shall apply to the performance of private veterinary activities, the procedure for submitting an application for an entry in the register, decision-making on an entry in the register, and the supervision of private veterinarians pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 22 is worded as follows:

‘22) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XXVI

Act No 580/2004 on health insurance and amending Act No 95/2002 on insurance and amending certain acts, as amended by Act No 718/2004, as amended by Act No 305/2005, Act No 352/2005, Act No 660/2005, Act No 282/2006, Act No 522/2006, Act No 673/2006, Act No 358/2007, Act No 518/2007, Act No 530/2007, Act No 594/2007, Act No 461/2008, Act No 581/2008, Act No 192/2009, Act No 533/2009 and Act No 121/2010, is hereby amended as follows:

1. In Section 6(10)(a), the comma at the end of point 1 is replaced by a semi-colon and the following words are added: ‘this shall not apply to the procedure pursuant to paragraph (13);’.

2. In Section 6, paragraph (13) is amended as follows:

‘(13) When obtaining an authorisation to engage in business through a point of single contact, an insured person shall fulfil the obligation pursuant to paragraph (1) at the point of single contact.^{13aa)}’.

Footnote 13aa is worded as follows:

‘13aa) Section 11 of Act No 136/2010 on services in the internal market and amending certain acts.

Section 45(3) of Act No 455/1991 on licensed trading (the Trading Act), as amended.’

3. In Section 23, paragraph (10) is amended as follows:

‘(10) A self-employed person may submit a notification pursuant to paragraph (1)(a) and a notification of any change of his name (or trade name) pursuant to paragraph (8) at a point of single contact^{13aa)} where this is in

relation to a notification of changes pursuant to a special regulation^{53a)} and provided that the notification is made within the time limit pursuant to paragraph (1). An insured person shall provide notification of a change in the payer of insurance contributions to a self-employed person pursuant to paragraph (1)(b) at a point of single contact when obtaining authorisation to engage in business.'

Footnote 53a is worded as follows:

'53a) Section 49(1) of Act No 455/1991, as amended.'

Article XXVIII

Act No 657/2004 on thermal energy, as amended by Act No 99/2007 and Act No 309/2009, is hereby amended as follows:

1. In Section 4(2), the words 'officially certified copy' are replaced by the word 'copy'.
2. In Section 4(4), the words 'officially certified copy' are replaced by the word 'copy'.
3. In Section 4(5), the words 'five years from the issuance thereof' are replaced by the words 'an unlimited period'.
4. In Section 5(2), the following sentence is added at the end: 'After receiving a written application, the Office shall issue the applicant with confirmation of receipt of the written application without undue delay.^{5a)}'.

Footnote 5a is worded as follows:

'5a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.'

5. In Section 5(4), subparagraph (a) is amended as follows:

'(a) proof of permanent residence or of residence in the Slovak Republic; if the undertaking in the field of thermal energy is a foreign natural person, proof of permanent residence in a State party to the Agreement on the European Economic Area;'

6. The following paragraph (9) is added to Section 5:

'(9) An application pursuant to paragraph (2) may also be submitted through a district authority performing the duties of a point of single contact^{9a)} (hereinafter referred to as a "point of single contact"). Where an application is submitted through a point of single contact, the Office shall notify the point of single contact of the granting of a permit or of the rejection of the application without undue delay.'

Footnote 9a is worded as follows:

'9a) Section 11 of Act No 136/2010.'

Section 66b of Act No 455/1991, as amended.’

7. The following Section 37a, including the heading, is inserted after Section 37:

‘Section 37a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market^{21a)} shall apply to business in thermal energy, the procedure for submitting an application for a permit, decision-making on the granting of a permit, and the supervision of persons granted a permit pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 21a is worded as follows:

‘21a) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XXIX

Act No 725/2004 on conditions for the operation of vehicles in road traffic and amending certain acts, as amended by Act No 109/2005, Act No 310/2005, Act No 548/2007, Act No 284/2008, Act No 435/2008, Act No 8/2009, Act No 307/2009 and Act No 513/2009, is hereby amended as follows:

1. In Section 86, paragraph (2) is amended as follows:

‘(2) Business related to the assembly of gas equipment shall be business further to a trade authorisation.³²⁾ Special conditions for setting up and operating a facility for the assembly of gas equipment shall be governed by this Act.’

Footnote 32 is worded as follows:

‘32) Section 23 of and Annex 2 to Act No 455/1991, as amended.’

2. Section 87 is amended as follows:

‘Section 87

The premises and technology of a gas equipment assembly facility, the method for the metrological arrangement of measuring instruments and devices, the suitability of which has been approved by the Ministry, the time limits for calibrating measuring instruments and devices used in the assembly of gas equipment, the keeping of records of the documents of applicants from other Member States pursuant to Section 88(4), and the time limits and method for notifying them to the Ministry, shall be laid down by legislation of general application issued by the Ministry.’

3. In Section 88(1), subparagraph (a) is deleted.

The existing subparagraphs (b) to (l) are renumbered as subparagraphs (a)

to (k), respectively.

4. In Section 88(1), subparagraph (f) is deleted.

The existing subparagraphs (g) to (k) are renumbered as subparagraphs (f) to (j).

5. In Section 88(3), subparagraph (b) is deleted.

The existing subparagraphs (c) to (k) are renumbered as subparagraphs (b) to (j), respectively.

6. In Section 88(3)(g), the words ‘paragraph (1)(d) and (e)’ are replaced by the words ‘paragraph (1)(c) and (d)’.

7. In Section 88(4), the words ‘paragraph (3)(b), (e), (g), (i) and (j)’ are replaced by the words ‘paragraph (3)(d), (f), (h) and (i)’.

8. In Section 88(5), the word ‘(i)’ is replaced by the word ‘(g)’, and the words ‘of fraud or alteration of a public document’ are inserted after the words ‘intentional criminal act’.

9. In Section 89(1)(i), the words ‘(b) to (k)’ are replaced by the words ‘(a) to (i)’.

10. In Section 90(2)(a), the words ‘Section 88(1)(b) to (k)’ are replaced by the words ‘Section 88(1)(a) to (i)’.

11. In Section 90(3)(b), the words ‘Section 88(1)(b), (c), (d), (f) to (k)’ are replaced by the words ‘Section 88(1)(a), (b), (c), (e) to (i)’.

12. In the introductory sentence of Section 91(2), the words ‘person granted a permit pursuant to Section 87(10)’ are replaced by the words ‘applicant for authorisation to assemble gas equipment’.

13. In the introductory sentence of Section 91(5), the words ‘person granted a permit pursuant to Section 87(10)’ are replaced by the words ‘applicant for authorisation to assemble gas equipment’.

14. In Section 101(e), the words ‘and facilities for the assembly of gas equipment’ are deleted.

15. In Section 93(3), the words ‘person granted a permit pursuant to Section 87(10)’ are replaced by the words ‘applicant for authorisation to assemble gas equipment’.

16. In Section 94(1), the following words are added at the end: ‘or an applicant for authorisation to assemble gas equipment’.

17. In Section 94(3), the words ‘or an applicant for authorisation to assemble gas equipment’ are inserted after the words ‘person authorised to

assemble gas equipment’:

Article XXX

Act No 8/2005 on administrators and amending certain acts, as amended by Act No 330/2007, Act No 297/2008 and Act No 477/2008, is hereby amended as follows:

1. The following Section 1a, including the heading, is inserted after Section 1:

‘Section 1a Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market^{1a)} shall apply to the performance of administrator activities, the procedure for submitting an application for an entry in the list of administrators, the procedure for submitting an application for removal from the list of administrators, the creation of an entry in the list of administrators, and the supervision of administrators pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 1a is worded as follows:

‘1a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

2. In Section 21(4), the comma and the words ‘performed not later than one year before the submission of an application for an entry in the list of administrators’ are deleted.

3. In Section 24(1), the following sentence is added at the end: ‘After receiving a written application, the Ministry shall issue the applicant with confirmation of receipt of the written application without undue delay.^{13a)}’

Footnote 13a is worded as follows:

‘13a) Section 4(1) of Act No 136/2010.’

4. The following sentence is added at the end of Section 24(5): ‘Where an application is submitted at a district authority performing the duties of a point of single contact^{14a)} (hereinafter referred to as a “point of single contact”), the Ministry shall notify the point of single contact of the creation of an entry or of the rejection of the application without undue delay.’

Footnote 14a is worded as follows:

‘14a) Section 11 of Act No 136/2010.

Section 66b(2) of Act No 455/1991 on licensed trading (the Trading Act), as amended.’

5. The following paragraph (6) is added to Section 24:

‘(6) An application pursuant to paragraph (1) may also be submitted at a point of single contact. Where an application pursuant to paragraph (1) is submitted at a point of single contact, the time limit pursuant to paragraph (5) shall commence on the date of delivery of the application to the Ministry.’

Article XXXI

Act No 473/2005 on the provision of private security services and amending certain acts (the Private Security Act), as amended by Act No 330/2007, Act No 445/2008 and Act No 598/2008, is hereby amended as follows:

1. In Section 7(1), the words ‘development, manufacture, sale,’ are deleted.
2. In Section 8(s), the following words are added at the end: ‘or a licence to operate a technical service’.
3. In Section 9(2), the following new second sentence is inserted after the first sentence: ‘Where a legal person is required to be entered in the Commercial Register, the regional directorate shall decide, prior to the creation of the entry in the Commercial Register, whether to grant a licence to operate a security service further to an application by the founders, the bodies or persons authorised to submit an application for an entry in the Commercial Register, subject to proof that the legal person has been established.’
4. In Section 19(9), the words ‘not earlier than three months after the examination has been failed’ are deleted.
5. In the third sentence of Section 20(1), the following words are added at the end: ‘not more than three months old.’
6. In Section 68(2), the following new second sentence is inserted after the first sentence: ‘Where a legal person is required to be entered in the Commercial Register, the regional directorate shall decide, prior to the creation of the entry in the Commercial Register, whether to grant a licence to operate a technical service further to an application by the founders, the bodies or persons authorised to submit an application for an entry in the Commercial Register, subject to proof that the legal person has been established.’
7. In the second sentence of Section 72(5), the words ‘besides a copy from the register of criminal convictions that is not more than three months old’ are inserted after the word ‘person’.
8. In Section 73(2), the words ‘besides a copy from the register of criminal

convictions' are inserted after the word 'months'.

9. In Section 73, paragraph (3) is amended as follows:

'(3) Once every two years, an operator who is a legal person shall submit to the regional directorate documents and solemn declarations demonstrating integrity and reliability, besides a copy from the register of criminal convictions that is not more than three months old, for the persons referred to in Section 12.'

Article XXXII

Act No 124/2006 on health and safety at work and amending certain acts, as amended by Act No 309/2007, Act No 140/2008 and Act No 132/2010, is hereby amended as follows:

1. In the second sentence of Section 14(4), the words 'five years' are replaced by the words 'an indefinite period'.

2. In the introductory sentence of Section 15(5), the words 'five years' are replaced by the words 'an indefinite period'.

3. In Section 15, paragraph (6) is amended as follows:

'(6) An employer who has been granted authorisation shall comply with the conditions set out in paragraph (3) and paragraph (5)(d) when performing the activities under the authorisation.'

4. In Section 15(7), subparagraph (c) is deleted.

The existing subparagraph (d) is renumbered as subparagraph (c).

5. In Section 15(8), subparagraph (c) is deleted.

The existing subparagraph (d) is renumbered as subparagraph (c).

6. In the third sentence of Section 21(10), the words 'five years' are replaced by the words 'an indefinite period'.

7. In the introductory sentence of Section 27(12), the words 'five years' are replaced by the words 'an indefinite period'.

8. In Section 27(15), subparagraph (a) is deleted.

The existing subparagraphs (b) and (c) are renumbered as subparagraphs (a) and (b), respectively.

9. The following Section 38a, including the heading, is inserted after Section 38:

'Section 38a
Relationship to the general regulation on services in the
internal market

The general regulation on services in the internal market^{32a)} shall apply to the performance of activities pursuant to Sections 14, 15, 21 and 27, the procedure for submitting an application for authorisation, decision-making on the granting of authorisation pursuant to Sections 14, 15, 21 and 27, and supervision pursuant to a special regulation,¹¹⁾ save as otherwise provided for in this Act or a special regulation.¹¹⁾.

Footnote 32a is worded as follows:

‘32a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

10. The following Section 39c, including the heading, is inserted after Section 39b:

‘Section 39c
Transitional provision concerning amendments effective as of 1 June
2010

Authorisation to verify the fulfilment of requirements for the safety of technical equipment pursuant to Section 14, authorisation to perform expert inspections and expert tests and repairs of dedicated technical equipment and to fill pressure vessels for the transportation of gases, including the filling of motor vehicle tanks with gas pursuant to Section 15, authorisation to provide a technical and safety service and occupational health service pursuant to Section 21 and authorisation to provide instruction and education in the protection of work pursuant to Section 27, issued pursuant to regulations in force up to 31 May 2010, shall be deemed to be authorisation issued for an indefinite period.’

Article XXXIV

Act No 330/2007 on the register of criminal convictions and amending certain acts, as amended by Act No 519/2007, Act No 644/2007, Act No 598/2008, Act No 59/2009, Act No 186/2009, Act No 400/2009 and Act No 513/2009, is hereby amended as follows:

In Section 12(1), the following new sentence is inserted: ‘An excerpt from the register of criminal convictions shall also be issued at the request of another authority, organisation or institution for a purpose other than criminal proceedings, where so provided by a special regulation.^{6a)}’

Footnote 6a is worded as follows:

‘6a) Section 15c(1) of Act No 138/1992 on chartered architects and chartered civil engineers, as amended.’

Article XXXV

Act No 355/2007 on the protection, support and development of

public health and amending certain acts, as amended by Act No 140/2008, Act No 461/2008, Act No 540/2008, Act No 170/2009, Act No 67/2010, Act No 121/2010 and Act No 132/2010, is hereby amended as follows:

1. In Section 16, the following subparagraph (c) is added to paragraph (1):
'(c) professional competence may also be demonstrated by means of a document from another Member State that serves the same purpose or from which it is clear that the fact has been demonstrated.'

2. In Section 16, paragraph (31) is amended as follows:
'(31) A certificate of professional competence shall be granted for an indefinite period.'

3. In Section 16, paragraph (33) is amended as follows:
'(33) A certificate of professional competence shall lapse upon the death, or the declaration of death, of the holder of the certificate of professional competence.'

4. The following paragraph (34) is added to Section 16:
'(34) Professional competence shall be recognised for persons who have obtained the required qualifications in another Member State or in a State party to the Agreement on the European Economic Area.'

5. In Section 41(1), at the end the full-stop is replaced by a comma and the following words are added: 'or a document from another Member State that serves the same purpose or from which it is clear that the fact has been demonstrated.'

6. In Section 41, paragraph (5) is amended as follows:
'(5) Authorisation shall be granted for an indefinite period.'

7. In Section 45, the following new paragraph (9) is inserted after paragraph (8):
'(9) A permit pursuant to paragraphs (2) to (6), except for a permit pursuant to Section 4(g), shall also be required for activities performed by foreign persons who are established or permanently resident in another Member State.'

The existing paragraphs (9) to (29) are renumbered as paragraphs (10) to (30), respectively.

8. In Section 45(10), the words 'paragraph (10)' are replaced by the words 'paragraph (11)'

9. In Section 45(17), subparagraph (d) is deleted.
The existing subparagraphs (e) and (f) are renumbered as subparagraphs (d) and (e), respectively.

10. In Section 45, paragraph (18) is amended as follows:
'(17) A permit shall be granted for an indefinite period.'

11. In Section 45, paragraph (19) is deleted.
The existing paragraphs (20) to (30) are renumbered as paragraphs (19) to (29), respectively.

12. In Section 45(22), subparagraph (a) is deleted.
The existing subparagraphs (b) and (c) are renumbered as subparagraphs (a) and (b), respectively.

13. In Section 46, the following new paragraph (3) is inserted after paragraph (2):

‘(3) A notification pursuant to paragraphs (1) and (2) shall also be required for activities performed by persons who are established or permanently resident in another Member State.’

The existing paragraphs (3) to (8) are renumbered as paragraphs (4) to (9), respectively.

14. In Section 46(8), the words ‘Section 45(10)’ are replaced by the words ‘Section 45(11)’.

15. In Section 57(35)(a) and (36)(a), the words ‘Section 46(3)’ are replaced by the words ‘Section 46(4)’; in paragraph (35)(c), the words ‘Section 46(7)’ are replaced by the words ‘Section 46(8)’; in paragraph (36)(c), the words ‘Section 46(8)’ are replaced by the words ‘Section 46(9)’.

16. The following Section 59a, including the heading, is inserted after Section 59:

**‘Section 59a
Relationship to the general regulation on services in the
internal market**

The general regulation on services in the internal market^{68a)} shall apply to the performance of activities, the procedure for submitting an application for a certificate of professional competence, decision-making on certification pursuant to Section 16, and supervision pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 68a is worded as follows:

‘68a) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

14. The following Section 63a, including the heading, is inserted after Section 63:

**‘Section 63a
Transitional provision concerning amendments effective as of
1 June 2010**

Certificates of professional competence granted and valid until 31 May 2010 shall be deemed to be certificates granted for an indefinite period.’

Article XXXVI

Act No 540/2007 on auditors, auditing and the supervision of auditing and amending Act No 431/2002 on accounting, as amended by Act No 504/2009, is hereby amended as follows:

1. The following Section 5a is inserted after Section 5:

'Section 5a

(1) After receiving an application pursuant to Section 5(1), the Office shall immediately issue the applicant with confirmation of receipt of the application.^{10a)} An application pursuant to Section 5(1) may also be submitted through a district authority performing the duties of a point of single contact^{10b)} (hereinafter referred to as a "point of single contact"). The point of single contact shall deliver the application, together with all documentation appended thereto, to the Office within the time limit and in a manner pursuant to a special regulation.^{10c)}

(2) Applications pursuant to Section 4(1) and Section 11(8) and (9) may be submitted through a point of single contact, which shall deliver them to the Office within the time limit and in a manner pursuant to a special regulation.^{10b)}.

Footnotes 10a, 10b and 10c are worded as follows:

'10a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.

10b) Section 11 of Act No 136/2010.

Section 66b oh Act No 455/1991 on licensed trading (the Trading Act), as amended by Act No 136/2010.

10c) Section 66ba of Act No 455/1991, as amended.'

2. The following Section 67a is inserted after Section 67:

'67a

The general regulation on services in the internal market⁴²⁾ shall apply to the performance of the activities of an auditor, the procedure for submitting an application for an entry in the list of auditors, decision-making on the creation of an entry in the list of auditors, and the supervision of auditors pursuant to this Act, save as otherwise provided for in this Act.'

Footnote 42 is worded as follows:

'42) Sections 3 to 8 and 10 to 16 of Act No 136/2010.'

Article XXXVII

Act No 569/2007 on geological works (the Geology Act), as amended by

Act No 515/2008, Act No 384/2009 and Act No 110/2010, is hereby amended as follows:

1. In Section 5(1), the following sentence is added at the end: 'After receiving an application for a geological authorisation, the Ministry shall issue the applicant with confirmation of receipt of the application for a geological authorisation without undue delay.^{8a)}'

Footnote 8a is worded as follows:

'8a) Act No 4(1) of Act No 136/2010 on services in the internal market and amending certain acts.'

2. In Section 5(3), subparagraph (e) is deleted.

The existing subparagraphs (f) and (g) are renumbered as subparagraphs (e) and (f), respectively.

3. In Section 5(4), subparagraph (c) is deleted.

The existing subparagraphs (d) to (f) are renumbered as subparagraphs (c) to (e), respectively.

4. In Section 5(5), the words '(g) and paragraph (4)(f)' are replaced by the words '(f) and paragraph (4)(e)'.

5. The following paragraph (9) is added to Section 5:

'(9) An application for a geological authorisation may also be submitted through a district authority performing the duties of a point of single contact.^{11a)}'

Footnote 11a is worded as follows:

'11a) Section 11 of Act No 136/2010.;

Section 66b of Act No 455/1991, as amended by Act No 136/2010.'

6. In Section 6(1), subparagraph (d) is deleted.

The existing subparagraphs (e) to (g) are renumbered as subparagraphs (d) and (f), respectively.

7. In Section 6(2), subparagraph (d) is deleted.

The existing subparagraphs (e) to (g) are renumbered as subparagraphs (d) and (f), respectively.

8. In Section 6, the following new paragraph (3) is inserted after paragraph (2):

'(3) A geological authorisation shall be issued for an indefinite period.'

The existing paragraphs (3) and (4) are renumbered as paragraphs (4) and (5), respectively.

9. The following Section 8a, including the heading, is inserted after Section 8:

'Section 8a

Special provisions for foreign natural persons engaging in business and foreign legal persons

(1) The requirements and conditions for the issuance of a geological authorisation pursuant to Section 5 shall apply to a foreign natural person engaging in business and a foreign legal person (hereinafter referred to as a “foreign provider”).

(2) The issuance of a geological authorisation shall be conditional on proof of the passing of an examination of professional competence in the area of expertise to which the geological authorisation relates (Section 9). This obligation shall not apply to the performance of geological works pursuant to Section 2(4)(b).

(3) In addition to the particulars pursuant to Section 5(3), in an application for a geological authorisation, a foreign provider shall state the address of the place of the foreign provider’s activity.

(4) In addition to the particulars pursuant to Section 5(3), in an application for a geological authorisation, a foreign provider shall state:

- (a) the designation of the undertaking or organisational unit of the undertaking;
- (b) the address of the place of activity of the undertaking or organisational unit of the undertaking;
- (c) personal data of the manager of the undertaking or manager of the organisational unit of the undertaking.

(5) An application for a geological authorisation shall be submitted in the State language; non-authenticated translations of the documents pursuant to paragraphs (1) and (2) into the State language shall be appended to the application if the foreign provider has such documents.

(6) When assessing an application from a foreign provider, the Ministry shall take into account any authorisations to perform geological works or other similar authorisations issued pursuant to the regulations of another Member State of the European Union (hereinafter referred to as a “foreign geological authorisation”).

(7) If a foreign provider demonstrates fulfilment of the requirements laid down by this Act, the Ministry shall grant that foreign provider a geological authorisation.

(8) A geological authorisation issued to a foreign natural persons engaging in business shall, in addition to the particulars referred to in Section 6(1), state the address of the place of his activity.

(9) In addition to the particulars referred to in Section 6(2), a geological authorisation issued to a foreign legal person shall contain:

- (a) the designation of the undertaking or organisational unit of the

undertaking;

- (b) the address of the place of activity of the undertaking or organisational unit of the undertaking;
- (c) personal data of the manager of the undertaking or manager of the organisational unit of the undertaking.

(10) If a foreign provider does not demonstrate fulfilment of the requirements laid down by this Act, the Ministry shall reject the application.

(11) Prior to the granting of a geological authorisation, a foreign natural person engaging in business or the representative of a foreign legal person who is mentioned in its foreign geological authorisation or the representative of a foreign person engaging in business who is mentioned in his foreign geological authorisation shall be required to sit the written part of the examination of professional competence, which tests knowledge of legislation of general application governing geological works. This obligation shall not apply to the performance of geological works pursuant to Section 2(4)(b).

(12) An examination of a foreign provider pursuant to paragraph (11) shall be taken in the State language; a foreign provider may use an interpreter at his own expense.

(13) If a foreign provider fails an examination of professional competence, the Ministry shall reject his application for a geological authorisation.’.

10. In Section 9(9), the words ‘other than the Slovak Republic’ are deleted.

11. In Section 9(12), the second ‘or’ is replaced by the word ‘and’.

12. The following Section 41a, including the heading, is inserted after Section 41:

**‘Section 41a
Relationship to the general regulation on services in the
internal market**

The general regulation on services in the internal market⁵³⁾ shall apply to the performance of geological works pursuant to this Act, the procedure for submitting an application for a geological authorisation, decision-making on the granting of a geological authorisation, and the supervision of persons who have been granted a geological authorisation pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 53 is worded as follows:

‘53) Sections 3 to 8 and 10 to 16 of Act No 136/2010.’

Article XXXVIII

Act No 476/2008 on efficiency in energy use (the Energy Efficiency Act) and amending Act No 555/2005 on the energy performance of buildings and amending certain acts, as amended by Act No 17/2007, is hereby amended as follows:

1. In Section 9, paragraph (1) is amended as follows:

‘(1) An energy auditor is a natural person entered in the list of energy auditors. The Ministry shall maintain the list of energy auditors and publish it on the Ministry’s website. If an applicant meets the conditions pursuant to paragraph (3), the Ministry shall enter the applicant in the list of energy auditors within 30 days of the date of receipt of the application and shall issue the energy auditor with a certificate of entry in the list of energy auditors within 15 days of the date of that entry. Where an applicant for entry in the list of energy auditors meets the conditions pursuant to paragraph (3) and the Ministry, within 30 days, fails to enter the applicant in the list of energy auditors and does not reject the application for an entry in the list of energy auditors, the entry shall be deemed to have been created and confirmation of receipt of the application for an entry in the list of energy auditors shall be regarded as the certificate of entry in the list of energy auditors until that certificate is issued.’

2. In Section 9, the following new paragraph (2) is inserted after paragraph (1):

‘(2) The activities of an energy auditor may be performed within the scope of employment for an employer or as a business pursuant to a special regulation.^{14a)}’

The existing paragraphs (2) to (12) are renumbered as paragraphs (3) to (13), respectively.

Footnote 14a is worded as follows:

‘14a) Act No 455/1991 on licensed trading (the Trading Act), as amended.’

3. In Section 9(3), subparagraph (e) is deleted.

4. In Section 9(4)(e), the number 4 is replaced by the number 5.

5. In Section 9(5), the words ‘original or officially certified copy’ are replaced by the word ‘copy’.

6. In Section 9(6), the words ‘original or officially certified copy’ are replaced by the word ‘copy’.

7. In Section 9(8), the words ‘paragraph (6)’ are replaced by the words ‘paragraph (7)’.

8. In Section 9, paragraph (9) is deleted.

The existing paragraphs (10) to (13) are renumbered as paragraphs (9) to (12), respectively.

9. In the first point of Section 9(11)(b), the number 2 is replaced by the number 3.

10. In Section 11(4)(c), the words ‘Section 9(6)’ are replaced by the words ‘Section 9(7)’.

11. The following Section 17a, including the heading, is inserted after Section 17:

‘Section 17a
Relationship to the general regulation on services in the internal market

The general regulation on services in the internal market¹⁹⁾ shall apply to the performance of the activities of an energy auditor, the procedure for submitting an application for an entry in the list of energy auditors, decision-making on the creation of an entry in the list of energy auditors, and the supervision of energy auditors pursuant to this Act, save as otherwise provided for in this Act.’

Footnote 19 is worded as follows:

‘19) Sections 3 to 8 and 10 to 16 of Act No 136/2010 on services in the internal market and amending certain acts.’

Article XXXIX

This Act shall take effect on 1 January 2010, with the exception of Article I, Section 4(3), Article V, point 67, Section 66ba(4)(b), Article VI, point 3, Section 11a(1)(c), and Article XVIII, point 3, Section 5d(1)(b), which shall take effect on 1 January 2012.

Ivan Gašparovič m.p.
Pavol Paška m.p.
Robert Fico m.p.

Annex to Act No 136/2010**List of legally binding acts of the European Union transposed**

1. Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market (OJ L 376, 27.12.2006).
2. Directive of the European Parliament and of the Council of 23 April 2009 on injunctions for the protection of consumers' interests (codified version) (OJ L 110, 1.5.2009).

1) For example, Sections 19 to 22 of Act No 245/2008 on instruction and education (the Schools Act) and amending certain acts; Act of the National Council of the Slovak Republic No 200/1994 on the Chamber of Restorers and on the restoration activities of its members.

2) For example, Act No 258/2001 on consumer credit and amending Act of the Slovak National Council No 71/1986 on the Slovak Trade Inspectorate, as amended; Act No 483/2001 on banks and amending certain acts, as amended; Act No 594/2003 on collective investment and amending certain acts, as amended; Act No 43/2004 on old-age pension saving schemes and amending certain acts, as amended.

3) Act No 610/2003 on electronic communications, as amended.

4) Section 29 of Act No 5/2004 on employment services and amending certain acts, as amended.

5) Act No 576/2004 on health care, services related to the provision of health care, and amending certain acts, as amended.

Act No 577/2004 on the scope of health care covered by public health insurance and on the coverage of services related to health care, as amended.

Act No 579/2004 on the emergency medical service and amending certain acts, as amended.

Act No 580/2004 on health insurance and amending Act No 95/2002 on insurance and amending certain acts, as amended.

Act No 581/2004 on health insurance companies, the supervision of health care, and amending certain acts, as amended.

6) Act No 308/2000 on broadcasting and retransmission and amending Act No 195/2000 on telecommunications, as amended.

Act No 343/2007 on conditions for the registration, public distribution and preservation of audiovisual works, multimedia works and sound recordings of artistic performances and amending certain acts (the Audiovisual Act).

7) Act No 448/2008 on social services and amending Act No 455/1991 on licensed trading (the Trading Act), as amended.

Act No 305/2005 on child protection and social guardianship and amending certain acts, as amended.

8) Section 2(1) of Act No 473/2005 on the provision of private security services and amending certain acts (the Private Security Act), as amended.

9) Act of the Slovak National Council No 323/1992 on notaries and notarial activities (Notarial Rules), as amended.

Act of the National Council of the Slovak Republic No 233/1995 on bailiffs and enforcement (Rules of Enforcement) and amending other acts, as amended.

10) Act No 514/2009 on transport on rail systems.

Act of the National Council of the Slovak Republic No 168/1996 on road transport, as amended.

Sections 1 to 43 and 45 to 58 of Act No 143/1998 on civil aviation (the Aviation Act) and amending certain acts, as amended.

Act No 338/2000 on inland navigation and amending certain acts, as amended.

10a) Act No 106/2018 on the operation of vehicles in road transport and amending certain acts.

11) Act No 382/2004 on experts, interpreters and translators and amending certain laws, as amended.

12) Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems (Text with relevance for the EEA and for Switzerland) (OJ special edition, Chapter 5, Volume 5; OJ L 200, 7.6.2004).

13) For example, Section 4a of Act of the Slovak National Council No 51/1988 on mining activity, explosives and the State mining authority, as amended; Section 10 of Act No 455/1991 on licensed trading (the Trading Act), as amended; Section 4 of Act of the Slovak National Council No 78/1992 on tax advisers and the Slovak Chamber of Tax Advisers, as amended; Section 3(1) to (6) of Act of the Slovak National Council No 138/1992 on chartered architects and chartered civil engineers, as amended; Section 5(1) of Act of the National Council of the Slovak Republic No 216/1995 on the Chamber of Surveyors and Cartographers, as amended by Act No 512/2007; Section 2(1) of Act No 586/2003 on the legal profession and amending Act No 455/1991 on licensed trading (the Trading Act), as amended; Section 2(2) of Act No 540/2007 on auditors, auditing and the supervision of auditing, and amending Act No 431/2002 on accounting, as amended; Section 5 of Act No 569/2007 on geological works (the Geology Act), as amended.

14) For example, Act of the Slovak National Council No 51/1988, as amended, as amended; Act No 455/1991, as amended; Act of the Slovak National Council No 78/1992, as amended; Act of the Slovak National Council No 138/1992, as amended; Act of the National Council of the Slovak Republic No 215/1995 on geodesy and cartography, as amended; Act of the National Council of the Slovak Republic No 216/1995, as amended; Act No 586/2003, as amended; Act No 540/2007, as amended; Act No 569/2007, as amended by Act No 515/2008.

15) For example, Section 4a of Act of the Slovak National Council No 51/1988, as amended; Sections 6 and 7 of Act No 455/1991, as amended; Sections 5 and 8(3) of Act of the Slovak National Council No 78/1992, as amended; Sections 15 and 15a of Act of the Slovak National

Council No 138/1992, as amended; Section 3 of Act No 586/2003, as amended; Section 5 of Act No 569/2007, as amended by Act No 515/2008.

16) Section 3 of Act No 530/2003 on the Commercial Register and amending certain acts, as amended.

Section 5(3) of Act No 586/2003, as amended.

Section 19(3) of Act No 25/2006 on public procurement and amending certain acts, as amended.

Section 4 of Act No 293/2007 on the recognition of professional qualifications, as amended by Act No 560/2008.

Section 3 of Act No 540/2007

17) For example, Act of the Slovak National Council No 78/1992, as amended; Act of the Slovak National Council No 138/1992, as amended; Act No 264/1999 on the technical requirements of products and on conformity assessments and amending certain acts, as amended; Act No 281/2001 on package tours and conditions for the business operations of tour operators and travel agencies and amending the Civil Code, as amended; Act No 586/2003, as amended; Act No 382/2004, as amended; Act No 344/2004 on patent attorneys, amending Act No 444/2002 on designs and Act No 55/1997 on trademarks, as amended by Act No 577/2001 and Act No 14/2004; Act No 442/2004 on private veterinarians, on the Chamber of Veterinarians of the Slovak Republic, and amending Act No 448/2002 on veterinary care and amending certain acts, as amended, as amended by Act No 99/2008; Act No 8/2005 on administrators and amending certain acts; Act No 540/2007, as amended.

18) Section 8 of Act No 420/2004 on mediation and amending certain acts.

Section 9(1) of Act No 476/2008 on efficiency in energy use (the Energy Efficiency Act) and amending Act No 555/2005 on the energy performance of buildings and amending certain acts, as amended by Act No 17/2007.

19) Section 2(h) of Act No 275/2006 on public administration information systems and amending certain acts, as amended.

20) Section 2(b) of Act No 293/2007, as amended by Act No 560/2008.

21) For example, Act No 250/2007 on consumer protection and amending Act of the Slovak National Council No 372/1990 on misdemeanours, as amended; Act No 540/2007, as amended by Act No 504/2009.

22) Sections 41 to 55 of Act No 513/1991, the Commercial Code, as amended.

23) Sections 66a and 66b of Act No 455/1991, as amended.

24) For example, Section 3 of Act No 128/2002 on the State control of the internal market in matters of consumer protection and amending

certain acts, as amended; Sections 5 and 6 of Act No 355/2007 on the protection, support and development of public health and amending certain acts, as amended; Section 32 of Act No 540/2007, as amended by Act No 504/2009.

25) For example, Section 3 of Act No 128/2002, as amended; Section 6 of Act No 39/2007 on veterinary care, as amended by Act No 99/2008; Section 13 of Act No 476/2008.

25a) Act No 586/2003, as amended.

26) Commission Decision 2009/739/EC of 2 October 2009 setting out the practical arrangements for the exchange of information by electronic means between Member States under Chapter VI of Directive 2006/123/EC of the European Parliament and of the Council on services in the internal market (Text with EEA relevance) (OJ L 274, 10.7.2009).

27) Commission Decision 2008/49/EC of 12 December 2007 concerning the implementation of the Internal Market Information System (IMI) as regards the protection of personal data (OJ L 13, 16.1.2008).
Act No 428/2002 on the protection of personal data, as amended.

28) Act No 250/2007, as amended.

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