

## THE LAWS ON INSURANCE SERVICES AND OTHER RELATED ISSUES OF 2002-2013

**Decision dated 24 March 2015 of the Superintendent of Insurance based on Article 193(4)(f) of the above Laws which relates to the issuance of Orders for the adoption and implementation of the first set of guidelines issued and published on 2/2/2015 by the European Insurance and Occupational Pensions Authority for the implementation of Directive 20019/138/EC Directive 2009/138/EC of the European Parliament and of the Council of 25 November 2009 on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II)**

The Superintendent of Insurance, after taking into consideration:

(a) article 16 of Regulation(EU) No 1094/2010 of the European Parliament and of the Council of 24 November 2010 for establishing the European Insurance and Occupational Pensions Authority("EIOPA"), which concerns the publication from the said Authority of Guidelines and Recommendations to the relevant authorities or financial institutions with a view to establishing consistent, efficient and effective supervisory practices in the European system of financial supervision and the establishment of a common, uniform and consistent application of Union Law,

(b) the first set of guidelines (Set 1 Solvency II Guidelines) guidelines issued and published on 2/2/2015 by the European Insurance and Occupational Pensions Authority (EIOPA),

(c) the powers granted upon her in accordance with article 193(4)(f) of the Laws on Insurance Services and Other Related Matters of 2002-2013,

decided to issue the following Orders for the adoption and implementation of EIOPA Guidelines for the implementation of Directive 2009/138/EC of the European Parliament and Council of 25 November 2009 on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II), as amended by Directives 2011/89/EC and 2014/51/EC.

The above EIOPA Guidelines are available on EIOPA's website on the following link <https://eiopa.europa.eu/regulation-supervision/guidelines>. It is noted that, in these documents, where there is reference to "Guidelines" this will mean Order to the insurance/reinsurance undertakings and where there is reference to "supervisory authority" (and "national supervisory authority" in Orders 17-19 below) this will mean the Superintendent of Insurance.

### **Orders of the Superintendent of Insurance, in relation to:**

- 1) Ancillary own funds,
- 2) Application of outwards reinsurance
- 3) Life underwriting risk module,
- 4) Basis risks,
- 5) Classification of own funds,
- 6) Contract boundaries,
- 7) Group solvency,
- 8) Health catastrophe risk,
- 9) Look-through approach,
- 10) Ring-fenced funds,
- 11) Loss-absorbing capacity of technical provisions and deferred taxes,

- 12) Treatment of market and counterparty risk exposures in the standard formula,
- 13) Internal models,
- 14) Treatment of related undertakings, including participations,
- 15) Undertaking-specific parameters,
- 16) Valuation of technical provisions,
- 17) Operational functioning of colleges,
- 18) Supervisory review process,
- 19) Equivalence assessments.

(Note: Orders 1-16 cover issues relating directly to insurance/reinsurance undertakings whereas Orders 17-19 cover issues relating indirectly with the said undertakings)

#### **Effective Date**

These Orders shall apply from 1/4/2015, except from (i) Order 11, (ii) paragraphs 17 και 18 of Order 17 and (iii) Order 18, which shall apply from 1/1/2016.