

CONSUMER PROTECTION DEPARTMENT

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## **Draft Regulatory Technical Standards adapting base euro amounts for professional indemnity insurance and for financial capacity of intermediaries in the Insurance Distribution Directive**

Dear Mr Berrigan,

I am pleased to submit to you EIOPA's draft Regulatory Technical Standards (RTS) adapting the updated base euro amounts for professional indemnity insurance (PII) and for financial capacity of intermediaries, as required by subparagraph 3 of Article 10(7) of the Insurance Distribution Directive (IDD).

In order to adapt the base amounts, EIOPA has taken into account, as required under Article 10(7) of the IDD, the changes in the European index of consumer prices (EICP) which increased by 20.32% in the relevant period from 1 January 2018 to 31 December 2022. Based upon the changes of the EICP, the base amounts were adapted as follows:

- The PII amount applying to each claim is increased from EUR 1 300 380 to EUR 1 564 610;
- The PII amount per year is increased from EUR 1 924 560 to EUR 2 315 610; and
- The financial capacity amount is increased from EUR 19 510 to EUR 23 480.

EIOPA has refrained from including in the draft RTS a deferred application of this Delegated Regulation, as the date of application of the Delegated Regulation is a matter for the co-legislators. However, EIOPA notes that such a deferred application date of 12 months was included in the previous COM Delegated Regulation 2019/1935 adjusting the minimum amounts for PII and financial capacity for intermediaries, to allow Member States sufficient time to adapt their national legislation and industry sufficient time to adjust their contracts to reflect the new minimum amounts. With respect to this Delegated Regulation, EIOPA

considers that it would bring similar benefits for a variety of stakeholders to include such a transitional period again.

Enclosed you will find the draft RTS and accompanying impact assessment. The final report and consultation feedback can be found on EIOPA's website under the following hyperlink:

[https://www.eiopa.europa.eu/consultations/consultation-draft-amending-regulatory-technical-standards-adapting-base-euro-amounts-professional\\_en](https://www.eiopa.europa.eu/consultations/consultation-draft-amending-regulatory-technical-standards-adapting-base-euro-amounts-professional_en)

In the meantime, if you require any further information on the draft RTS and the related impact assessment, I, and my colleagues, remain at your disposal.

Yours sincerely,

[signed]

Petra Hielkema

cc: Didier Millerot, Head of Unit "Insurance and Pensions"

Nico Spiegel, Insurance and Pensions Unit