

## SLOVAKIA

### General good provisions by categories

	<b>For insurance undertakings</b>	<b>For insurance intermediaries</b>
<b>Special rules for starting and operating business</b>		
Notification & approval of certain products	Notification: Act No 39/2015 Coll. on Insurance Articles 18, 19, 20, 21  Approval of certain products: No	Notification: Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Articles 11, 11a, 11b, 13, 14, 15,16, 17  Approval of certain products : No
Protection of names and titles	No	No
Feasibility study for host MS	No	No
Creating special departments	No	No
Other special rules for starting business	Act No 513/1991 Coll. Commercial Code Articles 21, 23	Act No 513/1991 Coll. Commercial Code Articles 21, 23
Other	Act No 747/2004 Coll. on Financial Supervision Article 1	No
<b>Adapting to host country market structure</b>		
Joining an association	No	No
Joining a guarantee fund	Yes Act No 381/2001 Coll. On Compulsory Motor Third- Party Liability Insurance Articles 20/3, 4, 5, 6	No
Data submission for registers	Act No 39/2015	Act No 186/2009

		<p>Coll. on Insurance Article 72/9, 10, 11, 12, 13 (register of insured events)</p> <p>Act No 381/2001 Coll. On Compulsory Motor Third-Party Liability Insurance Articles 11, 25 (register of liability insurance)</p> <p>Decree of Národná banka Slovenska No 8/2016 on the submission of statements of insurance undertakings, reinsurance undertakings, a branch of a foreign insurance company, branch of a foreign reinsurance company, insurance company from another Member State, reinsurance company from another Member State, the pension fund management company or supplementary pension fund management company</p>	<p>Coll. on Financial Intermediation and Financial Advisory Services Articles 15/7, 16/6, 17/9</p>
	Professional codes of conduct	No	No
	Other	No	No
Content and format of contracts			

	Language rules	Act No 40/1964 Coll. (Civil Code) Article 792b	Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Articles 33/7, 34  Act No 40/1964 Coll. (Civil Code) Article 792b
	Minimum content for certain products	Act No 381/2001 Coll. On Compulsory Motor Third-Party Liability Insurance Article 6	No
	Mandatory level of excess	No	No
	Other – unfair contractual conditions	Act No 40/1964 Coll. (Civil Code) Articles 52-54 (consumer contracts)	No
<b>Disclosure</b>			
	Special pre-contractual information	Act No 39/2015 Coll. on Insurance Article 70  Act No 40/1964 Coll. (Civil Code) Articles 792a, 792b  Decree of Národná banka Slovenska No 8/2018 laying down a document template for the main terms and conditions of insurance contracts	Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Articles 32, 33, 34, 35, 37, 37b, 37d  Decree of Národná banka Slovenska No 8/2018 laying down a document template for the main terms and conditions of insurance contracts
	Special information for selected products	Act No 39/2015 Coll. on Insurance Articles 70/1	No

		letter h), 70/4	
	Other	No	No
Taxation			
	Indirect taxes and parafiscal charges	<p>Indirect tax: 8% from non-life insurance except from MTPL insurance (Act No 213/2018 Coll. on insurance tax) (applicable from 1.1.2019)</p> <p>Parafiscal charge: 8% of the premiums received from MTPL insurance to a separate account of the Ministry of the Interior of the Slovak Republic (Act No 39/2015 Coll. on Insurance Article 68/1)</p>	No
	Direct taxes	<p>Act No 595/2003 Coll. Income Tax Act – concerns those taxpayers (non-residents of the Slovak Republic) that perform their business activities on the territory of the Slovak Republic through a permanent establishment, provide services, rent immovable property, or such taxpayers that have income from royalties and other taxable income.</p> <p>Taxation of incomes of a non-</p>	<p>Act No 595/2003 Coll. Income Tax Act – concerns those taxpayers (non-residents of the Slovak Republic) that perform their business activities on the territory of the Slovak Republic through a permanent establishment, provide services, rent immovable property, or such taxpayers that have income from royalties and other taxable income.</p> <p>Taxation of incomes of a non-</p>

		<p>resident from sources on the territory of the Slovak Republic - the tax non-residents (the entrepreneurs having no residence or habitual abode on the territory of the SR) who have derived any incomes from sources on the SR territory during the fiscal year:</p> <p><a href="https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax">https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax</a></p> <p><a href="https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax/taxation-of-incomes-businesses">https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax/taxation-of-incomes-businesses</a></p> <p>Includes both incomes from services provided on the territory of the SR and activities performed through a permanent establishment situated on the territory of the SR.</p> <p>Double taxation agreements should be taken into consideration, too.</p>	<p>resident from sources on the territory of the Slovak Republic - the tax non-residents (the entrepreneurs having no residence or habitual abode on the territory of the SR) who have derived any incomes from sources on the SR territory during the fiscal year:</p> <p><a href="https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax">https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax</a></p> <p><a href="https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax/taxation-of-incomes-businesses">https://www.financnasprava.sk/en/businesses/taxes-businesses/income-tax/taxation-of-incomes-businesses</a></p> <p>Includes both incomes from services provided on the territory of the SR and activities performed through a permanent establishment situated on the territory of the SR.</p> <p>Double taxation agreements should be taken into consideration, too.</p>
	Tax representative	No	No
	Other	No	No
<b>Other conduct related provisions</b>			
	Advice	Act No 39/2015 Coll. on Insurance Article 70/1	Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services

		letters b), c)	Article 35
	Advertising & marketing	Act No 39/2015 Coll. on Insurance Article 70/1 letter g)  Act No 220/1996 Coll. on advertisement	Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Article 34  Act No 220/1996 Coll. on advertisement
	Commissions	Act No 39/2015 Coll. on Insurance Article 70/1 letter b)	Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Articles 32, 33/5
	Limitations to the freedom to set premium	No	No
	After-sales services (e.g. claims-handling, complaints-handling)	Complaints handling: Act No 39/2015 Coll. on Insurance Articles 32, 72/13  Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Article 26	Complaints handling: Act No 186/2009 Coll. on Financial Intermediation and Financial Advisory Services Article 26
	Other	Act No 250/2007 Coll. on Consumer Protection  Act No 266/2005 Coll. on Consumer Protection in financial services at a distance  Act No 297/2008 Coll. on the prevention of legalization of	Act No 250/2007 Coll. on Consumer Protection  Act No 266/2005 Coll. on Consumer Protection in financial services at a distance  Act No 297/2008 Coll. on the prevention of legalization of proceeds of criminal activity

		proceeds of criminal activity and terrorist financing	and terrorist financing
Special types of insurance			
	MPTL	Act No 381/2001 Coll. On Compulsory Motor Third-Party Liability Insurance	Act No 381/2001 Coll. On Compulsory Motor Third-Party Liability Insurance
	Travel insurance	No	No
	Other	Professional indemnity insurance e.g. doctors, hunters, architects.	Professional indemnity insurance e.g. doctors, hunters, architects.
Applicable law			
	Setting applicable law for certain risks	No	No
	Setting exclusive jurisdiction	Act No 97/1963 Coll. on International Private Law and Procedural Law Articles 37a/letter b), 37e/5	No
	Other – governing law	Act No 97/1963 Coll. on International Private Law and Procedural Law Article 10	No