

ORDINANCE No. IB-991 of 3.07.2006 on the forms and manner of information exchange and interaction between the Information Centre for compulsory Third Party Liability insurance of motorists and compulsory Accident of passengers insurance, the Ministry of Interior and the Ministry of Transport

Issued by the Minister of Interior, Minister of Transport and the Chairman of the Financial Supervision Commission, promulgated in the State Gazette, No. 57/14.04.2006

Art. 1. (1) This Ordinance shall establish the forms and manner of information exchange and interaction between the Information Centre (IC) under Article 292 of the Insurance Code, the Ministry of Interior (MI), the Ministry of Transport (MT) and the Financial Supervision Commission (FSC).

(2) The Information Centre shall exchange information and shall interact with MI and MT for the purpose of:

1. establishing the motor vehicles in relation to the possession and use of which there is no effective Third Party Liability of motorists, as well as the carriers carrying out public transportation of passengers which do not have effective compulsory Accident of passengers insurance;

2. providing assistance in exercising the rights of persons seeking indemnity on compulsory Third Party Liability of motorists insurance or compulsory Accident of passengers insurance.

Art. 2. (1) The information under this Ordinance shall be exchanged electronically. The information may also be provided on paper, where certified copies of written documents are required.

(2) The Minister of Interior, the Minister of Transport, the Guarantee Fund (GF) and the FSC shall determine the employees responsible for the compilation and sending of the information under paragraph 1.

Art. 3. (1) The Ministry of Interior shall submit to the IC, on a weekly basis by the first working day of the following week, an updated list of the numbers of registered commissioned or decommissioned motor vehicles. A delivery acceptance protocol shall be executed thereof.

(2) The Ministry of Transport shall submit to the IC a list of carriers licensed to carry out public transportation of passengers and shall submit on a weekly basis by the first working day of the following week information about newly licensed persons carrying out public transportation of passengers as well as information about carriers whose rights under the license are terminated.

(3) The format of the data exchanged under Article 295, paragraph 2 of the Insurance Code is determined in the annex.

Art. 4. The format of the data provided by the IC under Article 295, paragraph 3 of the Insurance Code is determined in the annex in accordance with the information systems and the organisation of activity of MI or MT. Where the organisation of activity of MI or MT requires so, the data under Article 295, paragraph 3 may be provided on paper as well.

Art. 5. (1) Where for the purposes of disclosure of information to damaged party under the terms of Article 293 of the Insurance Code the IC needs information not available to it concerning:

1. the identity or the address of the owner, the habitual driver or the registered holder of the motor vehicle without a compulsory Third Party Liability insurance of motorists, which has participated in the road accident and which has caused damages, as well as about:

2. the company name, seat or registered office of a carrier possessing a public transport vehicle during the operation of which a damage has been caused, the employee of the GF under Article 2, paragraph 2 shall send a written request to MI or MT.

(2) The request shall be sent not later than one day after the date of filing the application

of the damaged party under Article 293, paragraph 6. Specified therein shall be data about the damaged party, the date and place of the road accident, the registration number of the motor vehicle or the passenger public transport vehicle as well as other data that could help establish the circumstances under paragraph 1 if such have been indicated by the damaged party.

(3) The competent authorities and offices of MI or MT shall send a reply through the relevant employees under Article 2, paragraph 2 not later than 10 days after the date of receipt of the request. The reply shall be prepared based on the information from the register of motor vehicles or the register of passenger public transport carriers.

Art. 6. (1) To assess the scope of compulsory Third Party Liability insurance of motorists the National Police Service at the Ministry of Interior (NPS – MI) and the IC shall exchange the following information:

1. The National Police Service at the Ministry of Interior shall provide to the IC, on a monthly basis by the 20th day of the month, information about the number of registered road accidents with guilty participation of a driver of a motor vehicle without concluded Third Party Liability insurance;

2. The Information Centre shall provide to NPS – MI, on a monthly basis by the 20th day of the month, information about:

a) the vehicles with concluded Third Party Liability insurance;

b) the number of damages paid by the GF caused through the fault of owners of motor vehicles without concluded Third Party Liability insurance of motorists.

(2) The Information Centre and NPS – MI shall establish the per cent of the motor vehicles covered by Third Party Liability insurance of motorists for the country on a monthly basis using the following formula:

$$\frac{\text{Road Accidents (total registered number)} - \text{Road Accidents (without Third Party Liability insurance)}}{\text{Road Accidents (total number)}} \cdot 100\%$$

Art. 7. For the protection of personal data exchanged among IC, MI and MT the Personal Data Protection Act shall apply.

Art. 8. (Effective 15.07.2007) (1) The Information Centre shall establish the necessary organisation for notification of the owners of motor vehicles of expiry of the term of the compulsory Third Party Liability insurance of motorists, giving them a 14-day term from the date of notification to submit evidence of existing concluded and effective contract for such insurance.

(2) Where no evidence of existing concluded and effective contract for compulsory Third Party Liability insurance of motorists was submitted within the term under paragraph 1, the Information Centre shall notify the MI for taking the measures under Article 295, paragraph 4 of the Insurance Code. The Information Centre shall not notify MI where conclusion of the insurance contract has been established based on information from an insurer under the terms of Article 294, paragraph 1 of the Insurance Code.

TRANSITIONAL AND FINAL PROVISIONS

§ 1. This Ordinance is issued on the grounds of Article 295, paragraph 6 of the Insurance Code by the Minister of Interior, the Minister of Transport and the Financial Supervision Commission.

§ 2. (1) Article 8 shall become effective one year after promulgation of the Ordinance in the State Gazette.

(2) Until entry into force of Article 8 GF shall:

1. create organisation for notification of owners of motor vehicles in relation to the possession and use of which there is no compulsory Third Party Liability insurance of motorists;

2. notify MI and the FSC of the motor vehicles in relation to the possession and use of which there is no compulsory Third Party Liability insurance of motorists;

3. notify MI of the owners of motor vehicles who have not submitted, after notification thereof, evidence of concluded and effective compulsory Third Party Liability insurance of motorists.

(3) Until entry into force of Article 8 MI shall:

1. provide to GF information about established motor vehicle in relation to the possession and use of which there is no compulsory Third Party Liability insurance of motorists;

2. provide to FSC the information about the identity and address of the owners of motor vehicles in relation to the possession and use of which there is no compulsory Third Party Liability insurance of motorists;

3. take the measures under Article 294, paragraph 4 of the Insurance Code in respect of the persons under paragraph 2, item 3.

Annex

to Article 3, paragraph 2 and Article 4, paragraph 1

Requirements to the format of data under Article 295, paragraphs 2 and 3 of the Insurance Code

1. Information provided by the Ministry of Interior:

1.1. The file is in text format and has the following title - KAT_yymmdd.TXT.

1.2. The file is comprised of two parts – title and data. The fields in the title part describe the name of the respective column and the data part includes the relevant information for the column.

1.3. The fields in one row are separated with semi column (;) always, even when no value is indicated.

1.4. The marker for end of file is CTRL+Z (or CHR(26)).

1.5. Every entry ends with CR and LF (CHR(13)+CHR(10)).

1.6. The code table of the file is WIN1251.

1.7. Name and description of the fields for KAT_yymmdd.TXT:

Name of column in the title part	Content	Type of data	Size	Null – is non-entry of value possible	Note	
DKN	State control number of motor vehicle –registration number of motor vehicle	Character	20	<=	YES	in format as follows up to two letters; four digits; two letters as per item 1.8

1.8. Table of correspondence between Cyrillic letters and corresponding Latin letters

Cyrillic	Corresponding Latin letter	Cyrillic letters without correspondence in Latin alphabet
А	A	
Б		Б
В	B	
Г		Г
Д		Д
Е	E	
Ж		Ж
З		З
И		И
Й		Й
К	K	
Л		Л
М	M	

Н	Н	
О	О	
П		П
Р	Р	
С	С	
Т	Т	
У	У	
Ф		Ф
Х	Х	
Ц		Ц
Ч		Ч
Ш		Ш
Щ		Щ
Ъ		Ъ
Ь		Ь
Ю		Ю
Я		Я

2. Information provided by the Ministry of Transport:

2.1. The file is in text format and has the following title - MinTr_ddmdd.TXT.

2.2. The file is comprised of two parts – title and data. The fields in the title part describe the name of the respective column and the data part includes the relevant information for the column.

2.3. The fields in one row are separated with semi column (;) always, even when no value is indicated.

2.4. The marker for end of file is CTRL+Z (or CHR(26)).

2.5. Every entry ends with CR and LF (CHR(13)+CHR(10)).

2.6. The code table of the file is WIN1251.

2.7. Name and description of the fields for MinTr_yymmdd.TXT:

Name of column in the title part	Content	Type of data	Size	Null - is non-entry of value possible
1. FIRMA	Company name of the carrier	Charact		YES
2. BULSTAT	BULSTAT code of the carrier	Charact	<=30	YES

3. Information provided by the Guarantee Fund:

3.1. The Guarantee Fund provides the information under Article 295, paragraph 3, item 1 of IC to Traffic Police authorities (KAT) using the form under item 1.

3.2. . The Guarantee Fund provides the information under Article 295, paragraph 3, item 2 of IC to Ministry of Transport using the form under item 2.