

IRSG meeting

DATE: 13 APRIL 2023

TIME: 10:00 – 13:00h CEST

LOCATION: ONLINE, WEBEX

IRSG meeting

MEETING CONCLUSIONS

AGENDA ITEM 1: APPROVAL OF THE AGENDA

1. The IRSG Chairperson welcomed the IRSG members to the online meeting.

CONCLUSIONS AND ACTION POINTS

2. The draft agenda (EIOPA-IRSG-23-04) was adopted.

AGENDA ITEM 2: UPDATE BY IRSG CHAIRPERSON

3. IRSG Chairperson informed the group about upcoming deadlines and deliverables.

CONCLUSIONS AND ACTION POINTS

4. IRSG Chairperson reminded IRSG members of relevant public consultations for which IRSG feedback will be welcome.
5. Currently the following EIOPA public consultation are still open:
 - [ESAs' consultation on Guidelines on the system for the exchange of information relevant to fit and proper assessments form](#) - **Deadline 2 May 2023**
 - [Consultation on Draft amending Regulatory Technical Standards adapting the base euro amounts for professional indemnity insurance and for financial capacity of insurance](#) - **Deadline 6 May 2023**
 - [Consultation on the technical advice for the review of the IORP II Directive](#) - **Deadline 25 May 2023**
 - [Digitalisation Market Monitoring Survey](#) - **Deadline 30 June 2023**
6. Members were kindly requested to indicate their interest in leading or contributing to the preparation of IRSG advice for any of these consultations.
7. In addition to the above outlined EIOPA CPs, the IRSG Vice Chair noted that the [ESAs published a Joint Consultation Paper](#) proposing amendments on the RTS for SFDR should also be listed in the IRSG workplan, as there might be interest from members to prepare an IRSG response. The

updated IRSG workplan overview will allow members to indicate their specific interest through the Extranet tool. Finally, IRSG reference links should be added to the delivered items.

8. EIOPA secretariat together with IRSG Chairperson to keep the IRSG workplan overview up to date.

AGENDA ITEM 3: UPDATE BY EIOPA

9. EIOPA Chair informed IRSG members about the following items:
 - Recent markets developments, with a particular focus on the recent SVB and UBS/CS banking issues and direct effect on European insurers. In this regard, EIOPA will continue monitoring the developments and any contagion risks and its implications for the European insurance sector.
 - EIOPA Eastern Cooperation Conference, held on 22 March with participation of European Commission, the IMF, World Bank, and national regulators.
 - EIOPA's publication of the Supervisory statement on differential pricing practices with the aim of eliminating price-settings strategies which lead to the unfair treatment of costumers.
 - EIOPA's publication of the Staff paper on nature-related risks and impacts for insurance. The Staff Paper sets out a framework to identify key areas in supervisory and regulatory activity that require attention when addressing nature-related risks and their impacts on the insurance sector.
 - ESAs conference on gender equality held on 27 February (online), with participation of Commissioner McGuinness, EBA, EIOPA and ESMA chairs, EC's DG HR, the European Institute for Gender Equality, and other distinguished speakers. The conference had a large participation from the 48 EU agencies and beyond 350+ participants.
 - Invitation to the EIOPA roundtable on defined Contribution Pensions organised on 21 April online.
10. Members discussed the challenges arising from market developments and the importance of being aware of the risks and consequences of potential market disruptions. The recent bankruptcy of a Romanian insurer providing mandatory civil liability car insurance was referred to with still uncertain impact on millions of policyholders. EIOPA monitors the developments of this case. The importance to distinguish between banks and insurers was also emphasised.

CONCLUSIONS AND ACTION POINTS

11. EIOPA to present at a future IRSG meeting the key findings of EIOPA's staff paper on nature-related risks and impacts for insurance as an opportunity for further discussion and feedback.

AGENDA ITEM 4: Demand side aspects of protection gap

12. EIOPA provided members with an overview of the work carried out to assess barriers and key issues, from a demand side perspective, driving protection gaps.
13. Two studies on demand-side aspects of NatCat Coverage, covering a sample of Member States, were conducted in the scope of this work, and a summary of their objectives, preliminary findings and recommendations was presented at the meeting.
14. Members welcomed the presentation and discussed the constrains on mapping the level of risks and closing protection gaps.

15. Members highlighted the relevance of risk management, the need to strengthen the consumer's perception about their exposure to NatCat risks, as well as the importance of adaptation measures at a local/regional level and the need of comprehensive websites to assist consumers in comparing the available insurance products with coverage for NatCat.
16. In addition, it was suggested to EIOPA to keep monitoring discussions, in Germany, on the possible introduction of mandatory NatCat insurance for households.
17. Considering that small and medium-sized enterprises (SMEs), like individual consumers, are also vulnerable to NatCat risks, it was further noted that there are insurance schemes that include coverage for SMEs in case of NatCat events.
18. EIOPA was also encouraged to contribute to the Climate Resilience Dialogue launched by the European Commission and to provide feedback to stakeholders. In response to this call, EIOPA highlighted its active participation in the on-going discussions and commitment to providing feedback.
19. The importance of comparison websites was stressed by members and EIOPA was encouraged to re-visit this area following its first report issued already back in 2014.

CONCLUSIONS AND ACTION POINTS

20. EIOPA to continue the dialogue with stakeholders, and to identify more concrete recommendations to address the demand side aspects of protection gaps.

AGENDA ITEM 5: RIGHT TO BE FORGOTTEN

21. IRSG Vice-Chair Michaela Koller presented her own initiative work on the right to be forgotten. A code of conduct on a RTBF as announced in Europe's Beating Cancer Plan. The Commission is about to select a consultancy which will carry out the work to develop the code of conduct. The work is expected to be finalised by December 2023.
22. IRSG Vice-Chair stressed the relevance of monitoring the development of the code of conduct on a RTBF closely and to be engaged in the dialogue, explaining how private insurance works, and to provide input to ensure that the code of conduct is based on a fair assessment.
23. IRSG members welcomed the comprehensive presentation and exchanged views on the topic, acknowledging the importance to protect personal health data in a fair and transparent manner.
24. Members acknowledged the importance of the development of the code of conduct and highlighted that a range of actions related to the implementation of RTBF are already being taken at some national levels (e.g., Cyprus).
25. Also the European Actuarial Association issued recently its related report on the "[Right to be Forgotten framework for Cancer Survivors](#)"
26. EIOPA expressed its support and expects to be involved in the development of the code of conduct too .

CONCLUSIONS AND ACTION POINTS

27. IRSG Vice-Chair to further develop a draft report that will then be shared in due course with IRSG members for comments and further suggestions.
28. To convene a dedicate call with all interested IRSG members to exchange and discuss the matter further.

29. IRSG Vice-Chair to follow-up on the topic at the next IRSG meeting.
30. The topic will be added to the IRSG work program.

AGENDA ITEM 6: DORA

31. EIOPA provided an update on the latest developments on the joint ESAs work on DORA.
32. The discussion centred around the next steps and the consultations in which IRSG will be involved.

CONCLUSIONS AND ACTION POINTS

33. IRSG Chairperson invited members to consider if there is support to draft an IRSG input to EIOPA still before the upcoming DORA consultation.

AGENDA ITEM 7: Discussion paper (DP) on the Prudential Treatment of Sustainability Risks

34. EIOPA introduced the topic and provided an overview on the key messages of its “Discussion paper on the Prudential Treatment of Sustainability Risks.” The main findings of the public consultation, which took place from Dec. 2022 to March 2023, as well as the controversial perspectives and EIOPA’s response were outlined.
35. IRSG members were informed that the Discussion Paper is the first deliverable. In the second half of 2023 EIOPA intends to consult publicly on further empirical findings and potential policy implications.

CONCLUSIONS AND ACTION POINTS

36. IRSG members welcomed the presentation by EIOPA and the analysis.

AGENDA ITEM 8 – Proportionality

37. IRSG Member Saar Galit informed about the work and that there is still time for feedback and input and for providing suggestions how to improve the interaction with the ACP work.
38. EIOPA Chairperson reminded IRSG Members about the ACP governance and that EIOPA in contrast to other ESAs, decided to grant the Stakeholder group Chairs and Vice Chairs a role as observers to the ACP. Comments and reflections from observers are always welcome. It is however the ACP itself that will make any final decision whilst striving to consider as far as possible to suggestions made by observers.

CONCLUSIONS AND ACTION POINTS

39. IRSG to provide further reflection and concrete suggestions for improving the work of the ACP.

AGENDA ITEM 9 – ESAs’ consultation on Guidelines on the system for the exchange of information relevant to fit and proper assessments

40. EIOPA provided IRSG Members with an overview on the joint ESAs project on the system for the exchange of information relevant to fit and proper assessments (so-called Art. 31a Project). It was outlined that the project has two specific deliverables: (i) Joint Guidelines, to lay down the basis of further convergence in the way information is to be exchanged for the purpose of fit and proper

assessments by the competent authorities across all sectors; and (ii). a cross-sectoral shared database of people with key functions assessed on F&P (IT Systems).

41. IRSG members were informed that the draft Guidelines are out for public consultation, and the deadline for submission of comments is 2 May 2023.

CONCLUSIONS AND ACTION POINTS

42. IRSG members to respond to the consultation paper on draft joint Guidelines on the systems for the exchange of information when assessing the fitness and property requirements.
43. EIOPA to provide further feedback on the matter following the public consultation .

AGENDA ITEM 10: ANY OTHER BUSINESS (AOB)

44. IRSG Chairperson reminded IRSG members about the next IRSG and joint BoS/IRSG meeting on 27 June 2023, at EIOPA, in person.

CONCLUSIONS AND ACTION POINTS

45. IRSG members were encouraged to suggest topics for the agenda of the next meeting on 27 June 2023.

Participants

Chairperson: Paul Fox, Vice-Chairperson: Michaela Koller

First Name	Last Name	Country	Member representing	Attendance
Mireille	Aubry	France	Industry	Present
Pauline	Azzopardi	Malta	Consumers & Users	Present
Typhaine	Beaupérin	Belgium/France	Professional associations	Present
Monica	Calu	Romania	Consumers & Users	Present
Desislav	Danov	Bulgaria	Consumers & Users	Present
Niko	Daskalakis	Greece	SMEs	Present
Claudia	Donzelmann	Germany	Industry	Absent
Paul	Fox (Chair)	UK	Consumers & Users	Present
Hugh	Francis	UK	Industry	Present
Liisa	Halme	Finland	Employees	Present
Liane	Hirner	Austria	Industry	Present
Benoît	Hugonin	France	Industry	Present
Marcin	Kawiński	Poland	Academics	Present
Michaela	Koller (Vice-Chair)	Germany	Industry	Present
Xavier	Larnaudie Eiffel	France	Industry	Present
Pierpaolo	Marano	Italy	Academics	Present
Stefan	Materne	Germany	Academics	Present
Anthony	O'Riordan	Ireland	Professional associations	Present
Tomas	Paulauskas	Lithuania	Consumers & Users	Present
Juan - Ramón	Plá	Spain	Industry	Present
Patricia	Plas	Belgium	Industry	Present
Guillaume	Prache	France/Belgium	Consumers & Users	Present
Tito	Rodrigues	Portugal	Consumers & Users	Present
Galit	Saar	Sweden	Industry	Present
Lauri	Saraste	Finland	Industry	Present
Bruno	Scaroni	Italy	Industry	Absent
Martin	Schmalzried	Czech Republic	Consumers & Users	Present
Antti	Talonen	Finland	Academics	Present
Greg	Van Elsen	Belgium	Consumers & Users	Absent
Gisella	van Vollenhoven	Netherlands	Industry	Absent

Other participants:

EIOPA's Senior Management and staff members.