# SIXTH COMMISSION DECISION

**of 16 May 1986**

**relating to the application of Council Directive 72/166/EEC on the approximation of the laws of the Member States relating to insurance against civil liability in respect of the use of motor vehicles, and to the enforcement of the obligation to insure against such liability**

**(only the Portuguese and Spanish texts are authentic)**

(86/220/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 72/166/EEC of 24 April 1972 on the approximation of the laws of the Member States relating to insurance against civil liability in respect of the use of motor vehicles, and to the enforcement of the obligation to insure against such liability (1), as last amended by Directive 84/5/EEC (2), and in particular Article 7 (3) thereof,

Whereas on 22 April 1974 the national insurers' bureaux of the nine Member States concluded in conformity with the principles laid down in Article 7 (2) of Directive 72/166/EEC agreements with the national insurers' bureaux of Hungary, Czechoslovakia and the German Democratic Republic whereby the national insurers' bureaux of the Member States guarantee the settlment of claims in respect of accidents occurring on their territory caused by vehicles normally based in the territory of one of the aforesaid third countries ;

Whereas the Commission subsequently adopted Third Commission Decision 75/23/EEC (3) relating to the application of Directive 72/166/EEC, which required each Member State to refrain as from 1 January 1975 from making checks on insurance against civil liability in respect of vehicles which are normally based in the territory of Hungary, Czechoslovakia or the German Democratic Republic in so far as such vehicles are covered by the terms of the agreements entered into on 22 April 1974 between the respective insurers' bureaux of the Member States and the corresponding bureaux of the said third countries ; whereas no such agreement yet exists between the Greek bureau and the bureaux of the third countries in question ;

Whereas on 14 March 1986 agreements were signed between the national insurers' bureaux of Spain and Portugal and the bureaux of Hungary, Czechoslovakia and the German Democratic Republic ;

Whereas, therefore, all the conditions for the removal of checks on insurance against civil liability between Spain and Portugal and the abovementioned third countries are fulfilled,

HAS ADOPTED THIS DECISION :

*Article 1*

As from 1 June 1986 Spain and Portugal shall refrain from making checks on insurance against civil liability in respect of vehicles which are normally based in the territory of Hungary, Czechoslovakia and the German Democratic Republic and which are the subject of the agreements of 22 April 1974.

*Article 2*

Spain and Portugal shall forthwith inform the Commission of measures taken to apply this Decision.

*Article 3*

This Decision is addressed to the Kingdom of Spain and the Portuguese Republic.

Done at Brussels, 16 May 1986.

*For the Commission*

COCKFIELD

*Vice-President*

(1) OJ No L 103, 2. 5. 1972, p. 1.
(2) OJ No L 8, 11. 1. 1984, p. 17.
(3) OJ No L 6, 10. 1. 1975, p. 33.