

Compensation Body Compendium

CZ – Czech Republic

Review date: 19/11/2020

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1. What is the full identity (exact name, address, etc.) of the Compensation Body established or approved in accordance with Article 24 of the Codified Motor Insurance Directive? Please specify.

Please visit the CoB [website](#) or [extranet](#).

2. What is the legal nature of this body?

Semi-public.

3. On what legal basis is it authorised to carry out compensation?

Law.

4. Is compensation by this body subsidiary?

No.

5. If the compensation is subsidiary, which entities are excluded?

N/A.

6. Is this body a VAT liable entity?

Yes.

If yes, please indicate the VAT number:

CZ699002538

In this case, is the service of claim handling VAT exempted?

Yes.

7. Are there any specific provisions governing the recourse between this body and those responsible for the accident and other insurers or social security bodies obliged to compensate the victim for the same accident?

Yes.

If yes, what do these specific provisions consist of? Please specify briefly.

The law regulating the obligations and rights of the Guarantee Fund stipulates a general right of recourse against the person responsible for the accident.

8. Under your legislation, does a victim who has requested compensation under Articles 24 and 25 of the Codified Motor Insurance Directive have the right to remedy against the decision/omission of the Compensation Body?

Yes.

If yes, please specify (appeal to administrative authority, judicial review of the latter's decision or action to court directly, i.e. passive procedural legitimacy of the Compensation Body):

It is possible to seize the court against the Body although it would not be considered as an appeal against its decision but as a disagreement between the claiming party and the Body (the Body acting here as a "private person"). For the case of omission (i.e. delay with reasoned reply) on the side of the Body, the victim may present his/her complaint on inactivity of the Body to the Supervisory Body (i.e. Czech National Bank).

9. Are there natural or legal persons (public or private) exempt from the obligation of compulsory MTPL insurance in your country? (Article 5.1 of the Codified Motor Insurance Directive)

Yes.

If yes, please list the persons exempt from compulsory MTPL insurance:

Integrated Rescue System unit (the vehicle with the right to priority way not used for business and included into the district fire alarm plan)

Police of the Czech Republic

Security Information Service

The General Inspection of Security Forces

Ministry of Defence (for vehicles operated by the Military Intelligence)

Ministry of Interior (for vehicles operated by the Bureau for Foreign Relations and Information)

Ministry of Finance (for vehicles operated by the customs authorities)

Municipalities (for vehicles operated by the Municipality Voluntary Fire Brigades)

Please also indicate the authorities or bodies responsible for compensation:

Ministry of Finance (for accidents occurred in the Czech Republic) or Czech Insurers Bureau (for accident occurred outside the Czech Republic)

10. Are there certain types of vehicles or certain vehicles having a special plate exempted from the obligation of compulsory MTPL insurance in your country? (Article 5.2 of the Codified Motor Insurance Directive)

No.

If yes, please list those vehicles:

N/A.