

Office of Rail Transport

<https://utk.gov.pl/en/new/18337,Minimum-guarantee-amount-for-third-party-liability-insurance-for-contracts-concl.html>
17.05.2024, 12:16

Minimum guarantee amount for third party liability insurance for contracts concluded in 2022

17.01.2022

Rail carriers are required to have valid third party liability insurance. The minimum guarantee amount for this insurance is determined using the average euro exchange rate announced by the National Bank of Poland for the first time in the year in which an insurance contract was concluded.

The average euro exchange rate announced by the National Bank of Poland on 3rd January 2022 is PLN 4.5889 (table No. 001/A/NBP/2022). Therefore, the minimum sum guaranteed by the rail carrier's liability insurance concluded in 2022 is in EUR and PLN:

- EUR 100,000, i.e. PLN 458,890 for a rail operator licensed to provide rail transport services only on narrow-gauge railway lines,
- EUR 250,000, i.e. PLN 1,147,225 for a rail operator providing transport services only on railway infrastructure which they manage,
- EUR 2,500,000, i.e. PLN 11,472,250 for other carriers.

At the same time, in the text of an insurance contract which is in euro, an information should be provided on the rate which will be used to determine the amount of an insurance. Otherwise, the insurance may not meet the minimum guarantee amount requirements.

Moreover, the President of the Office of Rail Transport recommends that the level of third party liability insurance should be adjusted to the type and volume of freight and passenger transport, taking into account the mandatory minimum amounts.

LEGAL BASIS

Railway Transport Act 2003 (Official Journal 2021, Item 1984),

Regulation of the Minister of Development and Finance on rail operator insurance of 25 May 2017 (Official Journal 2017, Item 1033),

Commission Implementing Regulation (EU) 2015/171 of 4 February 2015 on certain aspects of the licensing procedure for railway undertakings (OJ L 29 of 5 February 2015, pp. 3-10).