

# Tractors and Trailers (Cases 2-9 and 2-10)

## Settlement of claims in accidents caused by an articulated vehicle in your country

CODE	CASE 2.9: Tractor unit not identified, trailer identified and insured: Who settles the claim?			Case 2.10: Tractor unit not identified, trailer identified BUT not insured:. Who settles the claim?	
	The insurer of the trailer alone?	If "no", the Guarantee Fund?	Other system? Describe:?	The guarantee fund?	Other system? Describe:
*A	No	Yes		Yes	
*B	No	Yes for bodily injury only		Yes for bodily injury only	
*CY	No(?)	Yes		Yes	
*CZ					
*D	Yes			Yes	
*DK		Yes		Yes	

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Other system? Describe:?

The guarantee fund?

Other system? Describe:

<b>*E</b>	Yes			Yes	
<b>*EST</b>	No	Yes		Yes	
<b>*F</b>	No	Yes - if there are	1) bodily injury 2) property damages and if the driver of the vehicle or other person is victim (Ref. Conditions foreseen under art. R 421-1, R421-18 to 20 of the Code of Insurance) If there are only material damages, no compensation	Yes - if there are	1) bodily injury 2) property damages and if the driver of the vehicle or other person is victim (Ref. Conditions foreseen under art. R 421-1, R421-18 to 20 of the Code of Insurance) If there are only material damages, no compensation
<b>*FIN</b>	No	No	In case of personal injury, the Guarantee Fund will settle the claim. If the accident has been caused due to the insufficient condition of the trailer the insurer of the trailer settles the claim.	No	If the accident has been caused due to the insufficient condition of the trailer or in case of personal injury, the Guarantee Fund will settle the claim.
<b>*GB</b>	No	Yes		Yes	

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			The guarantee fund?	

<b>*GR</b>	No	Yes	Yes
<b>*H</b>		a) If the user of the tractor is responsible for the damage the claim is settled by the Guarantee Fund under the condition (restriction) as in any other case of damage or personal injury caused by a vehicle not identified. b) if the trailer is responsible for the damage the claim is settled by the insurer of the trailer alone.	) If the user of the tractor is responsible for the damage the claim is settled by the Guarantee Fund under the condition (restriction) as in any other case of damage or personal injury caused by a vehicle not identified. b) if the trailer is responsible for the damage the claim is settled by the insurer of the trailer alone.
<b>*I</b>		L'assureur de la remorque si la garantie couvre aussi la circulation de la remorque lorsqu'elle est attelée au tracteur. Si la garantie ne couvre pas la circulation de la remorque lorsqu'elle est attelée au tracteur, le fonds de garantie	Oui  Le Bureau prend en charge le sinistre si la remorque est immatriculée dans un des Pays de la C.M.G.
<b>*IRL</b>	No	Yes	Yes
<b>*L</b>		Yes but property damage excluded	Yes

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The guarantee fund?

Other system? Describe:

<b>*LT</b>	Yes			Yes
<b>*LV</b>	No	Yes		Yes
<b>*M</b>				
<b>*NL</b>	No	Yes	Provided that the trailer insurance covers the liability of the driver of the tractor as well. Dutch insurance companies do not issue separate policies for trailers because cover should be within the liability insurance of the tractor.	Yes
<b>*P</b>	Yes			Yes
<b>*PL</b>		Yes		Yes, Guarantee Fund but bodily injuries only

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**\*S**

No  Yes

Yes

**\*SK**

If the damage originates from the operation of the tractor the claim is

If the damage originates from the operation of the tractor the claim is settled by Guarantee Fund (only bodily

**\*SLO**

No  Yes

Yes

**AL**

No  No  If the tractor unit causes the damage, the Guarantee Fund will compensate the third party. If the trailer causes the damage, responsible for the settlement of the claim is the insurer of the trailer.

Yes

**AND**

No answer supplied for Part 2

No answer supplied for Part 2

**BG**

Yes

Yes

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Other system? Describe:

**BIH**

Depends on responsibility for claim

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**BY**

In case of damage caused by a not identified vehicle: 1) personal injury - the cover is provided by guarantee fund; 2) material damage - the cover is not provided.

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**CH**

No

Yes

The trailer is insured by the last tractor used. If that trailer is not known or identified or insured the Guarantee Fund must cover the claim. Recourse is possible under international law.

Yes

**HR**

No

Yes

Yes

**IL**

**IR**

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Other system? Describe:

**IS**

Yes (see below)

With the possibility to reclaim from the insurer of the trailer

Yes

**MA**

**MD**

Yes

No

Yes

**MK**

Yes

Yes

**N**

Yes

No

The TPL cover to the tractor normally pulling the trailer.

**RO**

No

No

No

**SCG**

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Other system? Describe:

**TN** Yes

Yes

**TR** No

In some certain circumstances for the personal injuries guarantee fund settles the claim up to certain limits.

**UA** No Yes

No

Yes