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BOOK REVIEW

ZAVAROVALNO PRAVO **(INSURANCE LAW)**

*Authors: **Marko Pavliha, Jernej Veberič, Dejan Srše and Milan Gobec***

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The Ljubljana-based publisher, LEXPERA, has published the third edition of the book Insurance Law (*Zavarovalno pravo*). The book is authored by the professor Marko Pavliha, PhD, Jernej Veberič, Dejan Srše, MSc, and Milan Gobec. These are reputable experts in this field of law, where Professor Marko Pavliha, PhD certainly takes the most prominent place. Professor Pavliha is a professor of commercial, transport and insurance law at the Faculty of Maritime Studies and Transportation, University of Ljubljana. He is a visiting professor at the IMO International Maritime Law Institute Malta, a Consultant to the Board of Management of Sava osiguranje d. d. Ljubljana, a Titulary Member of the Comité Maritime International (CMI), a member of the Canadian Maritime Law Association (CMLA), a member of the Academic Advisory Committee of the Institute for European Traffic Law (IETL), and an expert of the International Maritime Committee (IMO). He has been an arbitrator in a number of arbitrages and an author and co-author of 40 books and hundreds of papers on maritime law, law of the sea, transportation law, insurance law, European law, global ethic, and philosophy. Other authors are among the top experts in insurance law with the extensive experience in insurance practice. Jernej Veberič is a director of Insurance Law Department in Triglav osiguranje, Dejan Srše, MSc is a manager of Legal Service in Generali osiguranje, whereas Milan Gobec is employed in Triglav osiguranje.

This is the third, revised and supplemented edition of this book. The reason for the new edition should be sought in the dynamic changes in insurance regulations,

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which required the previous edition to be significantly revised in accordance with the amendments to the Slovenian law, especially after the adoption of the Insurance Law in 2019, and innovations in the EU law, such as Directive 2009/138 of 25 November 2009, Directive 2016/97 of 20 January 2016, Directive 2016/679 of 27 April 2016, and new court decisions.

The book is divided into seven chapters. The first chapter tackles general aspects of insurance law. This section deals with the definition, content and significance of insurance law, gives a brief overview of its historical development, and an overview of the sources of the Slovenian insurance law and the EU law. The second chapter contains the status part of insurance law and deals with the incorporation, operation, and dissolution of insurance companies, insurance agents and brokers, claims compensation, business books, internal audit, and keeping of confidential information. The novelty in relation to the previous edition relates to the Directive (EU) 2016/97 on insurance distribution. This part of the book also deals with the issue of governmental control over insurance through the Insurance Supervision Agency (*Agencija za zavarovalni nadzor – AZN*).

The third chapter is dedicated to the legal regulations governing insurance contracts. Understandably, the book places its main focus on insurance contracts, as a central part of insurance law. This section explains fundamental principles of the obligational attributions applied to the insurance contracts in accordance with the Slovenian Code of Obligations of 2001 and the rules for personal and property insurance, covering the most important contract-related issues such as the legal nature of the insurance contract, its conclusion, term and termination, contractual documents and elements, insured damages, rights and obligations of the parties, applicable law, and conflict of laws.

The fourth chapter deals with compulsory insurance, including compulsory traffic insurance, professional indemnity insurance, health insurance, tour operators' insurance, environmental insurance, and compulsory life insurance. In this part of their study, the authors highlight new forms of compulsory insurance by giving an overview of the main challenges that may arise.

Maritime insurance and aviation insurance are dealt with in special chapters. Such an approach is understandable, because these are relatively autonomous parts of insurance, which deviate from the general rules and have their own legal sources.

Maritime insurance comprises the fifth chapter of the book. This section deals with the most important issues of maritime insurance, as a special part of transport insurance traditionally influenced by the English law. The authors analyse the main concepts of this insurance, such as the definition and types of maritime insurance, ship insurance, cargo insurance, liability insurance, freight interest insurance, and conflict of laws. Aviation insurance is covered in Chapter Six. This chapter covers the

most significant issues of this type of transport insurance, such as hull insurance, liability insurance, space insurance, and conflict of laws.

Chapter 7 deals with the theory and practice of reinsurance. The concepts, forms and methods are discussed, as well as its sources (Slovenian and EU), the legal nature of the contract, and the main obligations of the reinsurers and the reinsureds.

A summary, keywords, and chapter-related questions can be found at the end of each chapter. The book closes with an extensive list of references and a comprehensive index.

The book also provides a comprehensive analysis of legal regulations, as well as autonomous insurance rules. The text of the book is well-organised and coherent. A large number of practical cases and numerous forms used in insurance business are included and add value to the book. The authors are undoubtedly top experts in this field, which can be concluded by their approach that combines theoretical and practical knowledge. This allows the authors to analyse some very complex issues in a clear manner that is comprehensible even to those who are not the practitioners and who can use this book to find the answers to the numerous questions they encounter on a daily basis.

The book is intended for students, lawyers, attorneys, judges, and all those professionally dealing with insurance in practice, and those dealing with the theory of insurance law. We believe that this significant work will also serve as a useful textbook to all those engaging in insurance law. We wholeheartedly recommend the book to the Serbian readers as an invaluable source of knowledge about insurance theory and practice.

With this highly commendable book, the authors have made a significant contribution to the study of insurance law. We look forward to the next editions of this remarkable work.

*Translated from Serbian by: **Zorica Simović***