

2020 No. 175 COS
(2020 No 70 COM)

MONDAY THE 22ND DAY OF JUNE 2020
BEFORE MR JUSTICE BARNIVILLE

IN THE MATTER OF PARTNERRE IRELAND INSURANCE DAC
AND IN THE MATTER OF BOTHNIA INTERNATIONAL INSURANCE
COMPANY LIMITED AND IN THE MATTER OF THE ASSURANCE
COMPANIES ACT 1909
AND IN THE MATTER OF THE INSURANCE ACT 1989
AND IN THE MATTER OF THE EUROPEAN UNION (INSURANCE AND
REINSURANCE) REGULATIONS 2015

Upon Application by Counsel on behalf of the directors of PartnerRe Insurance Ireland designated activity company (“**PartnerRe**”) and Bothnia International Insurance Company Limited (“**Bothnia**”) (together the “**Petitioners**”) by way of Notice of Motion dated 15 June 2020 seeking, inter alia, entry of the said proceedings into the Commercial List and for directions to be taken on foot of the Petition presented to the Court on 22 June 2020.

Whereupon and on reading the said Petition, the Notice of Motion dated 15th day of June 2020 seeking entry into the Commercial List, the Notice of Motion dated 15 June 2020 for Directions, the Affidavits (2) of Laurent RoCHAT sworn on 3rd day of June 2020 and the documents and exhibits therein referred to, and the Certificate of Gráinne Callanan solicitor, pursuant to Order 63A Rule 4(2) and upon hearing the said Counsel.

IT IS ORDERED that the proceedings be entered into the Commercial List pursuant to Order 63A Rule 4 of the Rules of the Superior Courts 1986 (as amended), on the grounds that these proceedings constitute commercial proceedings

within the meaning of **Order 63A, Rule 1 (a)(vii)** or alternatively, Rule 1(b) of the Rules.

AND IT IS ORDERED

- that pursuant to Order 63A Rule 4(5)(b) of the Rules of the Superior Courts 1986 (as amended) that the hearing of this motion be treated as the initial directions hearing.
- that the Petition be placed in the list for hearing before this Honourable Court on the **9th day of October 2020 at 11.15 in the forenoon.**
- that the Petitioners shall cause notice of the hearing of the Petition in the form set out in the Schedule hereto be published once in each of the following publications (such publication to take place not later than 3 July 2020):

(a) Iris Oifigiúil;

(b) The Irish Independent;

(c) The Irish Examiner; and

(d) The Financial Times (International Edition).

AND IT IS FURTHER ORDERED

- that the Petitioners shall cause the publication of a notice of the proposed hearing of the Petition if required in each Member State of the Risk, in accordance with the requirements of the respective laws of the Member State.
- that copies of the Petition together with the Schedules annexed thereto (including the Scheme), the report of the Independent Actuary be made available for inspection by any policyholder at the registered office of the Petitioners at Ashford House, 18 – 23 Tara Street, Dublin 2, at the registered office of PartnerRe at 3rd Floor, The Exchange, Georges Dock, IFSC, Dublin 1 by calling +353 1 637 9603 to make an appointment in advance and at the registered office of Bothnia at Eerikinkatu 27, FI-00180 Helsinki, Finland by calling +44 203 551 6524 to make an appointment in advance, from Monday to Friday (public holidays excepted) during the hours of 9:00 a.m. to 5:00 p.m. and online at www.partnerre.com/PRIIdac-Wholesale-Portfolio-Transfer/ and <https://Compre-Group.com/notices/PartnerRe-Ireland->

Insurance-DAC for not less than 15 clear working days between the date of the publication of the said advertisements in *Iris Oifigiúil*, and the said newspapers and relevant medical journals and the date fixed for the hearing of the Petition.

- that any person who intends to appear at the hearing of the said Petition should notify the Petitioners' Solicitors, Matheson, 70 Sir John Rogerson's Quay, Dublin 2, (quoting reference 'GC/AS/663452/23) in writing with their intention to do so not later than 5:00 p.m. on Thursday, 1 October 2020 (or such other day as this Honourable Court shall determine) and if any such person wishes to oppose the Petition, they shall not later than 5:00 p.m. on Thursday, 1 October 2020 file in court and serve on the Solicitors for the Petitioners an Affidavit setting out the grounds of their opposition to the Petition.
- that the Central Bank of Ireland be served with the Notice of Motion, the Petition (including the Scheme), the Affidavit of Laurent Rochat dated 03 June 2020 and the Exhibits therein referred to together with such other documents which may be relied on at the hearing of the Petition.


Liberty to apply.

MARIANNE WHITE
REGISTRAR

Date of Perfection 23rd June 2020

Matheson
Solicitors for the Petitioners

A COPY WHICH I ATTEST


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FOR REGISTRAR

SCHEDULE

NOTICE

THE HIGH COURT

COMMERCIAL

2020 Record No. 175 COS

IN THE MATTER OF PARTNERRE IRELAND INSURANCE DAC
AND IN THE MATTER OF BOTHNIA INTERNATIONAL INSURANCE
COMPANY LIMITED
AND IN THE MATTER OF THE ASSURANCE COMPANIES ACT 1909
AND IN THE MATTER OF THE INSURANCE ACT 1989
AND IN THE MATTER OF THE EUROPEAN UNION (INSURANCE AND
REINSURANCE) REGULATIONS 2015

NOTICE

NOTICE IS HEREBY GIVEN that PartnerRe Ireland Insurance DAC (“**PartnerRe**”) having its registered office in Ireland at 3rd Floor, The Exchange, Georges Dock, IFSC, Dublin 1, applied to the High Court of Ireland on 22 June 2020 for its approval, pursuant to the Assurance Companies Act 1909, the Insurance Act, 1989 and the European Union (Insurance And Reinsurance) Regulations 2015, to transfer to Bothnia International Insurance Company Limited (“**Bothnia**”) the PartnerRe Portfolio, as defined in a Scheme dated 22 June 2020 and which includes the Transferring Policies, Transferring Assets, Transferring Liabilities, and the Transferring Contracts (all as defined in the Scheme) of PartnerRe will be transferred from PartnerRe to Bothnia with effect from the Effective Time (as defined in the Scheme) (the “**Transfer**”).

AND FURTHER TAKE NOTICE that copies of the Petition and the Schedules annexed thereto (including the Scheme), the Independent Actuary Report (the “**Transfer Documents**”) are all available for inspection at the registered office of PartnerRe at 3rd Floor, The Exchange, Georges Dock, IFSC, Dublin 1 by calling +353 1 637 9603 to make an appointment in advance and at the registered office of Bothnia at Eerikinkatu 27, FI-00180 Helsinki, Finland by calling +44 203 551 6524

to make an appointment in advance, from Monday – Friday (public holidays excepted) during the hours of 9:00 a.m. to 5:00 p.m for a period of at least fifteen days from the date of this Notice. Copies of the Transfer Documents will be made available free of charge to any policyholder of PartnerRe or Bothnia or any person having sufficient interest in the Transfer requesting such copies and are also available for viewing and / or download at www.partnerre.com/PRIIdac-Wholesale-Portfolio-Transfer/ and <https://Compre-Group.com/notices/PartnerRe-Ireland-Insurance-DAC>.

AND FURTHER TAKE NOTICE that the said Petition will be heard by the High Court on 9 October 2020 at the Four Courts, Dublin 7, at 11.15 a.m.

Any person who wishes to be heard on the hearing of the said Petition should notify PartnerRe’s solicitors, Matheson, 70 Sir John Rogerson’s Quay Dublin 2 quoting reference ‘663452/23’ (in writing) no later than Thursday, 1 October 2020 of their intention to appear on the said Petition and should indicate to the said solicitors whether such person or persons support or oppose the said Petition and further should, by said time and date, file in court and furnish to Matheson such evidence by way of affidavit as is proposed to be relied upon at the hearing of the Petition by such person.

Dated: [●] 2020

Matheson
Solicitors for the Petitioners
70 Sir John Rogerson’s Quay
Dublin 2