

Branch Notification Form

Firm Name:

Firm Reference Number (FRN):

Purpose of this form

- You should complete this form if you are a *UK firm* that wishes to exercise a passport right to establish your first *establishment* in a particular *EEA State*.
- You should also use this form if you are a *UK firm* that wishes to notify us the *PRA* of changes to the details of your current *branch*.

Important information you should read before completing this form

A *UK firm* can only use this form if it is entitled to establish a *branch* in another *EEA State* subject to the conditions of a relevant *Single Market Directive* (see Schedule 3 of the Financial Services and Markets Act 2000 (FSMA)). By completing this form, you are confirming this is the case. *UK firms* should consult the legislation or take their own legal advice both in the *UK* and in the relevant *EEA State*(*s*) if they are in any doubt.

The PRA gives further information on the passporting process on its website <u>www.bankofengland.co.uk.</u> The FCA gives guidance on passporting in Chapter 13 of its Supervision manual which can be found on the <u>FCA website</u>. In particular, a *UK firm* that wants to exercise an *EEA right* must have the specific activity included in its Scope of Permission.

Filling in the form

- 1. Please complete this form either electronically or print off and complete by hand. If you are filling in the form by hand, use black ink, write clearly and, once you have completed the relevant sections, sign the declaration in section 8.
- 2. All firms should answer sections 1, 2 and 8. Sections 3-7 refer to specific directives and only relevant sections should be completed. However, please answer all questions in the sections relevant to you.
- 3. The completed form should be sent to the PRA either by post or via email. If you have any difficulties please contact the PRA's Firm Enquiries Team on 0203 461 7000

The Prudential Regulation Authority 20 Moorgate London EC2R 6DA **Telephone**: +44(0)20 3461 7000 **Website**: <u>www.bankofengland.co.uk</u> **E-mail**: pra-passporting@bankofengland.co.uk



1. Contact details

1.1. Details of the person we will contact about this application

Firm reference	
number	
Title	
Contact name	
Address Line 1	
Address Line 2	
Postcode	
Country	
Telephone number	
Fax number	
Email address	



2. Details about the branch

Yes 🗆

2.1 Do you wish to notify us that you are establishing a Branch for the first time: No 🗆

2.2 Do you wish to make changes to the details of an existing Branch?

Yes	No🗆
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2.3 Please indicate the EEA State in which you wish to establish a branch or the EEA State in which the *Branch* you wish to make a change to is situated.

EEA State	

2.4 Please provide the address in the *EEA State* in which the *branch* will be established or is currently established and from which we can get information about the business.

Address:	
Telephone number:	Fax number:

2.5 Please list the names of all managers of the branch (including main agents in respect of

Note to Question 2.5 For a new Branch manager or changes to a Branch manager a CV should be included with the

notification

For change of Branch manager details please list names of all new managers.

Title	Forenames	Surname

2.6 Tell us the proposed date for the business to start at the branch.

Date	dd/mm/yy

insurance applications).

2.7 Is there any other information that you wish to provide in relation to the branch?



3. Insurance Distribution Directive (IDD)

3.1 Please confirm that the UK firm wishes to passport under the IDD by ticking the box below

The firm intends to carry on insurance distribution in the EEA State	
identified in section 2 by establishing a <i>branch</i> .	

3.2 Intermediary's details

Name

Address

Registration number (if applicable)

3.3 Please indicate the firm's category of intermediary

Insurance intermediary	
Ancillary insurance intermediary	
Reinsurance intermediary	

3.4 If this form is in respect of one or more Appointed Representative(s) of the firm then please list below the name(s) and firm reference number(s) of those Appointed Representatives:

Firm Reference Number	
Name of Company	
Registration number(if	
applicable)	
Address Line 1	
Address Line 2	
Address Line 3	
Address Line 4	
County	
Town	
Postcode/ZIP	
EEA State	
Phone Number (incl STD	
code)	
Email Address	
Mobile Number	
Fax Number	
Category of intermediary	Insurance intermediary 🛛
	Ancillary insurance intermediary
	Reinsurance intermediary



3.5 Please give the name of any insurer or reinsurer represented

3.6 Please list the relevant classes of insurance in relation to which insurance distribution is carried on (if applicable) (See Annex I and II of the Solvency II Directive).



4. Markets in Financial Instruments Directive ('MiFID')

4.1 Please tick the appropriate boxes to show the *investment services* your firm will provide, together with the associated instruments.

Note to Question 4.1

Please refer to page 6 for a full description of MiFID Services and activities.

UK Firms that intend to use a Tied Agent established in the territory of another EEA state are required to complete Annex 1 at the end of this form and tick the appropriate boxes below to show the investment services to be provided by the Tied Agent.

§ Please refer to Article 23(1) of MiFID for details of the activities that may be provided by a Tied Agent.

		EEA	Stat	e													
		Investment services and activities									Ancillary Services						
		1	2	3	4	5	6	7	8	1	2	3	4	5	6	7	
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	Investment services and activities									Ancillary Services						
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Investment services and activities

- (1) Reception and transmission of orders in relation to one or more financial instruments
- (2) Execution of orders on behalf of clients
- (3) Dealing on own account
- (4) Portfolio management
- (5) Investment advice
- (6) Underwriting of financial instruments and/or placing of financial instruments on a firm commitment basis
- (7) Placing of financial instruments without a firm commitment basis
- (8) Operation of Multilateral Trading Facilities

Ancillary services

- (1) Safekeeping and administration of financial instruments for the account of clients, including custodianship and related services such as cash/collateral management
- (2) Granting credits or loans to an investor to allow him to carry out a transaction in one or more financial instruments, where the firm granting the credit or loan is involved in the transaction
- (3) Advice to undertakings on capital structure, industrial strategy and related matters and advice and services relating to mergers and the purchase of undertakings
- (4) Foreign exchange services where these are connected to the provision of investment services
- (5) Investment research and financial analysis or other forms of general recommendation relating to transactions in financial instruments
- (6) Services related to underwriting
- (7) Investment services and activities as well as ancillary services of the type included under Section A or B of Annex 1 related to the underlying of the derivatives included under Section C 5,6,7 and 10 where these are connected to the provision of investment or ancillary services

Financial Instruments

- (1) Transferable securities
- (2) Money-market instruments
- (3) Units in collective investment undertakings
- (4) Options, futures, swaps, forward rate agreements and any other derivative contracts relating to securities, currencies, interest rates or yields, or other derivatives instruments, financial indices or financial measures which may be settled physically or in cash
- (5) Options, futures, swaps, forward rate agreements and any other derivative contracts relating to commodities that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event)
- (6) Options, futures, swaps, and any other derivative contact relating to commodities that can be physically settled provided that they are traded on a regulated market and/or an MTF
- (7) Options, futures, swaps, forwards and any other derivative contracts relating to commodities, that can be physically settled not otherwise mentioned in C.6 and not being for commercial purposes, which have the characteristics of other derivative financial instruments, having regard to whether, inter alia, they are cleared and settled through recognised clearing houses or are subject to regular margin calls
- (8) Derivative instruments for the transfer of credit risk
- (9) Financial contracts for differences
- (10) Options, futures, swaps, forward rate agreements and any other derivative contacts relating to climatic variables, freight rates, emission allowances or inflation rates or other official economic statistics that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event), as well as any other derivative contracts relating to assets, rights, obligations, indices and measures not otherwise mentioned in this Section, which have the characteristics of other derivative financial instruments, having regard to whether, inter alia, they are traded on a regulated market or an MTF, are cleared and settled through recognised clearing houses or are subject to regular margin calls.



4.2 Please give details of the *firm's* programme of operations. Describe the particular EEA activities your firm will carry on and the structural organisation of the *branch †*

(This summary should be completed in English. In some instances, where requested the host Member State, we may ask you to provide an additional copy translated into the language of the host Member State, for onward transmission to the Competent Authority of that state).

Requirement			Response
1. Corporate strategy			
	a)	How will the branch contribute to	
		the strategy of the firm/group?	
	b)	What will the main functions of	
		the branch be?	
2.	Cor	nmercial strategy	
	a)	Describe the types of	
		customers/counterparties the	
		branch will be dealing with	
	L.)	Describe how the firm will obtain	
	b)	Describe how the firm will obtain and deal with these clients	
3.	0		
3.	a)	<u>anisational structure</u> Briefly describe how the branch	
	u)	fits into the corporate structure of	
		the firm/group? (This may be	
		facilitated by attaching an	
		organisational chart)	
		organisational charty	
	b)	Set out the organisational	
	-,	structure of the branch, showing	
		both functional and legal	
		reporting lines	
	c)	Which individual will be	
		responsible for the branch	
		operations on a day to day basis?	
	d)	Which individual will be	
		responsible for compliance at the	
		branch?	
	e)	Which individual will be	
	ς)	responsible for dealing with	
		complaints in relation to the	
		branch?	
	f)	How will the branch report to the	
1		, head office?	
1	g)	Detail any critical outsourcing	
		arrangements	



4.	Tied Agents a) Will the branch use tied agents?	
	a) win the branch use the ugents:	
	b) If the information is available,	
	what is the identity of the tied	
	agents? (Annex 1)	
	c) What investment services and	
	activities will be provided by the	
	tied agent?	
5.	Systems & Controls	
	Provide a brief summary of	
	arrangements for:	
	a) Safeguarding client money and	
	assets	
	b) Compliance with the conduct of	
	business and other obligations	
	that fall under the responsibility	
	of the host state competent	
	authority according to Article	
	32(7) of MiFID and record	
	keeping under Article 13(9) of MiFID	
	c) Code of Conduct, including	
	personal account dealing	
	d) Anti-money laundering	
	e) Monitoring and control of critical	
	outsourcing agreements (if	
	applicable)	
6.	Auditor details	
	Details of the audit arrangements of the branch (including where	
	applicable, details of the external	
	auditor)	
7.	Profit & loss forecast	
	Attach a forecast statement for profit	
	& loss and cashflow, both over a 12 month pariod	
	month period.	



5. Solvency II Directive – Long-Term Insurance Business

Note to question 5.1

For the purpose of this form, 'authorised agent' means an agent or employee of the insurance undertaking who has authority (a) to bind the insurance undertaking in its relations with third parties and (b) to represent the *insurance* undertaking in its relations with overseas regulators and courts in the EEA State of the branch.

5.1 Please provide the name of the *UK firm's* authorised agent. If the application is submitted by the *Society*, please confirm that the authorised agent has power to accept services of proceedings on behalf of the underwriters at the *Society*.

Name of agent:

If applicable, confirmation that agent has power to accept service of proceedings on behalf of the underwriters at the Society's \Box

5.2 Please tick the appropriate boxes to show the classes of business to be provided.

	Classes of Business		
١.	Life and Annuity		
II.	Marriage and Birth		
III.	Linked Long Term		
IV.	Permanent Health		
۷.	Tontines		
VI.	Capital redemption		
VII.	Pension Fund Management		
VIII.	Collective Insurance		
IX.	Social Insurance		

5.3 Please give details of the nature of the commitments to be covered in the *EEA State* concerned.



5.4 Please give details of the structural organisation of the branch (you may wish to attach an organisation chart).

5.5 Please give details of the guiding principles for reinsurance of business carried on, or to be carried on, in the *EEA State* concerned. This should include the *firm's* maximum retention per risk or event after all reinsurance is ceded.



5.6 Please confirm you have attached the following.

I.	Estimates of the costs of installing administrative services and the organisation for securing business in the <i>EEA State</i> concerned.	Attached		
II.	Estimates of the resources available to cover the costs detailed in (i) above.	Attached		
III.	For each of the first three years following the establishment of the branch, estimates of the firm's margin of solvency and the margin of solvency required and the method of calculation.Attached			
IV.	For each of the first three years following the establishment of the <i>branch</i> , the details described below with regards to the business carried on in the <i>EEA State</i> concerned (this information should be provided on both optimistic and pessimistic bases, for each type of contract or treaty):			
	a) The number of contracts or treaties expected to be issued;	Attached		
	b) The total premium income, both gross and net of reinsurance ceded; and	Attached		
	c) The total sums assured or the total amounts payable each year by way of annuity.	Attached		
V.	For each of the first three years following the establishment of the <i>branch</i> , the details described below with regards to the business carried on in the <i>EEA State</i> concerned:			
	 a statement setting out, on both optimistic and pessimistic bases, detailed estimates of income and expenditure for direct business, reinsurance acceptances and reinsurances cessions; and 	Attached		
	 a statement of estimates relating to the financial resources intended to cover underwriting liabilities. 	Attached		
VI.	Particulars of any associations that exist or are proposed to exist between:			
	a) The directors and controllers of the UK firm; and	Attached		
	b) Any person who will act as an insurance broker, agent, loss adjuster or reinsurer for the <i>UK firm</i> in the <i>EEA State</i> concerned.	Attached		
VII.	The names of the principal reinsurers of business to be carried out in the <i>EEA State</i> concerned.	Attached		
VIII.	The sources of business in the <i>EEA State</i> concerned (for example, insurance brokers, agents, own employees or direct selling) with the approximate percentage expected from each of those sources	Attached		



IX.	Copies or drafts of:				
	a)	Any separate reinsurance treaties covering business to be written in the <i>EEA State</i> concerned;	Attached		
	b)	Any standard agreements which the <i>UK firm</i> will enter into with brokers or agents in the <i>EEA State</i> concerned; and	Attached		
	c)	Any agreement which the <i>UK firm</i> will enter into with persons (other than employees of the <i>UK firm</i>) who will manage the business to be carried on in the <i>EEA State</i> concerned.	Attached		
Х.	 The technical bases that the actuary appointed in accordance with SUP 4.3.1R proposes to use for each class of business to be carried on in the EEA State concerned, including the bases needed for calculating premium rates and mathematical reserves. 				
XI.	A statement by the actuary so appointed as to whether they:				
	a)	Consider that the premium rates that will be used in the <i>EEA State</i> concerned are suitable; and	Attached		
	b)	Agree with the information provided under sections 5.5 and 5.6 v (a) and (b).	Attached		
XII.	KII. The technical bases used to calculate the statements and estimates referred to in sections 5.6 iv and v. Attached Image: Comparison of the statement of the statement				



6. Solvency II Directive – General Insurance Business

6.1 Please provide the name of the *UK firm's* authorised agent. If the application is submitted by the *Society*, please confirm that the authorised agent has power to accept services of proceedings on behalf of the underwriters at the *Society*.

Name of agent:

If applicable, confirmation that agent has power to accept services of proceedings on behalf of the underwriters at the Society. \Box

6.2 Please tick the appropriate boxes to show the classes of business to be carried out from the *branch*.

Classes of Business			
1.	Accident		
2.	Sickness		
3.	Land Vehicles		
4.	Railway Rolling Stock		
5.	Aircraft		
6.	Ships		
7.	Goods in Transit		
8.	Fire and Natural Forces		
9.	Damage to Property		
10.	Motor Vehicle Liability		
11.	Aircraft Liability		
12.	Liability for Ships		
13.	General Liability		
14.	Credit		
15.	Suretyship		
16.	Miscellaneous Financial Loss		
17.	Legal Expenses		
18.	Assistance		



6.3 Please give details of the nature of the risks to be covered in the EEA State(s) concerned.

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Note to Question 6.3 i. If the <i>firm</i> covers, or intends to cover, relevant motor vehicle risks, please provide details of the <i>firm's</i> membership of the national bureau and the national guarantee fund in the <i>EEA State</i> concerned at question 6.3.		
'Relevant motor risks' has the meaning given to motor vehicle liability in Schedule 1 to the Regulated		ase give details of the structural organisation of the <i>branch</i> (<i>UK firms</i> may wish to attach organisation chart).
i to the Regulated Activities Order. ii If the firm covers (or intends to cover) health insurance, please provide technical bases used, or to be used, for calculating premiums in		
respect of such risks in question 6.3. iii If the firm covers (or intends to cover) risks relating	carr	ase give details of the guiding principles as to reinsurance of business carried on, or to be ried on, in the <i>EEA State</i> concerned, including the <i>firm's</i> maximum retention per risk or nt after all reinsurance ceded.
to legal expenses insurance , please state in section 6.3 the option chosen from those described in Article 200 of the Solvency II Directive.		



6.6 Please confirm you have attached the following.

i. Estimates of the costs of installing administrative services and the organisation for securing business in the <i>EEA State</i> concerned. Attached ii. Estimates of the resources available to cover the costs detailed in (i) above. Attached iii. If contracts of a kind falling within paragraph 18 of Schedule 1 to the <i>Regulated Activities Order</i> (Assistance) are, or are to be, effected or carried out, the resources available for providing assistance. Attached iv. For each of the first three years following the establishment of the <i>branch</i> , estimates of the <i>firm's</i> margin of solvency and the margin of solvency required and the method of calculation. Attached v. For each of the first three years following the establishment of the branch, give details described below about the business carried on in the <i>EEA State</i> concerned: Attached a) Estimates relating to expenses of management (other than cost of installation) and, in particular, those relating to current general expenses and commissions; Attached b) Estimates relating to the financial resources intended to cover underwriting liabilities. Attached vi. Particulars of any associations that exist or are proposed to exist between: Attached a) The directors and controllers of the <i>UK firm</i> ; and how approximation and in particular, the directors and controllers of the <i>UK firm</i> ; and thached Attached b) Any person who will act as an insurance broker, agent,				
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establishment of the branch, estimates of the firm's margin of solvency and the margin of solvency required and the method of calculation. Attached v. For each of the first three years following the establishment of the branch, give details described below about the business carried on in the <i>EEA State</i> concerned: a) a) Estimates relating to expenses of management (other than cost of installation) and, in particular, those relating to current general expenses and commissions; Attached □ b) Estimates relating to premiums or contributions (both gross and net of all reinsurance ceded) and to claims (after all reinsurance recoveries); and Attached □ c) Estimates relating to the financial resources intended to cover underwriting liabilities. Attached □ vi. Particulars of any associations that exist or are proposed to exist between: a) Attached □ b) Any person who will act as an insurance broker, agent, loss adjuster or reinsurer for the <i>UK firm</i> in Attached □	iii.	Schedule 1 to the <i>Regulated Activities Order</i> (Assistance) are, or are to be, effected or carried out,	Attached	
establishment of the branch, give details described below about the business carried on in the EEA State concerned: a) Estimates relating to expenses of management (other than cost of installation) and, in particular, those relating to current general expenses and commissions; b) Estimates relating to premiums or contributions (both gross and net of all reinsurance ceded) and to claims (after all reinsurance recoveries); and c) Estimates relating to the financial resources intended to cover underwriting liabilities. Attached vi. Particulars of any associations that exist or are proposed to exist between:	iv.	establishment of the <i>branch</i> , estimates of the <i>firm's</i> margin of solvency and the margin of solvency	Attached	
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intended to cover underwriting liabilities. Attached vi. Particulars of any associations that exist or are proposed to exist between: a) The directors and controllers of the UK firm; and b) Any person who will act as an insurance broker, agent, loss adjuster or reinsurer for the UK firm in		(both gross and net of all reinsurance ceded) and	Attached	
proposed to exist between:			Attached	
b) Any person who will act as an insurance broker, agent, loss adjuster or reinsurer for the <i>UK firm</i> in	vi.			
agent, loss adjuster or reinsurer for the UK firm in		a) The directors and controllers of the UK firm; and	Attached	
			Attached	
vii.The names of the principal reinsurers of business to be carried on in the EEA State concerned.AttachedImage: Attached image: Attac	vii.		Attached	



viii.	The sources of business in the <i>EEA State</i> concerned (for example, insurance brokers, agents, own employees or direct selling) with the approximate percentage expected from each of these sources.	Attached	
ix.	Copies or drafts of :		
	 a) Any separate reinsurance treaties covering business to be written in the EEA State concerned; 	Attached	
	 Any standard agreements which the UK firm will enter into with brokers or agents in the EEA State concerned; and 	Attached	
	c) Any agreements which the <i>UK firm</i> will enter into with <i>persons</i> (other than employees of the <i>UK firm</i>) who will manage the business to be carried on in the <i>EEA State</i> concerned.	Attached	
х.	Copies or drafts of any agreements which the UK firm will have with main agents in the EEA State concerned.	Attached	



7. Solvency II Directive – Reinsurance

7.1 Please confirm the type(s) of reinsurance activity to be carried out by the branch under the Solvency II Directive by ticking one of the boxes below.

Life reinsurance business	
Non-life reinsurance business	

7.2 Please provide the name and powers of the authorised agent. Please note that the authorised agent should be located at the same address of the branch.





8. Declaration

Knowingly or recklessly giving the FCA and or the PRA information which is false or misleading in a material particular may be a criminal offence (sections 398 and 400 of the Financial Services and Markets Act 2000). The Notifications Part of the PRA Rulebook and the FCA's SUP 15.6.1R and SUP 15.6.4R require an authorised person to take reasonable steps to ensure the accuracy and completeness of information given to the FCA/PRA and to notify the FCA/PRA immediately if materially inaccurate information has been provided.

If any information is inaccurate or incomplete this application may take longer to be processed.

Failure to notify the PRA immediately of any significant change to the information provided may result in a serious delay in the application process.

Data Protection

For the purpose of complying with the Data Protection Act 1998, the personal information in this Form may be used by the FCA/PRA to discharge its statutory functions under the Financial Services and Markets Act 2000 and other relevant legislation and will not be disclosed for any other purpose without the permission of the applicant.

I confirm that a permanent copy of this application, signed by the firm will be retained for an appropriate period, for inspection at the FCA's/PRA's request.

I am authorised to make this application for authorisation on behalf of the applicant firm named on the front of this form.

I have attached the relevant documents where requested or where marked as 'to follow' I have them fully ready and I have taken all reasonable steps to ensure they are correct.

I confirm that the information in this application is accurate and complete to the best of my knowledge and belief.

I authorise the FCA and/or PRA to make such enquires and to seek such further information as it thinks appropriate to verify the information given on this form.

I understand that the FCA and/or PRA may require the applicant firm to provide further information or documents at any time after I have sent this application.

Name	
Position	
IRN (if applicable)	
Signature	
Date	