

Chapter 9

Recognised schemes

9.4 Facilities in the United Kingdom

General

9.4.1

R

- (1) The *operator* of a *recognised scheme* must maintain facilities in the *United Kingdom* in order to satisfy the requirements of ■ COLL 9.4.2 R to ■ COLL 9.4.6 R.
- (2) In this section, a facility is a place of business that complies with ■ COLL 9.4.6 R (Place of facilities).

Documents

9.4.2

R

- (1) The *operator* of a *recognised scheme* must maintain facilities in the *United Kingdom* for any *person*, for inspection (free of charge) and for the obtaining (free of charge, in the case of the *documents* at (c), (d) and (e), and otherwise at no more than a reasonable charge) of copies in English of:
 - (a) the *instrument constituting the fund*;
 - (b) any instrument amending the *instrument constituting the fund*;
 - (c) the latest *prospectus* (which must include the address where the facilities are maintained and details of those facilities);
 - (d) for a *recognised scheme* which is an *EEA UCITS scheme*, the *EEA key investor information document*; and
 - (e) the latest annual and half-yearly reports.
- (1A) [deleted]
- (2) In relation to notices and *documents* sent by *operators* and *depositories* to and from the *United Kingdom*, ■ COLL 4.4.12 R (Notice to Unitholders) and ■ COLL 4.4.13 R (Other notices) apply.

Price and redemption

9.4.3

R

- (1) The *operator* must maintain facilities in the *United Kingdom* for any *person* where:
 - (a) information in English can be obtained about prices of *units* in the *scheme*; and
 - (b) a *participant* may redeem or arrange for *redemption* of *units* in the *scheme* and obtain payment.
- (2) An *operator* is treated as complying with paragraph (1) if it ensures *participants* may sell their *units* on an investment exchange at a price

not significantly different from net asset value; and if so, must inform *participants* of the investment exchange.

9.4.4 **R** [deleted]

Complaints

9.4.5 **R** The *operator* must maintain facilities in the *United Kingdom*, at which any *person* who has a complaint to make about the operation of the *scheme* can submit his complaint for transmission to the *operator*.

Place of facilities

- 9.4.6 **R**
- (1) The address of the facilities maintained by the *operator* in accordance with this section and the details of the facilities so maintained must be stated in the *prospectus* of the *scheme*.
 - (2) The address of the facilities referred to in (1) must be the address of the *operator's* principal place of business in the *United Kingdom*, or, if there is no such address, such other address in the *United Kingdom* where the *operator* can be contacted.
 - (3) [deleted]