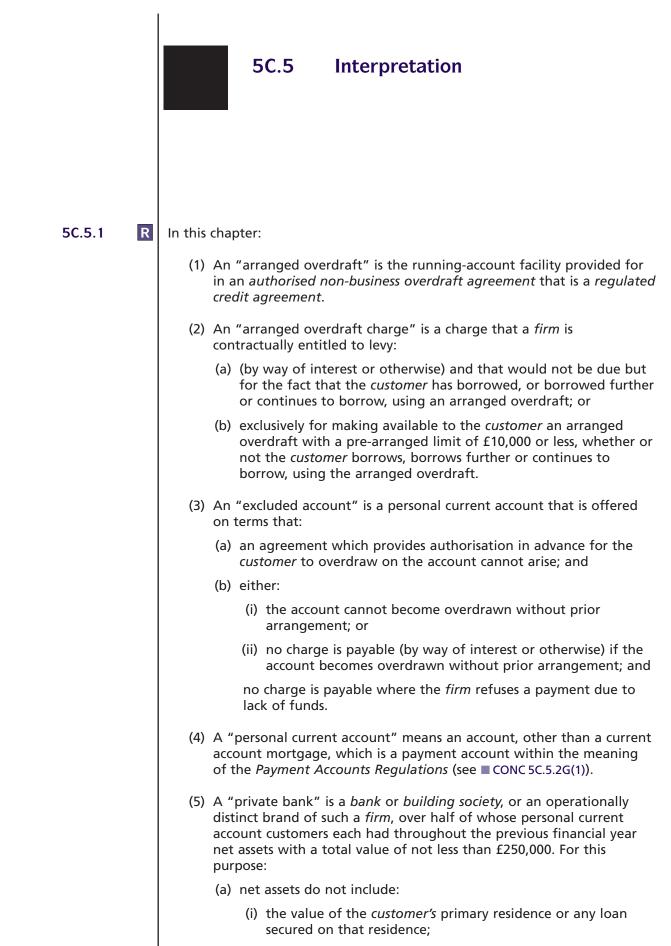
**Overdraft pricing** 

## Chapter 5C

Overdraft pricing

## Section 5C.5 : Interpretation

## **CONC 5C : Overdraft pricing**



**CONC 5C/2** 

	(ii) any rights of the <i>customer</i> under a qualifying contract of insurance within the meaning of the <i>Regulated Activities Order</i> ; and
	(iii) any benefits (in the form of pensions or otherwise) which are payable on the termination of the service of the <i>customer</i> or on retirement, and to which the <i>customer</i> (or the <i>customer's</i> dependents) are, or may be, entitled; and
	(b) "previous financial year" means the most recent period of one year ending with 31 March.
	(6) An "unarranged overdraft" is a <i>regulated credit agreement</i> that arises as a result of:
	<ul> <li>(a) a personal current account becoming overdrawn in the absence of an arranged overdraft; or</li> </ul>
	(b) the <i>firm</i> making available to the <i>customer</i> funds which exceed the limit of an arranged overdraft.
	(7) An "unarranged overdraft charge" is a charge (by way of interest or otherwise) that a <i>firm</i> is contractually entitled to levy and that would not be due but for the fact that the <i>customer</i> has borrowed, borrowed further or continues to borrow, using an unarranged overdraft.
5C.5.2 C	(1) The definition of "personal current account" refers to the definition of a "payment account" under the Payment Accounts Regulations, that is: "an account held in the name of one or more consumers through which consumers are able to place funds, withdraw cash and execute and receive payment transactions to and from third parties, including the execution of credit transfers, but does not include any of the following types of account provided that the account is not used for day-to-day payment transactions: savings accounts; credit card accounts where funds are usually paid in for the sole purpose of repaying a credit card debt; current account mortgages or e-money accounts". The FCA has issued guidance on this definition: see 'FG16/ 6 – Payment Accounts Regulations 2015'.
	[Note: https://www.fca.org.uk/publications/finalised-guidance/fg16-6-payment-accounts-regulations-2015-definition-payment-account]
	(2) The definition of excluded account captures personal current accounts where there cannot be a pre-arranged overdraft facility, there cannot be an unarranged overdraft to which interest or charges apply and charges for refusing a payment due to lack of funds cannot arise.