

Chapter 9

Recognised schemes

9.4 Facilities in the United Kingdom

General

- 9.4.1R
- (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

- 9.4.2R
- (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 depositaries 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

- 9.4.3R
- (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
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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]