

Compensation

COMP TP 1 Transitional Provisions

(1)	(2)	(3)	(4)		(5)	(6)
	Material to which the transitional provision applies		Transitional Provision		Transitional provision: dates in force	Handbook Provisions: coming into force
1	COMP 5	R	<i>Protected claims</i>		Indefinitely	<i>Com-mencement</i>
			(1)	[deleted]		
			(2)	[deleted]		
			(3)	A claim in connection with protected investment business includes a claim in respect of a pending application.		
			(4)	Where the claim is in respect of a pending application, the FSCS must apply the rules of the relevant former scheme, as they applied to the default before commencement.		
			(5)	The rules of each investment business compensation scheme are amended so that references to the person managing the scheme are replaced by references to the FSCS.		
			(6)	[deleted]		
			(7)	[deleted]		
			(8)	Where the default occurs after commencement, a claim in connection with protected investment business includes a claim that could have been entertained under an investment business compensation scheme (provided that the person making the claim has not also made a pending		

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			<i>application arising out of the same set of facts).</i>		
2	COMP 13.5 and COMP 13.6	R	Expired		
3	COMP 13.4.6 R and COMP 13.6.7 R	R	Expired		
4	COMP 13.5.8 R	R	Expired		
5	COMP 6.2.1 R	R	[deleted]		
6	COMP 6.2.1 R	G	[deleted]		
7	COMP 6.2.1 R	G	[deleted]		
8	Amendments introduced by the Compensation Sourcebook (Amendment No.2) Instrument 2003.	R	[deleted]		
9	COMP 13.6.8 R	R	Expired		
10	COMP 5.7.1 R, COMP 13.4.7 R and COMP 13.6.9 R	R	[deleted]		
11	FEES 6.3.1 R, FEES 6.3.22 R, FEES 6.4.8 R, FEES 6.4.6 R, FEES 6.5.1 R and FEES 6.5.6 R	R	[deleted]		
12	FEES 6.5.7 R (4), FEES 6.3.22 R, FEES 6.4.6 R, FEES 6.4.8 R, FEES 6.5.1 R, and FEES 6.5.6 R	R	[deleted]		
13	FEES 6.5.7 R (4), FEES 6.5.10 R, and	R	[deleted]		

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	FEES 6.5.13 R (2)				
14	FEES 6.5.7 R (5), FEES 6.5.11 R, and FEES 6.5.13 R (2)		[deleted]		
15	COMP 5.4.4 R (4)(a) and COMP 5.4.4 R (4)(b)	R	[deleted]		
16	COMP 10.2.3 R	R	[deleted]		
17	Amendments introduced by the Compensation Sourcebook (Amendment No 8) Instrument 2008	R	Provisions and definitions arising out of (2) only apply to defaults on or occurring after 7 October 2008	From 7 October 2008 indefinitely	7 October 2008
18	COMP 10.2.3 R	R	[deleted]		
19	Amendments to COMP 10.2.3 R introduced by the Financial Services Compensation Scheme (Limits Amendment) Instrument 2009	R	Provisions and definitions arising out of (2) only apply to defaults on or occurring after 1 January 2010.	From 1 January 2010 indefinitely	1 January 2010
20	COMP 4.3.1 R	R	[deleted]		
21	COMP 17.3 and COMP 17.2.7 R	R	[deleted]		
22	COMP 17.3	R	[deleted]		
23	COMP 17.3.10 R and COMP 17.3.12 R	R	[deleted]		
24	COMP 10.2.3 R	R	[deleted]		

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25	The amendment of all references in <i>COMP</i> (other than in the heading in respect of <i>COMP</i> 12.2.4 R) to "overall net <i>claim</i> " to "overall <i>claim</i> "	R	The changes referred to in (2) made by the Financial Services Compensation Scheme (Banking Compensation Reform) Instrument 2009 do not apply in relation to a <i>claim</i> against a <i>relevant person</i> that was <i>in default</i> before 31 December 2010.	From 31 December 2010 indefinitely	From 31 December 2010
26	<i>COMP</i> 12.3.1 R and <i>COMP</i> 15.1.12 R	R	[deleted]		
27	<i>COMP</i> 4.2.2 R(9)	R	The changes referred to in (2), made by the Compensation Sourcebook (Occupational Pension Scheme Trustees) Instrument 2011 do not apply in relation to a <i>claim</i> against a <i>relevant person</i> that was <i>in default</i> before 1 October 2011.	From 1 October 2011 indefinitely	From 1 October 2011
28	<i>COMP</i> 16.3	R	[deleted]		
29	<i>COMP</i> 17	R	[deleted]		
30	<i>COMP</i> 17.3 and <i>COMP</i> 17.2.7 R	R	[deleted]		
31	<i>COMP</i> 17.3	R	[deleted]		
32	<i>COMP</i> 17.3.10 R and <i>COMP</i> 17.3.12 R	R	[deleted]		
33	Amendments introduced by Annex A and Part 1 of Annex B of the Compensation Sourcebook (Amendment No 9) Instrument 2012.	R	The changes referred to in (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i> that was <i>in default</i> before 1 October 2012. Notwithstanding the above the changes to <i>COMP</i> 12.2.10 R apply irrespective of when the default occurred.	From 1 October 2012 indefinitely	From 1 October 2012
34	Amendments introduced by the Compensation	R	The changes referred to in (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i> that was <i>in default</i> before 13 December 2013.	From 13 December 2013 indefinitely	From 13 December 2013

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	Sourcebook (Investments by Large Unincorporated Associations and Certain Large Partnerships) Instrument 2013				
35	All the <i>rules</i> and <i>guidance</i> in <i>COMP</i> applicable to <i>protected home finance mediation</i> .	R	The <i>compensation scheme</i> does not provide cover for <i>claims</i> in respect of any mortgage mediation activity relating to a <i>second charge regulated mortgage contract</i> if: (1) the <i>relevant person</i> was in <i>default</i> before 21 March 2016; or (2) the basis for the <i>claim</i> arose before 21 March 2016.	From 21 March 2016 indefinitely	Not applicable
35	Amendments introduced by the Compensation Sourcebook (Large unincorporated associations) Instrument 2013	R	[deleted]		
36	COMP 17.2.1 R and COMP 17.2.3 R	R	[deleted]		
37	COMP 10.2.3R(2), (3) and (4)	R	The rules referred to in (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i> , or against a <i>successor</i> , that was <i>in default</i> before 29 April 2016. Instead, COMP 10.2.3R(5) will continue to apply to such <i>claims</i> .	From 29 April 2016 indefinitely	29 April 2016
38	COMP 4.2.2R(4), COMP 4.2.2R(9) and COMP 12.6.2AR	R	The changes referred to in (2) do not apply to a <i>claim</i> against a <i>relevant person</i> , or against a <i>successor</i> , that was <i>in default</i> before 29 April 2016.	From 29 April 2016 indefinitely	29 April 2016

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39	Amendments introduced by the Compensation Sourcebook (Amendment No 10) Instrument 2016	R	Where a <i>claim</i> is against a <i>successor</i> that is not an <i>authorised person</i> , provisions and definitions arising out of (2) only apply if the default occurs on or after 29 April 2016 and the transfer, under which the <i>successor</i> assumed responsibility for liabilities arising from acts or omissions of the <i>relevant person</i> , occurred on or after 1 April 2013.	From 29 April 2016 indefinitely	29 April 2016
39A	Amendments introduced by the Financial Services Compensation Scheme (Extension of Scope to Recognised Investment Exchanges) Instrument 2017	R	The changes referred to in (2) do not apply in relation to a <i>claim</i> against a <i>recognised investment exchange</i> , or against a <i>successor</i> , arising from acts or omissions before 3 January 2018.	From 3 January 2018 indefinitely	3 January 2018
40	Amendments introduced by the Financial Services Compensation Scheme (Funding and Scope) Instrument 2017	R	The changes referred to in column (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i> , or against a <i>successor</i> , that was in <i>default</i> before 1 April 2018.	From 1 April 2018 indefinitely	1 April 2018
41	Amendments introduced by the Financial Services Compensation Scheme (Funding Review) In	R	The changes referred to in column (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i> , or against a <i>successor</i> , that was in <i>default</i> before 1 April 2019.	From 1 April 2019 indefinitely	1 April 2019

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	Instrument 2018				
42	Amendments introduced by the Exiting the European Union: Redress Sourcebooks (Amendments) Instrument 2019	R	The changes referred to in column (2) do not apply in relation to a <i>relevant person</i> or a <i>successor</i> that was <i>in default</i> on or before <i>IP completion day</i> .	From <i>IP completion day</i> indefinitely	<i>IP completion day</i>
43	Amendments to COMP 5.5.2R(2) – (3) and COMP 5.7.2R(1)(b) and (2)(b) by the Exiting the European Union: Redress Sourcebooks (Amendments) Instrument 2019	R	The amendments referred to in column (2) only apply to acts or omissions by a <i>relevant person</i> after <i>IP completion day</i> .	From <i>IP completion day</i> indefinitely	<i>IP completion day</i>
44	COMP TP 43	G	The purpose of COMP TP 43 is to ensure that the <i>FSCS</i> can pay compensation after <i>IP completion day</i> in respect of acts or omissions before <i>IP completion day</i> by a <i>branch</i> of a <i>UK firm</i> that was established in an <i>EEA State</i> .		
45	COMP 6.3.1R, 6.3A.1R, 9.2.2R, 11.2.6, 12.3.5R and 12.3.6R	R	The defined terms " <i>ICD claim</i> " and " <i>MiFID investment firm</i> " in or under the provisions referred to in column (2) have the meaning they had immediately before <i>IP completion day</i> for any of the following purposes: (1) declaring <i>in default</i> , or (2) postponing compensation where the <i>claim</i> is not an <i>ICD claim</i> against, or (3) paying a lesser sum in final settlement where the <i>claim</i> is not an <i>ICD claim</i> against, or	From <i>IP completion day</i> indefinitely	<i>IP completion day</i>

<p>46</p>	<p>Amendments and deletions in <i>participant firm</i> and <i>COMP</i> by the Exiting the European Union: Glossary (Amendments) Instrument 2019 and the Exiting the European Union: Redress Sourcebooks (Amendments) Instrument 2019 respectively</p>	<p>R</p>	<p>(4) determining the <i>quantification date</i> in respect of, a <i>pre-IP completion day incoming EEA firm</i>, or the <i>successor</i> of such a firm.</p> <p>The amendments and deletions referred to in column (2) are disapplied, in relation to a <i>claim</i> against a <i>pre-IP completion day incoming EEA firm</i> in respect of any act or omission by that firm before <i>IP completion day</i>, to the extent needed to enable the <i>FSCS</i>:</p> <p>(1) to determine whether, had the <i>claim</i> been made immediately before <i>IP completion day</i>, the <i>FSCS</i> would have paid compensation in respect of it; and</p> <p>(2) if so, to pay compensation in respect of that <i>claim</i>.</p> <p>For these purposes, where an amendment or deletion to a defined term is disapplied under this <i>rule</i>, that defined term has the meaning it had immediately before <i>IP completion day</i>.</p>	<p>From <i>IP completion day</i> indefinitely</p>	<p><i>IP completion day</i></p>
<p>47</p>	<p>Amendments introduced to <i>COMP</i> by the Exiting the European Union: Temporary Permission and Financial Services Contracts Instrument 2019</p>	<p>R</p>	<p>The amendments referred to in column (2) do not apply:</p> <p>(1) in relation to a <i>claim</i> against a <i>TP firm</i>, or against a <i>successor</i> of a <i>TP firm</i>, that was <i>in default</i> before <i>IP completion day</i>; or</p> <p>(2) to any acts or omissions before <i>IP completion day</i> that give rise to a <i>claim</i> against a <i>TP firm</i>, or against a <i>successor</i> of a <i>TP firm</i>, after <i>IP completion day</i>;</p> <p>but nothing in limb (2) of this <i>rule</i> shall limit the ability of the <i>FSCS</i> to pay compensation in respect of a <i>claim</i> against a <i>TP firm</i> or a <i>successor</i> of a <i>TP firm</i>, where it is a <i>relevant person</i> for a reason other than because it is a <i>TP firm</i>.</p>	<p>From <i>IP completion day</i>, indefinitely</p>	<p><i>IP completion day</i></p>
<p>48</p>	<p>Amendments introduced by the Funeral Plans Instrument 2021</p>	<p>R</p>	<p>The changes referred to in (2) do not apply in relation to a <i>claim</i> against a <i>relevant person</i>, or against a <i>successor</i>, that was in default before [date] nor, in relation to <i>claims</i> in connection with <i>protected funeral plan business</i>, where the relevant act or omission occurs before 29 July 2022.</p>	<p>From 29 July 2022 indefinitely</p>	<p>29 July 2022</p>