

## Chapter 1C

### Introduction (Primary information providers)



**1C.1 Application and purpose (Primary information providers)**

**1C.1.1** **R** The requirements in **DTR 8** apply to a *primary information provider* and a *person* that is applying for approval as a *primary information provider*.

**1C.1.2** **G** The purpose of the requirements in **DTR 8** is to make the *Part 6 rules* permitted under section 89P of the *Act* in relation to *primary information providers* and *persons* applying for approval as *primary information providers*.

**[Note:** When exercising its functions under Part VI of the *Act*, the *FCA* may use the name: the UK Listing Authority.]

**[Note:** Other parts of the *Handbook* that may also be relevant to *primary information providers* include *DEPP* (Decision Procedure and Penalties manual) and Chapter 9 of *SUP* (Supervision manual). *EG* (Enforcement Guide) is also relevant.]



## 1C.2 Modifying rules and consulting the FCA

### Modifying or dispensing with rules

- 1C.2.1** **R** (1) The *FCA* may dispense with, or modify, a requirement in **■ DTR 8** in such cases and by reference to such circumstances as it considers appropriate (subject to the *Act*).
- (2) A dispensation or modification may be either unconditional or subject to specified conditions.
- (3) If a *primary information provider* or a *person* that is applying for approval as a *primary information provider* has applied for, or been granted, a dispensation or modification, it must notify the *FCA* immediately it becomes aware of any matter which is material to the relevance or appropriateness of the dispensation or modification.
- (4) The *FCA* may revoke or modify a dispensation or modification.
- 1C.2.2** **R** (1) An application to the *FCA* to dispense with or modify a requirement in **■ DTR 8** must be in writing.
- (2) The application must:
- (a) contain a clear explanation of why the dispensation or modification is requested;
  - (b) include details of any special requirements, for example, the date by which the dispensation or modification is required;
  - (c) contain all relevant information that should reasonably be brought to the *FCA*'s attention;
  - (d) contain any statement or information that is required by **■ DTR 8** to be included for a specific type of dispensation or modification; and
  - (e) include copies of all documents relevant to the application.
- 1C.2.3** **R** An application to dispense with or modify a requirement in **■ DTR 8** must ordinarily be made at least five *business days* before the proposed dispensation or modification is to take effect.

**Early consultation with FCA**

1C.2.4

**R**

A *primary information provider* or a *person* applying for approval as a *primary information provider* must consult with the *FCA* at the earliest possible stage if they:

- (1) are in doubt about how a requirement in **DTR 8** applies in a particular situation; or
- (2) consider that it may be necessary for the *FCA* to dispense with or modify a requirement in **DTR 8**.

1C.2.5

**R**

Where a requirement in **DTR 8** refers to consultation with the *FCA*, submissions must be made in writing other than in circumstances of exceptional urgency.

**Address for correspondence**

**Note:** The *FCA*'s address for correspondence in relation to **DTR 8** is:

Primary Market Monitoring  
Markets Division  
The Financial Conduct Authority  
12 Endeavour Square  
London  
E20 1JN  
Fax: 0207 066 8349.