

Chapter 8

Primary Information Providers

8.2

Approval as a primary information provider

Application for approval as a primary information provider

8.2.1

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A *person* wishing to be included on the *list of primary information providers*, must apply to the *FCA* for approval as a *primary information provider* by submitting the following to the *FCA*:

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- (1) the name, registered office address, registered number and the names and addresses of the directors and company secretary of the *person* applying for approval and, where applicable, the corporate group to which the *person* belongs;

(2) details of all the arrangements that it has established or it intends to establish with *media operators* in the *United Kingdom* for the dissemination of *regulated information*;

(3) names, addresses, dates of birth and, where applicable, national insurance numbers, of its senior management;

(4) details of the fees it proposes to charge *persons* in relation to the dissemination of *regulated information*;

(5) a report by a reporting accountant qualified to act as an auditor confirming that in their opinion the *person* applying for approval as a *primary information provider* will be capable of satisfying the continuing obligations set out in ■ DTR 8.4; and

(6) the application fee set out in ■ FEES 3.

8.2.2

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The report provided under ■ DTR 8.2.1R (5) should state:

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- (1) the opinion of the reporting accountant qualified to act as auditor as to the matters set out in ■ DTR 8.4;

(2) the significant areas tested in reaching that opinion; and

(3) a summary of the work undertaken to address these areas and reach that opinion.

8.2.3

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A *person* wishing to be included on the *list of primary information providers* must also submit to the *FCA*:

		<div><div>(1) all additional documents, explanations and information that the <i>FCA</i> may reasonably require to decide whether to grant an application for approval as a <i>primary information provider</i>; and</div><div>(2) verification of any documents, explanations and information provided to the <i>FCA</i> in such a manner as the <i>FCA</i> may reasonably require under (1).</div></div>
8.2.4	G	<div><div>When considering an application for approval as a <i>primary information provider</i> the <i>FCA</i> may carry out any enquiries and request any further information which it considers appropriate, including consulting other regulators.</div><div>[Note: The decision-making procedures that the <i>FCA</i> will follow when it considers whether to refuse an application for approval as a <i>primary information provider</i> are set out in <i>DEPP</i>.]</div></div>
8.2.5	G	<div><div>Approval as a <i>primary information provider</i> becomes effective when the <i>person</i> is informed in writing by the <i>FCA</i>. The <i>FCA</i> will as soon as possible add the name of the <i>person</i> who has been approved as a <i>primary information provider</i> to the list of <i>primary information providers</i>.</div></div>
		<div><div>Restrictions or limitations on approval</div><div></div></div>
8.2.6	G	<div><div>The <i>FCA</i> may impose restrictions or limitations on the services a <i>primary information provider</i> may provide at the time of granting a <i>primary information provider's</i> approval.</div><div>[Note: A <i>statutory notice</i> may be required under section 89P of the <i>Act</i>. Where this is the case, the procedure for giving a <i>statutory notice</i> is set out in <i>DEPP</i>.]</div></div>