

Chapter 6

Disclosure at the offer stage

Distance home purchase plans: information to be provided to retail customers.

This table belongs to MCOB 6.8.5 R.

1.1	R	Distance home purchase plans: information to be provided to retail customers
		(1) the identity and the main business of the <i>home purchase provider</i> , the geographical address at which the <i>home purchase provider</i> is established and any other geographical address relevant for the <i>consumer's</i> relations with the <i>home purchase provider</i> ;
		(2) the identity of the representative of the <i>home purchase provider</i> established in the <i>UK</i> and the geographical address relevant for the customer's relations with the representative, if such a representative exists;
		(3) when the <i>consumer's</i> dealings are with any professional other than the <i>home purchase provider</i> , the identity of this professional, the capacity in which he is acting vis-a-vis the <i>consumer</i> , and the geographical address relevant for the <i>consumer's</i> relations with this professional;
		(4) Details of the <i>Financial Services Register</i> and any other trade register in which the <i>home purchase provider</i> is entered and his registration number or an equivalent means of identification in that register;
		(5) confirmation that the <i>home purchase provider</i> is authorised and regulated by the <i>FCA</i> ;
		(6) the total price to be paid by the <i>consumer</i> to the <i>home purchase provider</i> for the financial service, including all related fees, charges and expenses, and all taxes paid via the <i>home purchase provider</i> or, when an exact price cannot be indicated, the basis for the calculation of the price enabling the <i>consumer</i> to verify it;
		(7) notice of the possibility that other taxes and/or costs may exist that are not paid via the <i>home purchase provider</i> or imposed by him;
		(8) any specific additional cost for the <i>consumer</i> of using the means of distance communication, if such additional cost is charged;
		(9) the absence of a right of withdrawal;
		(10) information on any rights the parties may have to terminate the contract early or unilaterally by virtue of the terms of the <i>distance contract</i> , including any penalties imposed by the contract in such cases;
		(11) [deleted]
		(12) any contractual clause on law applicable to the <i>distance contract</i> and/or on competent court;
		(13) in which language, or languages, the contractual terms and conditions, and the prior information referred to in this table are supplied, and furthermore in which language, or languages, the <i>home purchase provider</i> , with the agreement of the <i>consumer</i> , undertakes to communicate during the duration of this <i>distance contract</i> ; and
		(14) whether or not there is an out-of-court complaint and redress mechanism for the <i>consumer</i> that is party to the <i>distance contract</i> and, if so, the methods for having access to it;

- (15) whether or not compensation may be available from the *compensation scheme* should the *firm* be unable to meet its liabilities, and information about any other applicable named compensation scheme; and, for each applicable scheme, the extent and level of cover and how further information can be obtained; and
- (16) all the contractual terms and conditions of the *home purchase plan* to which the *offer document* relates.

[Note: articles 3 and 5 *Distance Marketing Directive*]

- 1.2 G A *firm* is not required to provide this information if it has already done so, for example in an initial disclosure document, and that information remains accurate.