

# Chapter 9

# Reporting

## 9.1 Application

- 9.1.1** **R** This chapter applies to:
- (1) a *MIFIDPRU investment firm*;
  - (2) a *UK parent entity* that is required under **■ MIFIDPRU 2.5.7R** to comply with **■ MIFIDPRU 9** on the basis of its *consolidated situation*; and
  - (3) a *GCT parent undertaking* that is required to submit reports on its compliance with the *group capital test* in accordance with **■ MIFIDPRU 2.6.10R**.
- 9.1.2** **R**
- (1) The provisions of **■ SUP 16.3** (General provisions on reporting) listed in (2) apply to reports submitted under this chapter as if the reports had been submitted under **■ SUP 16**.
  - (2) The provisions are:
    - SUP 16.3.6R** to **■ SUP 16.3.10G** (How to submit reports);
    - SUP 16.3.11R** to **■ SUP 16.3.12G** (Complete reporting); and
    - SUP 16.3.14R** to **■ SUP 16.3.16G** (Failure to submit reports).
- 9.1.3** **G** Under **■ SUP 16.3.14R** (as applied to reports under this chapter by **■ MIFIDPRU 9.1.2R**), a £250 administrative fee applies where a *firm* does not submit a complete report by the date on which that report is due under the applicable requirements and submission procedures. **■ SUP 16.3.14AG** explains that the *FCA* may also take disciplinary action in appropriate cases.

## 9.2 Periodic reporting requirements

9.2.1 **R** A non-SNI MIFIDPRU investment firm must:

- (1) submit the *data items* specified in column (A) of the table in ■ MIFIDPRU 9.2.2R to the FCA with the frequency specified in column (C) of that table;
- (2) complete the data items in (1) with data that show the position on the relevant reporting reference date in column (D) of the table in ■ MIFIDPRU 9.2.2R; and
- (3) submit the *data items* in (1) before the submission deadline in column (E) of the table in ■ MIFIDPRU 9.2.2R.

9.2.2 **R** The following table belongs to ■ MIFIDPRU 9.2.1R:

(A) <i>Data item</i>	(B) <i>Data item description</i>	(C) <b>Reporting frequency</b>	(D) <b>Reporting reference dates</b>	(E) <b>Submission deadline</b>
MIF001	Capital	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF002	Liquidity	Quarterly	Last <i>business day</i> in: (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date

MIF003	Metrics monitoring	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF004	Non-K-CON concentration risk reporting	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF005	K-CON concentration risk reporting	Quarterly	(1) The <i>firm's accounting reference date</i> ; (2) The <i>firm's accounting reference date plus 3 months</i> ; (3) The <i>firm's accounting reference date plus 6 months</i> ; (4) The <i>firm's accounting reference date plus 9 months</i> ;	20 <i>business days</i> after the reporting reference date
MIF007 (note 1)	ICARA assessment questionnaire	Annually (note 2)	The reference date according to which the <i>firm</i> reviews the adequacy of its <i>ICARA process</i> under MIFIDPRU 7.8.2R	The date notified to the FCA by the <i>firm</i> under MIFIDPRU 7.8.4R (or such other date as directed by the FCA)
Note 1	Where a <i>firm</i> is included in a <i>group ICARA process</i> in accordance with MIFIDPRU 7.9.5R, the <i>firm</i> must still submit <i>data item</i> MIF007 on an individual basis, containing information about the <i>firm</i> that has been derived from that <i>group ICARA process</i> . <i>Data item</i> MIF007 does not apply on a <i>consolidated basis</i> .			
Note 2	Under MIFIDPRU 7.8.2R, in certain circumstances, a <i>firm</i> may carry out a review of its <i>ICARA process</i> more frequently than the minimum required annual frequency. If so, the			

*firm must submit data item MIF007 separately after each review.*

**9.2.3** **R** An SNI MIFIDPRU investment firm must:

- (1) submit the *data items* specified in column (A) of the table in ■ MIFIDPRU 9.2.4R to the FCA with the frequency specified in column (C) of that table;
- (2) complete the *data items* in (1) with data that show the position on the relevant reporting reference date specified in column (D) of the table in ■ MIFIDPRU 9.2.4R; and
- (3) submit the *data items* in (1) before the submission deadline in column (E) of the table in ■ MIFIDPRU 9.2.4R.

**9.2.4** **R** The following table belongs to ■ MIFIDPRU 9.2.3R:

(A) <i>Data item</i>	(B) <i>Data item description</i>	(C) <b>Reporting frequency</b>	(D) <b>Reporting reference dates</b>	(E) <b>Submission deadline</b>
MIF001	Capital	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF002 (Note 1)	Liquidity	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF003	Metrics monitoring	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date
MIF007	ICARA assess-	Annually	The refer-	The date no-

(note 2)	ment questionnaire	(note 3)	ence date according to which the firm reviews the adequacy of its ICARA process under MIFIDPRU 7.8.2R	tified to the FCA by the firm under MIFIDPRU 7.8.4R (or such other date as directed by the FCA)
Note 1	If, exceptionally, the FCA has exempted an SNI MIFIDPRU investment firm from the liquidity requirements in MIFIDPRU 6, the firm is not required to submit MIF002.			
Note 2	Where a firm is included in a group ICARA process in accordance with MIFIDPRU 7.9.5R, the firm must still submit data item MIF007 on an individual basis, containing information about the firm that has been derived from that group ICARA process. Data item MIF007 does not apply on a consolidated basis.			
Note 3	Under MIFIDPRU 7.8.2R, in certain circumstances, a firm may carry out a review of its ICARA process more frequently than the minimum required annual frequency. If so, the firm must submit data item MIF007 separately after each review.			

- 9.2.5** R Where a firm is required to submit any of the data items MIF001 to MIF005 under ■ MIFIDPRU 9.2.1R or ■ MIFIDPRU 9.2.3R, it must submit the data items:

  - (1) in the format specified in ■ MIFIDPRU 9 Annex 1R; and
  - (2) in accordance with the instructions in ■ MIFIDPRU 9 Annex 2G.
  
- 9.2.6** R Where an investment firm group contains multiple MIFIDPRU investment firms, the firms may designate a single MIFIDPRU investment firm or the UK parent entity to submit all necessary data items under this section on their behalf.
  
- 9.2.7** G Where a MIFIDPRU investment firm ("A") designates another MIFIDPRU investment firm or a UK parent entity ("B") to submit data items under ■ MIFIDPRU 9.2.6R, A remains responsible for the timely submission and accuracy of any data items submitted by B on A's behalf.

## 9.3 Reporting on a consolidated basis

### 9.3.1

**R**

- (1) A *UK parent entity* that is required by ■ MIFIDPRU 2.5.7R to comply with this chapter on a *consolidated basis* must:
  - (a) submit *data items* in accordance with ■ MIFIDPRU 9.2.1R on the basis of its *consolidated situation* if it is treated as a *non-SNI MIFIDPRU investment firm* under ■ MIFIDPRU 2.5.21R; or
  - (b) submit *data items* in accordance with ■ MIFIDPRU 9.2.3R on the basis of its *consolidated situation* if it is treated as an *SNI MIFIDPRU investment firm* under ■ MIFIDPRU 2.5.21R.
- (2) For the purposes of (1), ■ MIFIDPRU 9.2 applies with the following modifications:
  - (a) a reference to a "*firm*" is a reference to the hypothetical single *MIFIDPRU investment firm* created under the *consolidated situation*; and
  - (b) the submission deadline for consolidated *data items* under column (E) of the tables in ■ MIFIDPRU 9.2.2R and ■ MIFIDPRU 9.2.4R is 30 *business days* after the reporting reference date.

### 9.3.2

**G**

■ MIFIDPRU 2.5 sets out guidance on how to apply the requirements in *MIFIDPRU* on the basis of the *consolidated situation* of a *UK parent entity*. The guidance may assist a *UK parent entity* in completing the *data items* required under this section.

## 9.4 Group capital test reporting

**9.4.1** **R** A *GCT parent undertaking* that is required to report on the *group capital test* under **■ MIFIDPRU 2.6.10R** must:

- (1) submit the *data item* specified in column (A) of the table in **■ MIFIDPRU 9.4.2R** to the *FCA* with the frequency specified in column (C) of that table;
- (2) complete the *data item* in (1) with data that show the position on the relevant reporting reference date specified in column (D) of the table in **■ MIFIDPRU 9.4.2R**; and
- (3) submit the *data item* in (1) before the submission deadline in column (E) of the table in **■ MIFIDPRU 9.4.2R**.

**9.4.2** **R** The following table belongs to **■ MIFIDPRU 9.4.1R**:

(A) <i>Data item</i>	(B) <i>Data item description</i>	(C) <i>Reporting frequency</i>	(D) <i>Reporting reference dates</i>	(E) <i>Submission deadline</i>
MIF006	Group capital test reporting	Quarterly	Last <i>business day</i> : (1) March; (2) June; (3) September; (4) December	20 <i>business days</i> after the reporting reference date

- 9.4.3** **R**
- (1) This *rule* applies where:
    - (a) a *GCT parent undertaking* is a *responsible UK parent*; and
    - (b) **■ MIFIDPRU 2.6.10R(2)(b)(i)** applies in relation to a *subsidiary* of that *responsible UK parent*.
  - (2) Where this *rule* applies, the *responsible UK parent* must submit an additional *data item* under **■ MIFIDPRU 9.4.1R** that shows the position of the *subsidiary* in (1)(b).

**9.4.4** **R** Where a *GCT parent undertaking* is required to submit *data item* MIF006 under **■ MIFIDPRU 9.4.1R** or **■ 9.4.3R**, it must submit that *data item*:



- (1) in the format specified in ■ MIFIDPRU 9 Annex 1R; and
- (2) in accordance with the instructions in ■ MIFIDPRU 9 Annex 2G.

## 9.4.5

**G** Under ■ MIFIDPRU 2.6.11R, a *GCT parent undertaking* may designate:

- (1) a *parent undertaking* in the UK that is part of the *investment firm group*; or
- (2) a *MIFIDPRU investment firm* that is part of the *investment firm group* and that is not a *parent undertaking*;

to submit *data items* to the FCA on behalf of all *GCT parent undertakings* within the same *investment firm group*. However, each *GCT parent undertaking* remains responsible for ensuring the timely submission and accuracy of any *data items* submitted on its behalf.



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## Data items for MIFIDPRU 9

This annex consists of forms which can be found through the following link: [https://www.handbook.fca.org.uk/form/MIFIDPRU\\_9\\_Annex\\_1R\\_20230929.docx](https://www.handbook.fca.org.uk/form/MIFIDPRU_9_Annex_1R_20230929.docx)



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## Guidance notes on data items in MIFIDPRU 9 Annex 1R

This annex consists of guidance which can be found through the following link: [MIFIDPRU\\_9\\_Annex\\_2G\\_20230929.pdf](#)

