

Chapter 15

Notifications to the FCA



15.1 Application

Who?

- 15.1.1 G This chapter applies to every *firm* except that:
 - (1) only ■ SUP 15.10 applies to an *ICVC* or a *UCITS qualifier*; and
 - (2) ■ SUP 15.3.22 D to ■ SUP 15.3.25 D apply only to the *Society*.
- 15.1.2 R The application of this chapter to an *incoming EEA firm* or an *incoming Treaty firm* is set out in ■ SUP 15 Annex 1.
- 15.1.3 G In some cases, the application of provisions set out in ■ SUP 15 Annex 1 depends on whether responsibility is reserved to a *Home State regulator*.
- 15.1.3A G The guidance in ■ SUP 15.13 applies to all *CBTL firms* whether or not they are also *firms*.
- 15.1.3B D The directions and guidance in ■ SUP 15.14 apply to *payment service providers* as set out in that section.

What?

- 15.1.4 R This chapter:
 - (1) applies with respect to the carrying on of both *regulated activities* and *unregulated activities*; and
 - (2) takes into account any activity of other members of a *group* of which the *firm* is a member.
- 15.1.4AR D ■ SUP 15.8 and ■ SUP 15.14 apply with respect to the carrying on of *payment services* and other activities to which the *Payment Services Regulations* apply.

Where?

- 15.1.5 G *Firms* are reminded that, unless expressly stated otherwise, where a *rule* or *guidance* includes a reference to a *firm* this includes all *UK* and overseas branches and representative offices of that *firm*, whether or not those branches or offices carry on any *regulated activities*.

15.1.6 **R** This chapter does not apply to an *incoming ECA provider* acting as such.

SMCR firms
.....

15.1.7 **R** The following apply only to *SMCR firms*:

- (1) ■ SUP 15.2.5G (Purpose); and
- (2) ■ SUP 15.11 (Notification of COCON breaches and disciplinary action).