

Chapter 22

Regulatory references

22.1 Application

General application

- 22.1.1 **R** This chapter applies to all *SMCR firms*.
- 22.1.1A **G** ■ SYSC TP 8.5.1R applies this chapter to certain claims management *firms* that are not *SMCR firms*.

Activities covered

- 22.1.2 **G** This chapter is not limited to *regulated activities* or other specific types of activities.

Territorial scope and overseas firms

- 22.1.3 **R** There is no territorial limitation on the application of this chapter, subject to ■ SYSC 22.1.6R.
- 22.1.4 **G** One effect of ■ SYSC 22.1.3R is that the obligation to provide a reference can apply even if the *employee* worked in an overseas office of the *employer*.
- 22.1.5 **R** [deleted]
- 22.1.6 **R** For an *overseas firm*, ■ SYSC 22.2.2R (Obligation to give references) only applies if the current or former *employee* in question (defined as "P" in ■ SYSC 22.2.2R) is or was an *employee* of its *branch* in the *United Kingdom* and only relates to their activities as such.
- 22.1.7 **R**
- (1) In order to decide whether someone is an *employee* of a *branch*, the *Glossary* definition of *employee* is applied to the *branch* as if the *branch* and the *firm* of which it forms part were separate *firms*.
 - (2) For the purpose of (1), paragraph (4A)(c) of the definition of *employee* (someone employed elsewhere in the *group*) does not apply.