

**PRA RULEBOOK: SOLVENCY II FIRMS: THIRD COUNTRY BRANCHES (WHISTLEBLOWING)
INSTRUMENT 2017**

Powers exercised

- A. The Prudential Regulation Authority (“PRA”) makes this instrument in the exercise of the following powers and related provisions in the Financial Services and Markets Act 2000 (“the Act”):
- (1) section 137G (The PRA’s general rules); and
 - (2) section 137T (General supplementary powers).
- B. The rule-making powers referred to above are specified for the purpose of section 138G (2) (Rule-making instrument) of the Act.

Pre-conditions to making

- C. In accordance with section 138J of the Act (Consultation by the PRA), the PRA consulted the Financial Conduct Authority. After consulting, the PRA published a draft of proposed rules and had regard to representations made.

PRA Rulebook: Solvency II Firms: Third Country Branches (Whistleblowing) Instrument 2017

- D. The PRA makes the rules in the Annex to this instrument.

Commencement

- E. This instrument comes into force on 7 September 2017.

Citation

- F. This instrument may be cited as the PRA Rulebook: Solvency II Firms: Third Country Branches (Whistleblowing) Instrument 2017.

By order of the Prudential Regulation Committee

21 March 2017

Annex

Amendments to Whistleblowing Part

In this Annex, new text is underlined and deleted text is struck through.

Part

WHISTLEBLOWING

Chapter content

- 1. APPLICATION AND DEFINITIONS**
- 2. WHISTLEBLOWING**
- 3. LLOYDS**
- 4. THIRD COUNTRY BRANCHES**

Links

1 APPLICATION AND DEFINITIONS

1.1 Unless otherwise stated, this Part applies to:

- (1) a *UK Solvency II firm*;
- (2) in accordance with Insurance General Application 3, the *Society*, as modified by 3 ~~and~~;
- (3) in accordance with Insurance General Application 3, *managing agents*, as modified by 3; and
- (4) a *third country branch undertaking*, in accordance with 4.

...

2 WHISTLEBLOWING

...

2.5 A *firm* must ensure that nothing in its arrangements prevents or discourages any *worker* from making any disclosure to the *PRA* or the *FCA* before making the disclosure through the channel referred to in 2.1.

...

4 THIRD COUNTRY BRANCHES

4.1 This Chapter only applies to a *third country branch undertaking*.

4.2 2.1 to 2.3 and 2.5 to 2.6 do not apply to a *third country branch undertaking*.

4.3 2.4 applies only in relation to a *third country branch undertaking's workers* in the *UK*.