

Market Bulletin

Ref: Y5218

Title	Non-XIS Overseas Business Return (Canada, Australia, South Africa, Switzerland and New Zealand)
Purpose	Instructions for submission of returns to capture data processed outside of XIS and LDR
Type	Scheduled
From	Leslie Redmond, Manager, Overseas Reporting, Market Finance Direct Tel No: +44 (0)20 7327 5490 E-mail: leslie.redmond@lloyds.com
Date	30 November 2018
Deadline	9 January 2019
Related links	SecureStore Market Bulletin Y4843 - Lloyd's Overseas Fining Policy

Please copy this bulletin to those within your organisation who are responsible for completing and reviewing the returns for overseas business processed outside of XIS and LDR (Non-XIS overseas business).

The date for submission of these returns is 9 January 2019. They must be submitted electronically using SecureStore.

Failure by any one syndicate to provide data by this deadline jeopardises Lloyd's ability to meet external regulators' deadlines for the entire market. Hence, these returns are subject to the Lloyd's Overseas Returns Fining Policy (see Market Bulletin Y4843, dated 1 December 2014.)

For all territories only provide data which has not and will not be processed through XIS or LDR.

We will take action against agents that miss this deadline. Agents should bear this in mind when planning the completion and submission of the required forms.

Where a Managing Agent has reason to believe that it may be unable to meet the due date it must contact us at the earliest opportunity in advance of the deadline to discuss the matter. Failure to do so will be a factor Lloyd's will take into account in deciding whether a fine is appropriate.

In addition to any fines the overseas regulators may impose, Lloyd's may at its discretion impose a fine in respect of returns which are submitted by the deadline but are either inaccurate or incomplete. In deciding whether to exercise that discretion, the Market Supervision and Review Committee (MSARC) will have regard to whether the Managing Agent itself identified the inaccuracy and brought the matter to Lloyd's attention at the earliest opportunity.

Where Lloyd's is satisfied that a fine is appropriate then the following fining regime will be implemented in respect of the late submission of a return other than where MSARC is satisfied that an alternative fine is appropriate:

Per return per syndicate – flat fine	£5,000
Per return per syndicate – additional fine per working day late	£1,000

Persistent delays will lead to further disciplinary action. These levels of fines will be annually reviewed.

Recalculation of Lloyd's Canadian, Australian and South African Trust Funds, Swiss Bound Assets and reporting of Lloyd's New Zealand regulated business – 31 December 2018

The funding requirements for the Lloyd's Canada Trust Fund (LCTF), Lloyd's Australia Trust Fund (LAusTF), Lloyd's South African Trust Fund (LSATF) and Lloyd's Swiss Bound Assets will be recalculated as at 31 December 2018. Furthermore, the valuation of Lloyd's New Zealand regulated liabilities will be recalculated to be reported as at 31 December 2018. Any business not processed through XIS or captured by Lloyd's Direct Reporting (LDR), for any class underwritten in any of these territories must be recorded on the forms available for download at the link above, in accordance with the instructions attached at Appendix 1.

All data must be in original currency. Please ensure that any currencies reported are shown as a 3 letter alphanumeric currency code based on ISO 4217 e.g. AUD, CAD GBP, USD, ZAR, CHF, NZD.

Instructions

Full instructions for each territory are available in SecureStore under "shared files" in the Non-XIS section. There has been a change to the instructions for the Q4 2018 Non-XIS returns. The returns must be approved, signed and dated, on behalf of the directors of the underwriting agent, by the finance director and by the compliance officer or another director of the managing agent. Each person must only sign in one capacity. This replaces the previous requirement for only one director to sign the returns. The signatories page on the return templates available in SecureStore have been updated accordingly to reflect this change.

Please check the correctness of the data prior to submission as resubmissions after the deadline will be regarded as late.

If you have any queries on Canada, please contact Kishan Patel Lloyd's extension +44 (0)20 7327 5080. For queries on Switzerland or New Zealand, please contact Catriona Geraghty Lloyd's extension +44 (0)20 7327 6109. For queries on South Africa or Australia please contact me on Lloyd's extension +44 (0)20 7327 5490 or Jennifer Buglass on +44 (0)20 7327 6734.

Nil returns are only required if you submitted figures last quarter and now have no data to report.

Further information on Lloyd's overseas trading arrangements is available on Crystal (see www.lloyds.com/crystal).

General queries relating to Lloyd's trading arrangements in these territories should be addressed to:

Lloyd's International Trading Advice
Ground Floor
Underwriting Room
Telephone: 020 7327 6677
Email: LITA@lloyds.com
www.lloyds.com

Leslie Redmond
Manager, Overseas Reporting
Market Finance