*WELCOME PROGRAMME*

*Pre-authorisation Form*

**

|  |  |
| --- | --- |
|  | **Company Data** |
| **Name** |  |
| **Address** |  |
| **FCA Authorisation number** |  |
|  |  |
| **Contact details** |  |
| **Name, email and telephone number** |  |
|  |  |
| **Overall description of the project in Spain** |  |

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | **Current Scope of Activities** | | | | **Target Scope of Activities in Spain** | | | |
| **Scope of the authorisation** | **MIFID** | **UCITS** | **AIFM** | | **MIFID** | **UCITS** | **AIFM** | |
|  |  |  | |  |  |  | |
| **MIFID ACTIVITIES** |  | | | |  | | | |
| **List of Investment services and activities** | Reception and transmission of orders in relation to one or more financial instruments | | |  | Reception and transmission of orders in relation to one or more financial instruments | | |  |
| Execution of orders on behalf of clients | | |  | Execution of orders on behalf of clients | | |  |
| Dealing on own account | | |  | Dealing on own account | | |  |
| Portfolio management | | |  | Portfolio management | | |  |
| Investment advice | | |  | Investment advice | | |  |
| Underwriting of financial instruments and/or placing of financial instruments on a firm commitment basis | | |  | Underwriting of financial instruments and/or placing of financial instruments on a firm commitment basis | | |  |
| Placing of financial instruments without a firm commitment basis | | |  | Placing of financial instruments without a firm commitment basis | | |  |
| Operation of Multilateral Trading Facilities | | |  | Operation of Multilateral Trading Facilities | | |  |
| **List of Ancillary services** | Safekeeping and administration of financial instruments for the account of clients, including custodianship and related services such as cash/collateral management | | |  | Safekeeping and administration of financial instruments for the account of clients, including custodianship and related services such as cash/collateral management | | |  |
| Granting credits or loans to an investor to allow him to carry out a transaction in one or more financial instruments, where the firm granting the credit or loan is involved in the transaction | | |  | Granting credits or loans to an investor to allow him to carry out a transaction in one or more financial instruments, where the firm granting the credit or loan is involved in the transaction | | |  |
| Advice to undertakings on capital structure, industrial strategy and related matters and advice and services relating to mergers and the purchase of undertakings | | |  | Advice to undertakings on capital structure, industrial strategy and related matters and advice and services relating to mergers and the purchase of undertakings | | |  |
| Foreign exchange services where these are connected to the provision of investment services | | |  | Foreign exchange services where these are connected to the provision of investment services | | |  |
| Investment research and financial analysis or other forms of general recommendation relating to transactions in financial instruments | | |  | Investment research and financial analysis or other forms of general recommendation relating to transactions in financial instruments | | |  |
| Services related to underwriting issues or placements of financial instruments | | |  | Services related to underwriting issues or placements of financial instruments | | |  |
| Investment services and activities and ancillary services related to the underlying of the derivatives included under Section C – 5, 6, 7 and 10 of Annex I of MIFID- where these are connected to the provision of investment or ancillary services | | |  | Investment services and activities and ancillary services related to the underlying of the derivatives included under Section C – 5, 6, 7 and 10 of Annex I of MIFID- where these are connected to the provision of investment or ancillary services | | |  |
| **List of Financial instruments** | Transferable securities (UCITS and AIF included) | | |  | Transferable securities (UCITS and AIF included) | | |  |
| Options, futures, swaps, forward rate agreements and any other derivative contract relating to securities, currencies, interest rates or yields, or other derivative financial instruments, financial indices or financial measures which may be settled physically or in cash | | |  | Options, futures, swaps, forward rate agreements and any other derivative contract relating to securities, currencies, interest rates or yields, or other derivative financial instruments, financial indices or financial measures which may be settled physically or in cash | | |  |
| Options, futures, swaps, forward rate agreements and any other derivative contracts relating to commodities that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event). | | |  | Options, futures, swaps, forward rate agreements and any other derivative contracts relating to commodities that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event). | | |  |
| Options, futures, swaps, and any other derivative contract relating to commodities that can be settled by physical delivery provided that they are traded on a regulated market and/or a multilateral trading facility (MTF). | | |  | Options, futures, swaps, and any other derivative contract relating to commodities that can be settled by physical delivery provided that they are traded on a regulated market and/or a multilateral trading facility (MTF). | | |  |
| Options, futures, swaps, forward rate agreements and any other derivative contracts relating to commodities that can be settled by physical delivery not otherwise mentioned in the preceding section of this article and not being for commercial purposes, which have the characteristics of other derivative financial instruments, having regard, inter alia, to whether they are cleared and settled through recognised clearing houses or are subject to regular margin calls. | | |  | Options, futures, swaps, forward rate agreements and any other derivative contracts relating to commodities that can be settled by physical delivery not otherwise mentioned in the preceding section of this article and not being for commercial purposes, which have the characteristics of other derivative financial instruments, having regard, inter alia, to whether they are cleared and settled through recognised clearing houses or are subject to regular margin calls. | | |  |
| Derivative instruments for the transfer of credit risk. | | |  | Derivative instruments for the transfer of credit risk. | | |  |
| Financial contracts for differences. | | |  | Financial contracts for differences. | | |  |
| Options, futures, swaps, forward rate agreements and any other derivative contracts relating to climatic variables, freight rates, emission allowances or inflation rates or other official economic statistics that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event), as well as any other derivative contracts relating to assets, rights, obligations, indices and measures not otherwise mentioned in the preceding sections of this article, which have the characteristics of other derivative financial instruments, having regard, inter alia, to whether they are traded on a regulated market or an MTF, are cleared and settled through recognised clearing houses or are subject to regular margin calls | | |  | Options, futures, swaps, forward rate agreements and any other derivative contracts relating to climatic variables, freight rates, emission allowances or inflation rates or other official economic statistics that must be settled in cash or may be settled in cash at the option of one of the parties (otherwise than by reason of a default or other termination event), as well as any other derivative contracts relating to assets, rights, obligations, indices and measures not otherwise mentioned in the preceding sections of this article, which have the characteristics of other derivative financial instruments, having regard, inter alia, to whether they are traded on a regulated market or an MTF, are cleared and settled through recognised clearing houses or are subject to regular margin calls | | |  |
| **UCITS ACTIVITIES** |  | | | |  | | | |
|  | Management of UCITS: portfolio management. | | |  | Management of UCITS: portfolio management. | | |  |
| Management of UCITS: administration | | |  | Management of UCITS: administration | | |  |
| Management of UCITS: marketing | | |  | Management of UCITS: marketing | | |  |
| Management of portfolios of investments, including those owned by pension funds, in accordance with mandates given by investors on a discretionary, client-by-client basis, where such portfolios include one or more of the instruments listed in Annex I, Section C to Directive 2004/39/EC | | |  | Management of portfolios of investments, including those owned by pension funds, in accordance with mandates given by investors on a discretionary, client-by-client basis, where such portfolios include one or more of the instruments listed in Annex I, Section C to Directive 2004/39/EC | | |  |
| Investment advice concerning one or more of the instruments listed in Annex I, Section C to Directive 2004/39/EC | | |  | Investment advice concerning one or more of the instruments listed in Annex I, Section C to Directive 2004/39/EC | | |  |
| Safekeeping and administration in relation to units of collective investment undertakings | | |  | Safekeeping and administration in relation to units of collective investment undertakings | | |  |
| **AIFM ACTIVITIES** |  | | | |  | | | |
|  | Management of AIF: portfolio management. | | |  | Management of AIF: portfolio management. | | |  |
| Management of AIF: risk management. | | |  | Management of AIF: risk management. | | |  |
| Management of AIF: administration | | |  | Management of AIF: administration | | |  |
| Management of AIF: marketing | | |  | Management of AIF: marketing | | |  |
| Management of AIF: activities related to the assets of AIFs, namely services necessary to meet the fiduciary duties of the AIFM, facilities management, real estate administration activities, advice to undertakings on capital structure, industrial strategy and related matters, advice and services relating to mergers and the purchase of undertakings and other services connected to the management of the AIF and the companies and other assets in which it has invested. | | |  | Management of AIF: activities related to the assets of AIFs, namely services necessary to meet the fiduciary duties of the AIFM, facilities management, real estate administration activities, advice to undertakings on capital structure, industrial strategy and related matters, advice and services relating to mergers and the purchase of undertakings and other services connected to the management of the AIF and the companies and other assets in which it has invested. | | |  |
| Management of portfolios of investments, including those owned by pension funds and institutions for occupational retirement provision in accordance with Article 19(1) of Directive 2003/41/EC, in accordance with mandates given by investors on a discretionary, client-by-client basis | | |  | Management of portfolios of investments, including those owned by pension funds and institutions for occupational retirement provision in accordance with Article 19(1) of Directive 2003/41/EC, in accordance with mandates given by investors on a discretionary, client-by-client basis | | |  |
| Investment advice | | |  | Investment advice | | |  |
| Safekeeping and administration in relation to shares or units of collective investment undertakings | | |  | Safekeeping and administration in relation to shares or units of collective investment undertakings | | |  |
| Reception and transmission of orders in relation to financial instruments. | | |  | Reception and transmission of orders in relation to financial instruments. | | |  |
| **Clients addressed** | Retail clients | | |  | Retail clients | | |  |
| Professional clients | | |  | Professional clients | | |  |
| Eligible counterparties | | |  | Eligible counterparties | | |  |
| **EU Passports** |  | | | |  | | | |
| **Main business plan figures (i.e. expected number and type of clients, volume of transactions/orders, assets under management…)** |  | | | |  | | | |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | **INFORMATION ON CAPITAL AND SHAREHOLDERS** | | | |
|  | **Current data** | **Envisaged data in Spain** | | |
| **Capital amount** |  |  | | |
| **Identity of shareholders or members, whether direct or indirect, natural or legal persons, with qualifying holdings**  **(if the shareholder is a financial institution, the information should be provided only relating that company)** | Name:………………….…….  % of holding (indicating direct/indirect):…………….. | Name:………………….…….  % of holding (indicating direct/indirect):………..…… | Suitability already assessed by the FCA or another EU competent authority | Date of assessment: |
| In other case, suitability assessed by the applicant for the authorisation |  |
| Name:………………………  % of holding (indicating direct/indirect):………..…… | Name:………………….…….  % of holding (indicating direct/indirect):………..…… | Suitability already assessed by the FCA or another EU competent authority | Date of assessment: |
| In other case, suitability assessed by the applicant for the authorisation |  |
| Name:………………….…….  % of holding (indicating direct/indirect):………..…… | Name:………………….…….  % of holding (indicating direct/indirect):………..…… | Suitability already assessed by the FCA or another EU competent authority | Date of assessment: |
| In other case, suitability assessed by the applicant for the authorisation |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **INFORMATION ON MANAGEMENT BODY AND PERSONS MANAGING THE BUSINESS (CEO)** | | | | | |
| **Current members** | | **Envisaged members in Spain** | | | |
| Name | Position held | Name | Position to be appointed | Suitability already assessed by the FCA or another EU competent authority | In other case, suitability assessed by the applicant for the authorisation |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **INFORMATION ON MANAGEMENT BODY AND PERSONS MANAGING THE BUSINESS (CEO) of the INVESTMENT FIRM CONTROLLING COMPANY** | | | | | |
| **Current members** | | **Envisaged members in Spain** | | | |
| Name | Position held | Name | Position to be appointed | Suitability already assessed by the FCA or another EU competent authority | In other case, suitability assessed by the applicant for the authorisation |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | **INFORMATION ON THE ORGANISATION OF THE FIRM** | | | | | |
|  | **Current data** | | **Targeted data in Spain** | | | |
| **Number of employees** |  | |  | | | |
| **Organisational structure** (comprising human and technical resources allocated to the various planned activities; systems and risk controls where the company is engaged in algorithmic trading and/or provide direct electronic access) | Approved by the FCA: | | Same one that has been approved by the FCA:  Other (according to Spanish legislation on the matter): | | | |
| **Services, functions and activities subcontracted or outsourced** |  | |  | | | |
| **Heads of internal control functions (compliance, risk management and internal audit)** | Name | Control function held | Name | Control function for which will be appointed | Suitability already assessed by the FCA or another EU competent authority | In other case, suitability assessed by the applicant for the authorisation |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |
|  |  |  |  | Date of assessment: |  |
| **Method for calculation the own funds requirements stated in Regulation (EU) No 575/2013** | Standardised methods:  Internal methods approved by the UK competent authority: | | Standardised methods:  Internal methods (same ones that have been approved by the UK competent authority ): | | | |
| **Manual on prevention of money laundering and financing of terrorism** | Approved by the UK competent authority: | | Same one that has been approved by the UK competent authority:  Other (according to Spanish law on prevention ofmoney laundering and financing of terrorism): | | | |
| **Internal rules of conduct** | Approved by the FCA, if applicable by UK regulation: | | Same one that has been approved by the FCA:  Other (according to Spanish legislation on the matter): | | | |

|  |  |
| --- | --- |
|  | **List of documents that could be considered not to be attached to the application for authorisation as are the same ones that have already been filed with and approved by the FCA or by the UK competent authority** |
| **Information to assess the suitability of the management body and persons managing the business of the firm and of its controlling company**  **(only applicable to “approved persons” by the FCA which current status at the FCA webpage is “Active”)** | Information on knowledge and experience  Information on business and professional repute  Official certificate issued by UK authorities regarding  criminal records  Information on governance |
| **Information to assess the suitability of heads of compliance, risk and internal audit functions**  **(only applicable to “approved persons” by the FCA which current status at the FCA webpage is “Active”)** | Information on knowledge and experience  Information on business and professional repute  Official certificate issued by UK authorities regarding  criminal records |
| **Information to assess the suitability of persons which will hold a direct or indirect qualifying holding in the company** | Information on Reputation (Integrity, professional competence)    Information on its financial soundness |
| **Organisational structure** | If the organisational structure of the Spanish Company is projected to be the same as the one of the UK Company approved by the FCA, at the time of application for authorisation in Spain, the applicant will only provide an organisational chart, indicating number of employees assigned to each Department, indicating as well if it is an internal or outsourced Department |
| **Manual on prevention of money laundering and financing of terrorism[[1]](#footnote-1)** |  |
| **Internal rules of conduct** |  |
| **Other documents/information reported to and approved by the FCA which the applicant for authorisation would deem should not be included in the Spanish application** |  |

1. Subject to the approval of the Spanish Authority on Money Laundering (SEPBLAC). [↑](#footnote-ref-1)