

*Status: Point in time view as at 01/04/1996.*

**Changes to legislation:** Insurance Companies Act 1982 (repealed), Cross Heading: Gibraltar is up to date with all changes known to be in force on or before 31 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

## SCHEDULES

### [<sup>F1</sup>SCHEDULE 2F]

#### RECOGNITION IN THE UNITED KINGDOM OF EC AND EFTA COMPANIES]

##### Textual Amendments

**F1** Sch. 2F inserted (1.7.1994) by S.I. 1994/1696, reg. 45(2), Sch. 6

##### Modifications etc. (not altering text)

**C1** Sch. 2F: Power to contract out certain functions conferred (18.11.1998) by S.I. 1998/2842, arts. 2, 3, Sch. Pt. I para. 60

#### PART IV

#### SUPPLEMENTAL

##### *Gibraltar*

- 27 (1) Except in its application to a Gibraltar company, this Schedule shall apply as if Gibraltar were part of the United Kingdom.
- (2) In this paragraph and paragraphs 28 and 29 below “Gibraltar company” means an insurance company whose head office is in Gibraltar.
- 28 (1) Where, in the case of an EC company which is not a Gibraltar company, Gibraltar requirements corresponding to those of paragraph 1 above have been complied with in respect of a branch, the requirements of that paragraph, and those of paragraph 2 above, shall not apply in respect of that branch.
- (2) Where, in the case of an EC company which is not a Gibraltar company, Gibraltar requirements corresponding to those of paragraph 4 above have been complied with in respect of a branch, the requirements of that paragraph, and those of paragraph 5 above, shall not apply in respect of that branch.
- (3) Where, in the case of an EC company which is not a Gibraltar company, Gibraltar requirements corresponding to those of paragraph 8 have been complied with in respect of the provision of any insurance, the requirements of that paragraph, and those of paragraph 9 above, shall not apply in respect of the provision of that insurance.
- (4) Where, in the case of an EFTA company, Gibraltar requirements corresponding to those of paragraph 18 have been complied with in respect of the provision of

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any insurance, the requirements of that paragraph shall not apply in respect of the provision of that insurance.

- (5) In this paragraph “Gibraltar requirements” means requirements imposed under any provision of the law of Gibraltar.
- 29 (1) Where, in the case of an EC company which is not a Gibraltar company—
- (a) the requirements of paragraph 1 or 4 above are complied with in respect of a branch; and
  - (b) the requisite details for the purposes of that paragraph indicate that the company intends to carry on insurance business in Gibraltar,
- the Secretary of State shall send to the supervisory authority in Gibraltar a notice which contains those details.
- (2) Where, in the case of an EC company which is not a Gibraltar company—
- (a) the requirements of paragraph 2 or 5 above are complied with in respect of a branch; and
  - (b) the changes in requisite details for the purposes of that paragraph indicate that the company intends to carry on insurance business in Gibraltar,
- the Secretary of State shall send to the supervisory authority in Gibraltar a notice which contains details of the changes.
- (3) Where, in the case of an EC company which is not a Gibraltar company, the requirements of paragraph 8 above are complied with in respect of the provision of any insurance, the Secretary of State shall send to the supervisory authority in Gibraltar a notice which contains the requisite details for the purposes of that paragraph.
- (4) Where, in the case of an EFTA company, the requirements of paragraph 18 above are complied with in respect of the provision of any insurance, the Secretary of State shall send to the supervisory authority in Gibraltar a notice which contains the requisite details for the purposes of that paragraph.

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