

**Changes to legislation:** The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, PART II is up to date with all changes known to be in force on or before 30 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)

## SCHEDULE 1

### CONTRACTS OF INSURANCE

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

- C1** Sch. 1 applied in part (1.12.2001) by [The Financial Services and Markets Act 2000 \(Financial Promotion\) Order 2001 \(S.I. 2001/1335\)](#), **art. 10(2)**, reg. 1(2); S.I. 2001/3538, art. 2(1)
- C1** Sch. 1 applied in part (1.12.2001) by [The Financial Services and Markets Act 2000 \(Financial Promotion\) Order 2001 \(S.I. 2001/1335\)](#), **art. 25(2)**, reg. 1(2); S.I. 2001/3538, art. 2(1)

## PART II

### CONTRACTS OF LONG-TERM INSURANCE

#### Life and annuity

**I.** Contracts of insurance on human life or contracts to pay annuities on human life, but excluding (in each case) contracts within paragraph III.

#### Marriage and birth

**II.** Contract of insurance to provide a sum on marriage [<sup>F1</sup>or the formation of a civil partnership] or on the birth of a child, being contracts expressed to be in effect for a period of more than one year.

#### Textual Amendments

- F1** Words in Sch. 1 Pt. II para. 2 inserted (5.12.2005) by [The Civil Partnership Act 2004 \(Amendments to Subordinate Legislation\) Order 2005 \(S.I. 2005/2114\)](#), reg. 1, **Sch. 16 para. 1(5)**

#### Linked long term

**III.** Contracts of insurance on human life or contracts to pay annuities on human life where the benefits are wholly or partly to be determined by references to the value of, or the income from, property of any description (whether or not specified in the contracts) or by reference to fluctuations in, or in an index of, the value of property of any description (whether or not so specified).

#### Permanent health

**IV.** Contracts of insurance providing specified benefits against risks of persons becoming incapacitated in consequence of sustaining injury as a result of an accident or of an accident of a specified class or of sickness or infirmity, being contracts that—

- (a) are expressed to be in effect for a period of not less than five years, or until the normal retirement age for the persons concerned, or without limit of time; and
- (b) either are not expressed to be terminable by the insurer, or are expressed to be so terminable only in special circumstances mentioned in the contract.

#### Tontines

**V.** Tontines.

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## Capital redemption contracts

**VI.** Capital redemption contracts, where effected or carried out by a person who does not carry on a banking business, and otherwise carries on a regulated activity of the kind specified by article 10(1) or (2).

## Pension fund management

### **VII.**

- (a) Pension fund management contracts, and
- (b) pension fund management contracts which are combined with contracts of insurance covering either conservation of capital or payment of a minimum interest,

where effected or carried out by a person who does not carry on a banking business, and otherwise carries on a regulated activity of the kind specified by article 10(1) or (2).

## Collective insurance etc.

**VIII.** Contracts of a kind referred to in [<sup>F2</sup>Article 2(3)(b)(v) of the Solvency 2 Directive].

### **Textual Amendments**

**F2** Words in Sch. 1 Pt. II para. 8 substituted (1.1.2016) by [The Solvency 2 Regulations 2015 \(S.I. 2015/575\)](#), reg. 1(2), [Sch. 2 para. 11\(5\)\(a\)](#)

## Social insurance

**IX.** Contracts of a kind referred to in [<sup>F3</sup>Article 2(3)(c) of the Solvency 2 Directive].

### **Textual Amendments**

**F3** Words in Sch. 1 Pt. II para. 9 substituted (1.1.2016) by [The Solvency 2 Regulations 2015 \(S.I. 2015/575\)](#), reg. 1(2), [Sch. 2 para. 11\(5\)\(b\)](#)

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