

Statements for an account

10. (1) The *account provider* must issue a statement for the *account*—
- (a) annually, and
 - (b) where an *account* is transferred to another *account provider* under regulation 21, as at the transfer date.
- (2) The statement date, **except in a case mentioned in paragraph (1)(b)**, must be—
- (a) any date not more than 61 days before or after *the named child's* birthday, and
 - (b) not more than 12 months from the previous statement date.
- (3) The statement shall be sent—
- (a) where *the named child* is the *registered contact*, to the *child*,
 - (b) where a *responsible person* is the *registered contact*, to *the named child* care of the *registered contact*,
 - (c) where the Official Solicitor or Accountant of Court has been appointed under section 3(10) of *the Act*, to the Official Solicitor or Accountant of Court, on behalf of the *child*, and
 - (d) in any other case, to *the named child*,
- within 30 days of the statement date.
- (4) Statements shall include the following information—
- (a) the full name of the *child*;
 - (b) his address;
 - (c) his date of birth;
 - (d) his unique reference number;
 - (e) the *description* of the *account* (see regulation 4);
 - (f) the name of the *registered contact* (if any);
 - (g) the statement date;
 - (h) the total *market value* of the *investments under the account* at the previous statement date (where the *account provider* held the *account* at *the named child's* previous birthday);
 - (i) the amount of any Government contributions (see regulation 7) received by the *account provider*, during the period between—
 - (i) the previous statement date referred to in paragraph (1)(a) or (b), or the opening of the *account* (whichever is the later), and
 - (ii) the statement date;
 - (j) the aggregate amount of *subscriptions* (if any) received during the period in subparagraph (i);
 - (k) the total amount of deductions (including management charges) made during the period in subparagraph (i);
 - (l) the total *market value* of the *investments under the account* at the statement date;
 - (m) the number or amount, *description* and *market value* of each of the *investments under the account* at the statement date;
 - (n) the basis used in calculating the *market value* of each investment under the *account* (together with a statement of any change from a basis used in the previous statement); and
 - (o) the exchange rate used where any investment is, or is denominated in, a currency other than sterling.

10. (5) As an alternative to the information in paragraph (4)(k), the statement may include, in relation to any management charges or other incidental expenses deducted from the *account* during the period in paragraph (4)(i)—
- (a) the rate, expressed as an annual percentage rate, at which, and the period in relation to which, such deductions were made, or
 - (b) where such deductions were made in relation to different periods at different rates—
 - (i) each rate, expressed as an annual percentage rate, at which those deductions were made; and
 - (ii) the period in relation to which they were made at that rate.
- (6) For any account where, at a statement date—
- [(a) the aggregate market value of the account investments held under the account is less than £300; or
 - (b) no subscriptions under regulation 9 have been made to the account, between the previous statement date for the account (whether or not a statement was then issued) and the current statement date;]

the requirement in paragraphs (1) and (2)(b) to issue a statement annually shall be modified by substituting a requirement to issue a statement in relation to the child's fourth, tenth and sixteenth birthdays, unless any potential recipient of the statement (see paragraph (3)) requests an annual statement."

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Account provider – qualifications and Board's approval

14. (1) This regulation specifies the circumstances ("*qualifying circumstances*") in which a person may be approved by *the Board* as an *account provider*.
- (2) The *qualifying circumstances* are the following—
- (a) the person must make an application to *the Board* for approval in a form specified by *the Board*;
 - (b) the person must undertake with *the Board*—
 - (i) to either offer *stakeholder accounts* to the general public (whether or not accounts of another *description* are offered), or to fulfil the requirements in paragraph (3),
 - (ii) to accept vouchers from any *responsible person* or the *child* if 16 or over (subject to paragraph (ia) and regulation 13(8)),
 - (ia) in the case of a *credit union*, to accept vouchers from any *responsible person* or the *child* if 16 or over, if the *child* to which the voucher relates is a member, or fulfils or is treated as fulfilling a qualification for admission to membership, of the *credit union* (subject to regulation 13(8)),
 - (iii) where the person accepts Revenue allocated accounts, to allow instructions for their management to be made or given by post (whether or not other methods are allowed),
 - (iv) to publicise (and up-date where appropriate) statements of the minimum amount which may be subscribed to an *account* on a single occasion, and the permitted means of payment of *subscriptions*,
 - (v) to inform persons proposing to make *subscriptions* to an *account* (other than *the named child*) that the subscription is a gift to the *child*,
 - (vi) to publicise (and up-date where appropriate) statements of the extent to which social, environmental or ethical decisions are taken into account in selecting, retaining or realising investments,
 - (vii) that a *child's* unique reference number shall only be used for the purposes of the *child's account* (and of fulfilling the requirements of these Regulations with regard to that *account*), and
 - (viii) that whether there is an *initial contribution* or *special contribution* to an *account*, whether there is a *supplementary contribution* to the *account*, and whether the *account* is a Revenue allocated *account* is information held for the purposes mentioned in paragraph (vii) only, and shall not be used for other purposes (including marketing other products);
 - (c) the person must demonstrate to the satisfaction of *the Board* that the person can correctly operate the procedures in regulation 30;
 - (d)

14. (2)
continued

- (d) an *account provider* must be—
- (i) an authorised person within the meaning of section 31(1)(a) or (c) of, or Schedule 5 to, the Financial Services and Markets Act 2000⁵⁰, who has permission to carry on one or more of the activities specified in Articles 14, 21, 25, 37, 40, 45, 51, 53 and (in so far as it applies to any of those activities) 64 of the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001⁵¹, but excluding any person falling within paragraph (iv) below;
 - (ii) a *European institution* which carries on one or more of those activities;
 - (iia) in the case of a *credit union*, an authorised person within the meaning of section 31(1)(a) of the Financial Services and Markets Act 2000⁵⁰, who has permission to carry on one or more of the activities specified in Article 5 of the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001⁵¹;
 - (iii) a *building society* or a person falling within section 991 of *ITA 2007* (including for this purpose a *credit union*); or
 - (iv) an insurance company within the meaning given by section 431(2) of *the Taxes Act*, an *incorporated friendly society* or a *registered friendly society*, or any other *assurance undertaking*;
- (e) an *account provider* must not be prevented from acting as such by any limitation or requirement imposed under section 42 or 43 of *FISMA 2000*⁵², or by any prohibition or prohibition order in or made under that Act; and
- (f) an *account provider* who—
- (i) is a *European institution* or a *relevant authorised person* and who does not have a branch or business establishment in the United Kingdom, or has such a branch or business establishment but does not intend to carry out all his functions as an *account provider* at that branch or business establishment, or
 - (ii) falls within the expression “any other *assurance undertaking*” in sub-paragraph (d)(iv), must fulfil one of the three requirements specified in regulation 15.
- (3) The requirements in this paragraph are that the person provides to any potential applicant for a *child trust fund* (before commencement of completion of any application under regulation 13)—
- (a) a statement that a *stakeholder account* is available from a named alternative *account provider* who offers it on the terms in paragraph (2)(b)(i) (omitting the words from “, or to” to the end);
 - (b) a detailed *description* of that *stakeholder account*; and
 - (c) sufficient information (according to the method of communication used, and including documentation where appropriate) to put the potential applicant in the position to make an application to that alternative *account provider*, complying with regulation 13.
- (4) The terms of *the Board's* approval may include conditions designed to ensure that the provisions of these Regulations are satisfied.
- (5) Where an undertaking has been given under paragraph (2)(b)(ii) or (iia), the account provider may give the Board 30 days' notice of its intention to replace that undertaking with one under which the account provider agrees not to accept vouchers, or open accounts, from the date the notice expires.

⁵⁰ 2000 c. 8.

⁵¹ S.I. 2001/544.

⁵² 2000 c. 8.