

**Notification of the use of the electronic communications exclusion under the Payment Services Regulations 2017**

**Legal name of service provider**

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**Important information you should read before completing this form**

The FCA processes personal data in line with the requirements of The General Data Protection Regulation (EU) 2016/679 and the Data Protection Act 2018. For further information about the way we use the personal data collected in this form, please read our privacy notice available on our website: [www.fca.org.uk/privacy](http://www.fca.org.uk/privacy).

 **It is important that you provide accurate and complete information and disclose all relevant information. If you do not, you may be committing a criminal offence.**

**Terms in this form**

In this form the FCA uses the following terms:

* ‘**electronic communications exclusion**’ refers to the provisions of paragraph 2(l) of Schedule 1 to the PSRs , read alongside the definition of “payment service” in regulation 2(1) of the PSRs;
* ‘**FCA**’, ‘**we**’, ‘**our**’, or ‘**us**’ refers to the Financial Conduct Authority
* ‘**PSRs**  ‘ refers to the Payment Services Regulations 2017
* ‘**regulation**’ refers to the relevant provision of the PSRs unless otherwise specified
* ‘**service provider**’ refers to the business or entity notifying the FCA that it is providing payment services of a type falling within the electronic communications exclusion
* ‘**you**’ refers to the individual completing this notification form who has the authority to do so on behalf of the service provider

**Purpose of this form**

This notification form sets out the information that must be submitted by a service provider that is providing or is intending to provide services for payment transactions falling within paragraph 2(l) of Schedule 1 of the PSRs. Further instructions on completing and submitting this form are available on our website ( <https://www.fca.org.uk/firms/electronic-communications-exclusion> ) in the Direction relating to this notification. Please refer to the FCA’s Perimeter Guidance Manual (PERG 15.5) for further information about the scope of the electronic communications exclusion.

**If the FCA determines that the notified service falls within the electronic communications exclusion, information provided in this notification will form the basis of the entry on the FCA Financial Services Register under regulation 4(1)d of the PSRs 2017.**

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| 1 | About the service provider |

 **1.1 Registered office (if applicable) or head office address**

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| Head office address |       |
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| Postcode |       |

 **1.2 Place of incorporation or formation**

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 **1.3 Does the service provider have a registered number eg Companies House number? (if registered outside of the UK give the equivalent reference number)**

[ ]  No

[ ]  Yes4Please provide details below.

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 **1.4 Is the service provider authorised and regulated by the FCA or another regulator for financial services?**

[ ]  No

[ ]  Yes4Please provide details below.

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| Regulator |       |

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| FRN number or equivalent |       |

 **1.5 Is this a notification that the service provider has ceased to provide services falling within the electronic communications exclusion (and should be removed from the register)?**

[ ]  No4Continue to Question 1.6

[ ]  Yes4When did the provider cease to provide the services? (dd/mm/yyyy)

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You do not need to complete any further sections if this is a notification that the service provider has ceased to provide services.

 **1.6 Has the service provider previously submitted a notification of the use of the electronic communications exclusion to a competent authority in another member state?**

[ ]  No

[ ]  Yes4Please provide details below.

Date submitted

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Member State

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Competent authority

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 **1.7 Has the service provider previously submitted a services notification (detailing the types of services provided) to the FCA?**

[ ]  Yes

[ ]  No4Continue to Section 2. Please note that if this is your first services notification you do not need to complete Section 3 or submit an auditor’s opinion alongside this form. Please refer to the Direction relating to this notification for guidance on when the audit opinion becomes due https://www.fca.org.uk/firms/electronic-communications-exclusion

 **1.8 Have the services changed in any material respect since the last notification?**

[ ]  No4Continue to Section 3.

[ ]  Yes4Please give details of the change(s) below and complete Section 2 (in respect of the new or changed services only) and, where relevant, Section 3.

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| 2 | Description of electronic communication service(s) |

 **2.1 Please select the type of service(s) that the service provider provides**

[ ]  ‘Electronic communication network’ as defined in regulation 2(1) of [the](file:///C%3A%5CUsers%5Ckdulieu%5CDownloads%5Cthe) PSRs

[ ]  ‘Electronic communication service’ as defined in regulation 2(1) of the PSRs

[ ]  Other4Please provide a description of the service provider’s main business activities.

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 **2.2 Name of service that result in the payment transactions that are considered to be excluded**

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 **2.3 Are the payment transactions to which this notification relates for the purchase of digital content and voice-based services, regardless of the device used for the purchase or consumption of the digital content, and charged to the related bill?**

[ ]  No

[ ]  Yes 4 Please provide a brief description of what those goods or services are under the relevant headings.

**Digital content**

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**Voice-based services**

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 **2.4 Are the payment transactions to which this notification relates performed from or via an electronic device and charged to the related bill for the purchase of tickets or for donations to organisations which are registered or recognised as charities by public authorities, whether in the United Kingdom or elsewhere?**

[ ]  No

[ ]  Yes 4 Please provide a brief description of what those goods or services are under the relevant headings.

**Charitable activities**

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**Tickets**

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 **2.5 Is the service provider already providing the services?**

[ ]  Yes

[ ]  No4Please specify the date on which it expects to begin providing the services (dd/mm/yyyy).

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 **2.6 Please briefly set out the grounds on which the service provider is able to rely on the electronic communications exclusion (including details of the payment transactions that are carried out).**

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| 3 | Auditor’s opinion on transaction valuesThis section should be completed by service providers that are submitting an audit opinion and have already notified the FCA of the services that they provide that fall within the electronic communications exclusion. The Auditor’s report should be submitted on Connect as an additional supporting document.  |

 **3.1 Accounting reference date of service provider (dd/mm)**

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 **3.2 Name of auditor**

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 **3.3 Period to which the audit opinion applies (dd/mm/yyyy)**

From

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To

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 **3.4 Please confirm that you have attached an audit opinion with this form that meets the requirements set out in the Direction.**

[ ]  Attached

 **3.5 Did the audit opinion contain any information to suggest that the transactions to which the service relates do not comply with the limits mentioned in paragraph 2(l) Schedule 1of the PSRs 2017?**

[ ]  Yes4Please provide details below.

[ ]  No

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