



# FINANCIAL SERVICES REGULATORY AUTHORITY

June 13, 2014

To: All Insurers, Insurance Agents & Insurance Brokers

Dear Sir/Madam

## **Re: Certificate of Registration as an Insurance Agent / Broker / Salesman**

The Financial Services Regulatory Authority wishes to remind you of a fundamental requirement which must first be met by all insurance intermediaries wishing to operate within the industry.

Notwithstanding that the requirements for operation are provided under Part 5 of the Insurance Act, Chapter 12.08 (the Insurance Act), our office has been receiving numerous enquiries from practitioners regarding the eligibility or otherwise of certain insurance intermediaries to carry on insurance business. Therefore, we deem it necessary to draw attention to the provisions of Sections 65 and 66 of the Insurance Act.

### **65. CERTIFICATE OF REGISTRATION**

- (1) The Registrar shall issue a Certificate of Registration (in this Act referred to as “a Certificate”) to every person registered under this Part.
- (2) A Certificate shall—
  - (a) be valid for one year from the date of issue and shall be renewable annually on the anniversary date of its issue;
  - (b) state the category and each class of insurance business in respect of which the person is registered; and
  - (c) where the person is registered as an insurance agent or an insurance salesman specify the insurance company in respect of which the person is so registered.
- (3) A Certificate shall be *prima facie* evidence that the person named therein has been registered in the capacity stated therein.
- (4) A person who displays a Certificate which is not valid, commits an offence and is liable on summary conviction to a fine of \$500 and to a further fine of \$50 for each day on which the offence continues after conviction thereof.

**66. CERTIFICATE TO BE PRODUCED ON REQUEST**

- (1) Every person registered under this Part shall produce his or her Certificate when requested to do so by—
  - (a) the Registrar or any other person authorised by him or her;
  - (b) the insurance company or a person in respect of which or whom he or she is registered to carry on business as an insurance broker, or an insurance salesman, or an insurance agent; or
  - (c) an actual or a prospective client.
- (2) A person who fails to comply with subsection (1) commits an offence.

Given your obligation to ensure that an insurance intermediary is duly licensed prior to engaging him or her in insurance business, you must establish that the person possesses a **valid** certificate of registration.

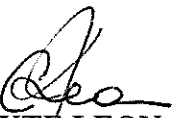
We reiterate that:

- An Insurer or an Insurance Agent must not conduct insurance business with an Insurance Broker unless satisfied that the Broker possesses a valid certificate of registration.
- An Insurance Broker must not conduct insurance business with an Insurance Agent unless satisfied that the Agent possesses a valid certificate of registration.
- An Insurance Salesman must not function if he or she does not possess a valid certificate of registration.

All practitioners are required to observe the preceding guidelines. Additionally, awareness of any person operating in breach of the above statutory provisions should be conveyed to our office so that appropriate action can be taken against the parties involved.

Your cooperation is solicited.

Yours faithfully

  
**CALIXTE LEON**  
**Executive Director**