

CMS PROPOSAL FORM FOR FINANCIAL ADVISERS 2022

Presentation and Background Information

The proposal form is usually the main point of contact between you – the insured - and us, - the Insurer. It is therefore important that the information contained in the form is expressed and presented to a high standard. Where there is insufficient space available, please use clearly marked appendices, indicating which questions they refer to.

The Continuing Duty to Disclose

The duty to disclose material circumstances is not confined to completion of proposal forms at inception or renewal. If, during the period of insurance arranged there is any material alteration/change in the information disclosed in the proposal information, prompt disclosure to us is essential. This might include, but is not limited to:

- new partners, directors, corporate entities, partnerships or trading titles,
- any change in the areas of activity of the insured Firm(s),
- the possibility of a claim being made against the Firm(s),
- any change in the trading status of the Firm(s), or membership of professional bodies, or regulatory status.

Claims and/or Claims Circumstances

The policy to be arranged provides cover on a "claims made" basis, which means that cover must be in force at the time you first become aware of a claim or circumstances which may lead to a claim. Notification must be given at that time. It is that policy which will respond to any subsequent claim - even if the claim develops years later and/or arises out of activities performed prior to its inception. It is essential that full enquiry and discussion take place between all partners/directors and senior staff before any answers are given. If you are in any doubt as to what may constitute a material circumstance, please disclose the information – too much information is preferable to too little, and the consequences thereof.

Insurance Act 2015 - Duty of fair presentation

- 1. Before this insurance contract is entered into, the Insured must make a fair presentation of the risk to the Insurer, in accordance with Section 3 of the Insurance Act 2015. In summary, the Insured must:
- a) Disclose to the Insurer every material circumstance which the Insured knows or ought to know. Failing that, the Insured must give the Insurer sufficient information to put a prudent insurer on notice that it needs to make further enquiries in order to reveal material circumstances. A matter is material if it would influence the judgement of a prudent insurer as to whether to accept the risk, or the terms of the insurance (including premium);
- b) Make the disclosure in clause (1)(a) above in a reasonably clear and accessible way; and
- c) Ensure that every material representation of fact is substantially correct, and that every material representation of expectation or belief is made in good faith.
- 2. For the purposes of clause (1)(a) above, the Insured is expected to know the following:
- a) If the Insured is an individual, what is known to the individual and anybody who is responsible for arranging his or her insurance.
- b) If the Insured is not an individual, what is known to anybody who is part of the Insured's senior management; or anybody who is responsible for arranging the Insured's insurance.



c) Whether the Insured is an individual or not, what should reasonably have been revealed by a reasonable search of information available to the Insured. The information may be held within the Insured's organisation, or by any third party (including but not limited to subsidiaries, affiliates, the broker, or any other person who will be covered under the insurance). If the Insured is insuring subsidiaries, affiliates or other parties, the Insurer expects that the Insured will have included them in its enquiries, and that the Insured will inform the Insurer if it has not done so. The reasonable search may be conducted by making enquiries or by any other means.

Remedies for a breach of the duty of fair presentation under the Insurance Act 2015

In the event of a breach by the insured of the duty of fair presentation the insurer may apply the following remedies if the insurer shows that, but for the breach, the insurer:

- a) would not have entered into the contract of insurance at all; or
- b) would have done so only on different terms.

A breach for which the insurer has a remedy against the insured is referred to as a "qualifying breach" and can be either;

- a) deliberate and reckless; or
- b) neither deliberate and reckless

Deliberate or reckless breaches
If a qualifying breach was deliberate or reckless, the insurer;

- (a) may avoid the contract and refuse all claims, and
- (b) need not return any of the premiums paid.

Other breaches

If a qualifying breach was neither deliberate nor reckless.

a)If, in the absence of the qualifying breach, the insurer would not have entered into the contract on any terms, the insurer may avoid the contract and refuse all claims, but must in that event return the premiums paid.

b)If the insurer would have entered into the contract, but on different terms (other than terms relating to the premium), the contract is to be treated as if it had been entered into on those different terms if the insurer so requires.

c) In addition, if the insurer would have entered into the contract (whether the terms relating to matters other than the premium would have been the same or different), but would have charged a higher premium, the insurer may reduce proportionately the amount to be paid on a claim.

"reduce proportionately" means that the insurer need pay on the claim only X% of what it would otherwise have been under an obligation to pay under the terms of the contract (or, if applicable, under the different terms provided for by virtue of paragraph b), where;

$$X = \frac{Premium actually charged}{Higher premium} x 100$$



SECTION A - PROPOSING BUSINESS/COMPANY REQUIRING COVER

1. Starting with the **main practice** please enter below the full names of any company/business requiring cover that are **currently trading**. If applicable, please also list any other trading styles.

Cover will only be considered for those entities disclosed in Section A of the Proposal Form

Name				Establishr	ment Date
equired from this d If the proposing confirm or network plea	npany/business is ac	cting as an Appo	inted Represen		rectly regulated
Main Office Addres	s				
Main Office Addres	S				
Main Office Addres	s				
Main Office Addres	S				
Main Office Addres	S				
	S				
	s				
Telephone Number	S				
Telephone Number Fax Number	S				
Telephone Number Fax Number Website Address	S				
Telephone Number Fax Number Website Address E-mail Address Please state below the	ne names of any pas	et company/busi	ness including	predecessors	in business for
Main Office Address Telephone Number Fax Number Website Address E-mail Address Please state below the which run-off cover	ne names of any pas	st company/busi	ness including		in business for



	nfirm that none of entities of ave been wound up or hav		ction A are	
for which cover is require				
Name	Location	Appointed	Terminated	Turnover

Cover will only be provided for the activities of Appointed Representatives of the Insured if details are provided above and they are named on the policy schedule



SECTION B - PRINCIPALS, ADVISERS AND STAFF

1. Please provide the following details of all directors/partners/principals

Name	Age	Qualifications	Experience

2. Please provide the number of staff, other than the directors/partners/principals named in Question 1, in the following categories

Employed Registered Individuals	
Self-Employed Registered Individuals	
Unregistered Mortgage or Protection Advisers	
Paraplanners and other Technical Staff	
Administrative Staff	

3. Please provide the number of individuals that have joined or left the business/company during the last 12 months in the following categories

	Leavers	Joiners
Employed Registered Individuals		
Self-Employed Registered Individuals		
Unregistered Mortgage or Protection Advisers		
Paraplanners and other Technical Staff		
Administrative Staff		

4. Please advise whether any Proposing Entities or any director/partner/principal, employee or any other individual for whom cover is required under this policy has any financial interest in any platform, wrap or product provider or whether any other potential conflicts of interest exist? If yes, please provide details.

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5. Please advise whether any director/partner/principal, employee or any other individual for whom cover is required under this policy has been a director/partner or principal of a company that has been wound up, ceased to trade, has no assets, or has been subject to regulatory enforcement action. If yes, please provide details.

Yes	No

6. Please confirm that all retail investment advisers hold a Statement of Professional Standing (SPS).

Yes	No



SECTION C - COMPLIANCE & REGULATION

What proportion of new business files are checked before the recommendations are presented
What proportion of new business files are checked after any recommendations are presented
Please provide the location(s) of any individual not based at the Main Office Address
Was each individual referred to above the subject of a Compliance Audit in the last 12 months Yes No
Please provide the principal firm's FCA authorisation number
Please indicate whether any Proposing Entities have received, or are on notice of, a visit from a Regulator. Yes No.
If yes please provide the date of the visit and a copy of the report.
If any of the Proposing Entities operate on a Tied or Multi-Tied basis please provide the name of the product provider(s) in the box below
Do any of the Proposing Entities offer restricted advice Yes N
If yes please provide details below



11. Please provide details below of any complaints or claims ever made against any of the Proposing Entities listed in section A of this proposal form, and any circumstances or other notifications ever made on any professional indemnity insurance policy

Date	Summary	Amount Paid
	(including transaction amount and whether claim is open or closed)	
A ma amr £4	the Dromenine Entities evene efter making ammonists	h all Was No.
	the Proposing Entities aware, after making appropriate enquires wit	

12.	Are any of the Proposing Entities aware, after making appropriate enquires with all
	principals, employees, self-employed persons and appointed representatives, of any
	claims or circumstances which may give rise to claims which have not already been
	notified in writing to insurers?

Yes	No

13. Have any Proposing Entities sustained any loss during the past ten years as a result of the fraud or dishonesty of any director / partner/ principal / employee / self-employed person?

Yes	No

14. Have any applications for insurance on behalf of any Proposing Entities or any of the present directors/partners/principals or, to the knowledge of the proposing entity, on behalf of their predecessors in business ever been declined or has any such insurance ever been cancelled or renewal refused?

e	Yes	No



SECTION D - INCOME

1. Please conception	confirm the date of your last on date	t financial	yeaı	end prior to t	he p	policy/
(where	advise for the financial year- applicable), the total grosuls/employees/self-employe	ss income	of	all Proposing	g Er	
Last Co	mplete Financial Year		£			
Previou	s Financial Year		£			
Previou	s Financial Year		£			
Previou	s Financial Year		£			
Previou	s Financial Year		£			
	ndicate the percentage of gr n 1 above, derived from the	following	cat	egories	olete	e financial year, as disclosed in
		C	orp	orate		Private
Pension					%	%
Investm					%	9/0
	estment Life & Protection				%	9/6
	Insurance				%	%
Mortgag					%	%
Other (below)	please provide details				%	%
Grand	Total					

100%



	SECTION E – PENSIONS AND	D INVESTMENTS					
	Please indicate the number of single premium or annual investments made in the last financial year where the sum invested was; Please include annual or new investments into pensions but not Pension Transfers, Pension Switches, investment fund switches or BED/ISA switches						
	Less than £25,000						
	Equal to or more than £25,000 bu	at less than £100,000					
	Equal to or more than £100,000						
	Replacement Business. For the a	restments disclosed in Question 1 a avoidance of doubt "replacement b y existing investment of any descri- er investment.	ousiness" means the surrender or				
	Less than £25,000						
	Equal to or more than £25,000 bu	at less than £100,000					
	Equal to or more than £100,000						
	In respect of ongoing investment the following ranges	advice, please indicate the number	r of investment portfolios advised on				
	Less than £100,000						
	Equal to or more than £100,000 b						
	Equal to or more than £250,000 b						
	More than £500,000						
	In terms of total client funds curr	ently under management, please p	rovide the top 3 investment funds				
	Investment Fund	Total Client Funds Invested	Number of Investments				
	single product or product type diversification. Please provide sp investment portfolio, the circums	ntified a key failure in advice as over or asset class resulting in in ecific details of the limits imposed tances these limits may be exceeded.	ncreased risk due to the lack on investment in a client's				



6.	Have any Proposing Entities ever recommended that a client borrow in order to invest?	Yes	No
7.	If access to funds held within an investment bond is required, please confirm that the client is provided with a written chargeable event calculation prior to any surrender (partial or full)?	Yes	No
8.	When e-mail instructions are received to encash any investment, is the client contacted in order to ensure the email supplying the account details for the proceeds is genuine and not from a hacked email account?	Yes	No
9.	Has any advice or services been provided with regards to any investment that has had new investment and/or redemptions suspended, had the assets re-valued or is insolvent. If yes, please provide details.	Yes	No
10.	Has any advice or services been provided with regards to any investment or deposits with or in securities issued by any Financial Institution that is insolvent or is unlikely to be able to meet its obligations. If yes, please provide details.	Yes	No
11.	Have any Proposing Entities <u>ever</u> provided advice or services with regards to, or arrang any of the following or collective investments that have funds invested in any of the following		stment in
	Product/Service	Yes	No
	Structured Products		
	Hedge Funds		
	Unregulated Collective Investments or any other Unregulated Product/Scheme		
	Split Capital Investment Trusts		
	Traded Life Policies/ Viatical Settlements/Senior Life Settlements		
	Traded Endowment Plans		
	Bridging Finance		
	Peer to Peer Lending or Crowd Funding		
	Social Impact Investments (Not including ethical funds)		
	Exchange Traded Products (ETF, ETC, ETP etc)		
	Any Geared or Leveraged Investment (Not including investment trusts)		
	Own branded Collective Investment Funds		
	Residential Property excluding direct buy to let investments e.g. EPUTs		
	EBT, FURBS or any similar product		
	Pension Fund Trustee Services		
	Pension Fund Management Services		
	Tax planning /mitigation schemes such as EIS, VCT, BPR, AIM etc	\Box	
	Auto Enrolment		
	Non-UCITS Retails Schemes (NURS)		
	Non-Investment Grade Corporate Bonds and/or Mini Bonds		
	Non-Standard Assets		
12	If you have answered YES to questions 9, 10 or 11 above then please provisupplementary questionnaire at the back of this form With regards to any tax planning /mitigation schemes arranged, please confirm;	de detai	ils in the
12.		W ₀ ~	N ₀
	i) That all investors were advised as to the high risk nature of the investment	Yes	No
	ii) That all investors were warned as to the possibility of HMRC challenging the status of the scheme and the implications of the challenge being successful	Yes	No
	iii) Whether HMRC <u>has</u> indicated that they intend to challenge the tax benefits of any product arranged on behalf of any client	Yes	No 🗆



	ive any Proposing Entities ever arranged or facilitate half of a client?		Yes I
W	hich Discretionary Fund Manager(s) are used and wh	nat due diligence is carried out or	n them?
	at of the options below, please confirm the basis of the anager(s) in place and also confirm that each Client is		
(*)	Agent of the Client (where the Client/Investor		
(i)	contracts directly with the Discretionary Fund Manager)		
(ii)	Agent as the Client (where the Client/Investor is deemed to be the IFA)		
	decined to be the ITTY		
(iii)	If "Other" or you are unsure, please provide full details		
(111)	if Other or you are unsure, please provide full details		
	the Proposing Entities ensure that any investment a Discretionary Manager is suitable and in keeping		Yes
Uy	a Discretionary infanager is suitable and in keeping	with the chefts ATK	
	o any of the Proposing Entities have a financial in rvices they have recommended to a client? If yes, play		Yes I
_			



	Have any Proposing Entities provided any advice and or services with regards to ansfers or opt outs from any Defined Benefit Occupational Pension Schemes?						
ii) Do the Proposing Entities intend to provide advice and/or services with regards to opt outs or transfers from defined benefit occupational pension schemes in the next 12 months							
Please provide the to provide Pension		ails of the experience and quee.	ialifications of t	he individuals authoris			
Names		Qualifications		Experience			
		ansfers from any Defined Bo since June 1994 and provid					
Number of tran	sfers	Average Transfer Value	La	argest Transfer Value			
ii) Haw many of th	a abaya transf	ers have been arranged since	6 th April 2015				
ii) now many oi iii	e above transfe	ers have been arranged since	; 6 April 2013				
iii) How many tran	sfers have been	n arranged for clients under	the age of 55?				
iv) How many tran	sfers have been	n arranged for clients introdu	uced by third pa	arties?			
v) What is the maximum number of transfers that have been arranged from the same							
Employer scheme?			_				
		advised against transferring port and recommendation?	after initial con	tact but			
		n advised <u>against</u> transfer	ring after rece	iving full			
analysis, report and			1 ' 0				
VIII) How many tra	nsfers were arr	ranged on an insistent client	basis?				
	Do the Proposing Entities refer/introduce clients to Pension Transfer Specialists (PTS) Yes No						
for advice? i) If yes, what due	diligence is co	nducted on any PTS that clie	ents are referred	│			
		J					
ii) Please name all	PTS that client	s have been referred/introdu	ıced to:				
	ng Entities hav	e a formal agreement/contra	et in place to cl	arify each Yes N			
iii) Do the Proposit			et in place to cr				
iii) Do the Proposii party's responsibili	iies/iiaoiiiiies:						
		w:					
party's responsibilitiv) Please complete	the table belo	w: referred/introduced					
party's responsibilitiv) Please complete	e the table belo						

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20.	Please provide the number of transfers to a QROPS, QNUPS or any similar product that any of the
	Proposing Entities has ever arranged and provide the average and largest transfer value

	Number of transfers	Average Transfer Value	Largest Transf	fer Value
21.	Have any QROPS, QNUPS or has remained a UK resident after	Yes No		
22.	Have any of the Proposing Entition to any pension busting, liberation seeks to circumvent HMRC rules	Yes No		
23.	Have any of the Proposing Entition Rate (GAR).	Yes No		
24.		been advised to give up a GAR, pails of the income available under the		Yes No
	TN 1		. 1/	

25. Please complete this question if any Proposing Entities have transacted/given advice in respect of **Unsecured Pensions** - please include Drawdown, Phased Retirement, 3rd Way products or Alternatively Secured Pensions, Flexi-Drawdown. If not, please put 'not applicable'.

	Number of cases transacted where original fund value was less than £100,000	Number of cases transacted where original fund value was between £100,000 and £300,000	Number of cases transacted where original fund value was over £300,000	Largest original fund value	Number of Annuity cases transacted (excluding Phased Retirement cases)
2018					
2019					
2020					
2021					
2022					

i)	How many of the above cases took greater than 25% of the fund as a lump sum?		
ii)	Were the taxation implications of taking greater than 25% of the fund as a lump sum discussed with, and illustrated to, all clients?	Yes	No
iii)	Were the ramifications of taking greater than 25% of the fund as a lump sum on income in retirement discussed with and clearly illustrated to all clients?	Yes	No
iv)	Were any of these transactions arranged on an "insistent client" basis?	Yes	No

v) If yes, was the guidance on the FCA factsheet No. 035 "Pension reforms and insistent clients" followed?



			om Personal Pensions to So	en mvested Fe	rsonai			
		Number of Switches						
				nore		_		
ii) P	lease provide	the name of the top 3 rece	eiving schemes product pro	ovider				
		Provider	Percentage of Switc	hes				
					Yes No			
How many property?	y SIPPs have b	been arranged on behalf o	f clients to purchase comm	nercial				
Have any Proposing Entities ever advised and/or arranged a switch to a SIPP where the underlying investments are managed by a DFM?								
Have any	Proposing Ent	ities ever acted as a SIPP	provider?		Yes No			
					Yes No			
Have any to you by	Proposing Ent an unregulated	ities ever advised/arrange l introducer?	ed a SIPP on behalf of any	client referred	Yes No			
If the answer is Yes to 27, 29, 30 or 31 please provide details below								
	i) Verical ii) Provided iii) Provided iii) Provided iii) Provided iii) Provided iii) We any underlying Have any product, iii. Have any to you by	i) What percentage expensive than ii) Please provide Have any of the Proposic client without advising of the property? i) Were all of these purchase their of the Have any Proposing Entunderlying investments. Have any Proposing Entunderlying investment or some them to you by an unregulated.	Pensions (SIPP) in the last 5 years Number of Switches	Number of Switches i) What percentage of switches have been made to schemes that are nexpensive than the ceding scheme or a stakeholder plan? ii) Please provide the name of the top 3 receiving schemes product provider Provider Percentage of Switch Provider Were all of the suitability of the investments to be held within the How many SIPPs have been arranged on behalf of clients to purchase comproperty? i) Were all of these SIPPs advised/arranged on behalf of business own purchase their own business premises? Have any Proposing Entities ever advised and/or arranged a switch to a SIPI underlying investments are managed by a DFM? Have any Proposing Entities ever acted as a SIPP provider? Have any of the Proposing Entities arranged a SIPP for the purpose of invest product, investment or scheme not regulated by the FCA or any predecessor Have any Proposing Entities ever advised/arranged a SIPP on behalf of any to you by an unregulated introducer?	Pensions (SIPP) in the last 5 years Number of Switches	i) What percentage of switches have been made to schemes that are more expensive than the ceding scheme or a stakeholder plan? ii) Please provide the name of the top 3 receiving schemes product provider Provider Percentage of Switches Have any of the Proposing Entities arranged a Self Invested Personal Pension (SIPP) for a client without advising on the suitability of the investments to be held within the SIPP? How many SIPPs have been arranged on behalf of clients to purchase commercial property? i) Were all of these SIPPs advised/arranged on behalf of business owners looking to purchase their own business premises? Have any Proposing Entities ever advised and/or arranged a switch to a SIPP where the underlying investments are managed by a DFM? Have any Proposing Entities ever acted as a SIPP provider? Have any of the Proposing Entities arranged a SIPP for the purpose of investing in any product, investment or scheme not regulated by the FCA or any predecessor? Have any Proposing Entities ever advised/arranged a SIPP on behalf of any client referred Yes No to you by an unregulated introducer?		



SECTION F - MORTGAGES

1.	Have any Proposing Entities ever provided advice or services with regards to any of the fo			llowing or			
	collective investments that have funds invested in any of the following					No	
	Full Status Residential Mortgage]_
	Sub-Prime Residential Mortgages		[]_
	Self-Certification Residential Mortgages						<u>] </u>
	Buy to Let Mortgages						<u>] </u>
	Commercial Mortgages						<u>] </u>
	Second Charge Mortgages/Secured	Loans					<u>] </u>
	Unsecured Loans						<u>] </u>
	Bridging Loans]
	*Equity Release/Home Reversion/Lifetime Mortgages/Sale and Rent Back]
	Retirement Interest Only Mortgages]
	Mortgage Packaging]
	Non-Investment Life/Protection (including CI and PHI)]
	Private Medical Insurance]
	Buildings and Contents Insurance]
	Landlords Insurance						
	ASU/ASR]
	PPI]
	Other (if yes please provide details	below)]
	* Please comp	olete the Equity Release Questionnaire					
2.	Have any of the Proposing Entities fo	r which cover is required ever advised on	Y	es		N	0
	commercial insurance?		Ī	<u> </u>		T	Ť
		L		_			_
I/we o	or ought to know or, failing that, I	entation of the risk, by disclosing all material matters v by giving the insurer sufficient information to put er enquiries in order to reveal material circumstances					
Signatı	ure of Director/Partner/Principal						
Name							
Date		How to sign					

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ADDITIONAL INFORMATION								



Marketing

Collegiate would like the opportunity to send you relevant information which may be of interest to your business, including product and industry news. By ticking the boxes below, you are consenting to the use of your data for the purpose of marketing activities only. The data will be used only by Collegiate and will never be sold or passed onto third party companies for marketing purposes.

Data Protection

Collegiate Management Services Ltd (the Data Controller) are committed to protecting and respecting your privacy in accordance with the current Data Protection Legislation. Below is a summary of the main ways in which we process your personal data, for more information please visit our website at www.collegiate.co.uk

We may use the personal data we hold about you for the purposes of providing insurance, handling claims and any other related purposes, for offering renewal, research or statistical purposes and to provide you with information, products or services that you request from us or which we feel may interest you. We will also use your data to safeguard against fraud and money laundering and to meet our general legal or regulatory obligations.

We may disclose your personal data to third parties involved in providing products or services to us, or to service providers who perform services on our behalf. These include our group companies, affinity partners, brokers, agents, third party administrators, reinsurers, other insurance intermediaries, insurance reference bureaus, credit agencies, fraud detection agencies, loss adjusters, solicitors/barristers, accountants, regulatory authorities, and as may be required by law.

We may transfer your personal data to destinations outside the European Economic Area ("EEA"), and we will ensure that it is treated securely and in accordance with the Legislation.

You have the right to ask us not to process your data for marketing purposes, to see a copy of the personal information we hold about you, to have your data deleted (subject to certain exemptions), to have any inaccurate or misleading data corrected or deleted, to restrict processing, to ask us to provide a copy of your data to any controller and to lodge a complaint with the local data protection authority.

Your data will not be retained for longer than is necessary, and will be managed in accordance with our data retention policy. In most cases, the retention period will be for maximum period of 7 years following the expiry of our business relationship with you, unless we are required to retain the data for a longer period due to business, legal or regulatory requirements.



If you have answered YES to questions 9, 10 or 11 in Section E above then please provide details in table below

Name of Investor	Date of Investment	Value of client's investment portfolio	Product	Original Investment Value	Current Value	Date of Valuation

This information may be submitted as a spreadsheet