



**INFORMATION ABOUT ENGLISH DEPOSIT SECURITY SCHEDULE based on § 22c part. 1 letter b)  
according to the law No. 118/1996 on Deposit protection, in later amendments**

<b>English schedule</b>
<b>1.1 Introduction</b> The Financial Services Compensation Scheme was created under the Financial Services Authority.
<b>1.2 Generally</b> According to the English schedule (1.3.3) these rules are valid: <ul style="list-style-type: none"><li>a) The depositor has to be a valid claimant</li><li>b) The depositor has to have a protected claim</li><li>c) The depositor has to apply the right against particular person</li><li>d) The particular person has to be in breach</li></ul> <p>The amount of compensation is limited.</p>
<b>1.3 An authorized claimer</b> An authorized claimer is a person, who did not belong to the unauthorised persons, or eventually he/she belonged to them, but he/she has met the conditions of particular exception (4.2.1). The unauthorized persons are (4.2.2):  Companies (except entrepreneurs, credit associations, manager of capital retirement program (which is not an employee retirement program) or small companies, whose claim comes from a regulated activity. On this activity they do not have permission). <ul style="list-style-type: none"><li>a) Foreign institutions of financial services</li><li>b) Collective investment programs and anybody, who is a provider or manager of this kind of program.</li><li>c) Pension and retirement funds and anybody, who is a manager of this fund. This exclusion is not related to:<ul style="list-style-type: none"><li>I. The manager of personal retirement program or capital income program (which is not an employee income program), or</li><li>II. The manager of a small autonomous program or employee retirement program of employer, who is not a large company, large association or large joint association.</li></ul></li><li>(e) Multinational institutions, governments, main administrative bodies</li><li>(f) Provincial, regional, local and municipal authority</li><li>(g) Directors and managers of appropriate entity in breakdown. This breakdown is not valid if:<ul style="list-style-type: none"><li>(i) both following conditions have to be met<ul style="list-style-type: none"><li>(A) entity concerned in breakdown is mutual partnership, which is not big mutual partnership; and</li><li>(B) directors and managers do not get paid (in any form) for services, which they do for appropriate entity in breakdown, or</li></ul></li><li>(ii) Appropriate entity in breakdown is credit association.</li></ul></li><li>(h) Close relatives of entities excluded in letter (g) above</li></ul>

- (i) Corporate entities, which include into the same group as the entity in breakdown, excepting corporate entities, which come under letter (d) subparagraph (i) or (ii) above
- (j) Entities, which have at least 5% of basic capital of entity in breakdown or whichever corporate entity found in the same group
- (k) Auditors of appropriate entity in breakdown or whichever corporate entity found in the same group, or actuary nominated by special law by self-supporting insurance organization, or by insurance company in breakdown
- (l) Entities, which according to Program for compensation of financial services are responsible for, or have conducted to breakdown of appropriate entity
- (m) Big companies or big mutual partnerships
- (n) Big partnerships
- (o) Entities which rights come from transactions, in connection with those were convicted of criminal act of legalization of profits from criminal activity.
- (p) Entities, which rights come on the basis of English Law about third parties (rights towards insurers) from year 1930
- (q) If the right concerns protected insurance, or protected intermediation of non investment insurance, corporate entities, partnerships, mutual partnerships and partnerships not registered in business register, which are not small companies

Every subject listed in letters (a) to (c) above, which is not a big company, big interaction association or mortgage association, is thought to be able to apply to claim refund.

#### **1.4 Protected claim**

Protected claim is among others (item 5.2) following:

- a) right for protected deposit, or
- b) right in connection with protected investment business;
- c) right in connection with protected mortgage business

Deposit is protected deposit only in case that,

- (i) was deposited ( among others) in organisation division of British company, that is loan institution established in different member state EHP a bon droid EHP ( what involves branch);
- (ii) deposit is not:
  - (A) bond issued by loan institution, that is a part of assets of this institution as it is shown in consolidation bank direction ( direction 200/12/EC);
  - (B) secured deposit
  - (C) deferred equity issued by building society; or
  - (D) Anonymous deposit (that means deposit that was made without identification of depositor).

**1.5 Individual concerned**

Individual concerned is (among others) individual who was in time of action or pretermission that caused occurrence of claim towards her/him, subscriber company. Subscriber company is also an individual, who has the permission issued by Financial Service Authority (FSA) to realize controlled activity. Among controlled activities belongs, among others, to receive deposits and expend electronic Money.

The bank is such individual concerned.

**1.6 Failure**

Individual concerned is in failure if ( among others) FSA decided that is not able to satisfy protected demands towards itself or is likely to no able to satisfy protected demands towards itself

**1.7 Amount of replacement**

Amount of replacement due to applicant for any type of protected demand is an amount of total net demand od applicant towards individual concerned on a day of determination ( point 12.2.1), however it is subject to particular limitations ( point 10 )

Limit for protected deposit is 100% from deposit, maximum 85.000 GBP (point 10.2.3).

**1.8 Place for exercitation and payment of compensation**

Right for payment of compensation is applied by Financial Services Compensation Scheme Limited, 7th floor, Lloyds Chamber, Portsoken Street, London E1 8BN, England, Great Britain.

**1.9 Time for exercitation and payment of compensation**

System for compensation by financial services (SNFS ) has to pay compensation as soon as it is reasonable possible after what:

- (a) V In opinion of SNFS are all conditions of financial reimbursements met, and
- (b) The height of relevant financial reimbursement was calculated by SNFS

In either case but at latest in three month from that day forth, except as follows: if FSA get acceptance with extendable of this term, in this case a financial reimbursements have to be paid off in six month from this day (point 9.2.1)

**Branch** means HSBC Bank plc, foreign branch bank, based in Europeum Business Center, Suché mýto 1, 811 03 Bratislava, INO (IČO) 35 929 979, which is registered in Company Register controlled by Business district court Bratislava I. s. Po, nr. 1258/B, in date April 13, 2005.

**Bank** means HSBC Bank plc based in Canada Square 8, London E14 5HQ, United Kingdom of Great Britain and Northern Ireland, registered in Office for company registration for England and Wales under number 14259

References to items here noted and also more detail information you can find on web page:

[Http://fsahandbook.info/FSA/html/handbook/COMP](http://fsahandbook.info/FSA/html/handbook/COMP)

[http://www.fscs.org.uk/consumer/key\\_facts/limitations\\_of\\_the\\_scheme/compensation\\_limits/](http://www.fscs.org.uk/consumer/key_facts/limitations_of_the_scheme/compensation_limits/)