

Luxembourg, 30 April 2019



Circular letter 19/13 of the Commissariat aux Assurances on the regular verification of the good repute of insurance sub-brokers, insurance agents and persons who, within insurance and reinsurance undertakings, are directly involved in insurance or reinsurance distribution

Pursuant article 285-3 of the Law of 7 December 2015 on the insurance sector, as amended, (hereinafter "LSA"), the insurance undertakings referred to in article 285-1 LSA are required to regularly check the good repute of their agents and of the persons who, in their midst, are directly involved in insurance or reinsurance distribution. Likewise, brokerage firms and individual insurance brokers are required to regularly check the good repute of their sub-brokers, in accordance with the procedures laid down by the CAA Regulation No 19/01 of 26 February 2019 on insurance and reinsurance distribution.

Article 49 of this Regulation requires these insurance undertakings and brokerage firms to collect, in relation to the natural persons referred to in paragraph 1, at the beginning of each three-year reference period, an extract from the Luxembourg criminal record and an extract from the criminal record or similar document, from the declarant's country of residence if it is not the Grand Duchy of Luxembourg, as well as a "declaration on honour" form which can be downloaded from the CAA's website.

Since such a declaration on honour only exists at the moment as an integrant part of the forms of *circular letter 19/5 introducing new forms for the notification of natural persons subject to CAA supervision*, the CAA has decided to make available a specific form for this declaration on honour, under the form of a PDF file, which, like the other forms thus published, must be printed and duly signed by the declarant before being handed over to the responsible undertaking or brokerage firm for the purposes of article 285-3 LSA.

This form is published on the CAA's website under the name "declaration on honour".

For the Directorate,

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Director