

## **Notice of the Authority relating to filing of annual returns and other documents for the fiscal year ending October 31, 2015 – Damage (“P&C”) insurers licensed in Quebec**

Under *An Act respecting insurance*, CQLR, c. A-32, (the “Act”), every insurer is required to file with the *Autorité des marchés financiers* (the “AMF” or the “Authority”), in such form as the AMF may determine and within the prescribed time period, the documents and information required under the Act or requested by the AMF pursuant to specific provisions of the Act (the “required or requested documents and information”).

**All required or requested documents and information must be filed electronically via the AMF website using the File Transfer Service (“FTS”)<sup>1</sup>.**

See the Appendix attached to this Notice concerning specific AMF requirements for the filing of documents for the fiscal year ending October 31, 2015.

**Please note that following the update of the P&C Annual Return form, the Affidavit verifying annual return has changed. This certificate must be certified under oath by two directors.**

**A complete set of « paper » copies of the signed documents must be kept at the insurer’s premises so that they are available for examination by the AMF, if necessary.**

### **Administrative monetary sanctions**

We remind you that each insurer is responsible for ensuring that the AMF receives, **within the prescribed time periods**, all required or requested documents and information in all forms as required.

Under section 405.1 of the Act, the AMF may impose an administrative sanction where any of the documents referred to in the Appendix are filed late or are not filed.

The *Notice of the Autorité des marchés financiers related to administrative monetary sanctions imposed for late filing of information or documents (sections 405.1 and following of the Act)*<sup>2</sup> (the “sanctions framework”) is posted on the AMF website at:

<http://www.lautorite.gc.ca/en/right-practice-pro.html>.

### **Electronic submission of financial returns and other documents**

The *File Transfer Service (FTS) User Guide* explains the procedure for submitting data via the AMF website. To consult this guide, access the FTS and click on Help.

The *Guide – Specific File Transfer Service (FTS) Requirements (the “guide of specific requirements”)* contains instructions from the *Direction principale de la surveillance des assureurs et du contrôle du droit d’exercice* (Direction, Supervision of insurers and Control of Right to Practise), such as the appropriate file naming convention.

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<sup>1</sup> Decision no. 2012-PDG-0106 (in French only) dated June 5, 2012 and published in the AMF Bulletin of June 7, 2012, vol. 9, no. 23, section 5.6.

<sup>2</sup> Update published in the AMF Bulletin (in French only) dated June 7, 2012, vol. 9, no. 23, section 5.1.

Please note that *the guide of specific requirements* does not list the required or requested documents and information and the dates by which they are to be filed.

The *guide of specific requirements* is available on the AMF website at:

<http://www.lautorite.qc.ca/en/financial-returns-pro.html>

#### **Further information**

Further information is available by sending an e-mail to [info-divulgations@lautorite.qc.ca](mailto:info-divulgations@lautorite.qc.ca).

October 29, 2015

**DOCUMENTS TO BE FILED BY P&C INSURERS  
LICENSED IN QUEBEC  
FOR FISCAL YEAR ENDING OCTOBER 31, 2015**

**APPENDIX**

FEDERAL	Unstructured Return Code	File Format	Due date
1. P&C Annual Return. Hyperlink to instructions and updated form: <a href="http://www.lautorite.qc.ca/en/financial-returns-pro.html">http://www.lautorite.qc.ca/en/financial-returns-pro.html</a>	-	Excel & ASCII (.num)	December 31, 2015
2. P&C Annual Return, duly <b>signed</b> . <b>The pdf file must be complete, in printable format, and conform with the "paper" version kept on file at the insurer's premises. It must include, among others, the following documents:</b> - Annual corporate information (pages 10.10 to 10.17) - Corporate organization chart (page 10.30) - Statement of cash flows (page 20.52) - Notes to the financial statements (page 20.60) - Duly <b>signed</b> independent auditor's report to primary regulator covering pages 20.10 through 20.60 (page 20.70) - Duly <b>signed</b> Actuary's Certificate of Opinion (page 20.80) - Duly <b>signed</b> Certification by President/Chief Executive Officer (page 99.10) - Duly <b>signed</b> Affidavit verifying Annual Return (page 99.20)	-	pdf	December 31, 2015
3. Independent auditor's report on the Minimum Capital Test (MCT), duly <b>signed</b> * if available before December 31, 2015 you must include the report in the pdf version of the P&C Annual Return form	-	pdf	<b>January 31, 2016 (New due date)</b>
4. Attestation of Compliance of Versions (P&C), duly <b>signed</b> . <a href="http://www.lautorite.qc.ca/en/financial-returns-pro.html">http://www.lautorite.qc.ca/en/financial-returns-pro.html</a>	110	pdf	December 31, 2015
5. Classes of insurance, duly <b>signed</b> (Regulation under the Act respecting insurance)	120	pdf	December 31, 2015
6. Copy of major letters of credit and confirmations from trustees of deposits held for the account of the insurer reported on page 70.38 of the annual return. These confirmations must include the following or similar wording: "We confirm that we are holding deposits on behalf of (name of insurer) in the amount of \$ ____ for the account of (name of reinsurer) as at October 31, 2015." (if applicable).	180	pdf	December 31, 2015
7. Business Plan for the year 2016. The Business Plan should include a forecast of the Balance Sheet, the Income Statement and the Minimum Capital Test (MCT).	190	pdf	December 31, 2015
8. Audited consolidated financial statements presented to shareholders or members with the independent auditor's report, duly <b>signed</b> ("Official" version).	200	Searchable pdf file	December 31, 2015
9. Annual report prepared for shareholders or members (if applicable), as soon as possible.	200	pdf	
10. Financial statements of the insurer, and subsidiaries, affiliates and other consolidated entities in which the insurer has an ownership interest (if applicable).	300	pdf	December 31, 2015
11. Appointed actuary's report on policy liabilities, including certificate, duly <b>signed</b> .	400	Searchable pdf file	December 31, 2015
12. Data from the Unpaid Claims and Loss Ratio Exhibits. <a href="http://www.lautorite.qc.ca/en/policy-liabilities-report-pro.html">http://www.lautorite.qc.ca/en/policy-liabilities-report-pro.html</a>	-	ASCII (.nu1/.tx1)	December 31, 2015
13. Peer review - Appointed actuary's report.	440	pdf	<b>Note 1</b>
14. Dynamic Capital Adequacy Testing - DCAT, duly <b>signed</b> .	500	Searchable pdf file	<b>October 31, 2016</b>
15. Excel File related to certain DCAT data. (The Excel file that <b>must be used</b> will be available on the AMF website). <a href="http://www.lautorite.qc.ca/en/report-financial-condition-pro.html">http://www.lautorite.qc.ca/en/report-financial-condition-pro.html</a>	510	Excel	<b>October 31, 2016</b>
16. Peer review - DCAT.	520	pdf	<b>Note 1</b>
17. Earthquake Exposure Data Form. (The Excel file that <b>must be used</b> will be available on the AMF website). <a href="http://www.lautorite.qc.ca/en/earthquake-pro.html">http://www.lautorite.qc.ca/en/earthquake-pro.html</a>	740	Excel	<b>May 31, 2016</b>

**Note 1 : 30 days after transmission to the Audit Committee or the Chief Representative in Canada.**