

Regulatory Statement

Application for Voluntary Revocation of Authorization to Conduct Insurance Business in British Columbia

Regulatory Statement Number	22-021
Legislation:	<i>Financial Institutions Act</i>
Date:	December 19, 2023
Distribution:	B.C. Authorized Insurance Companies

PURPOSE

This Regulatory Statement provides the requirements of an application by an insurance company or an extraprovincial insurance corporation to the Superintendent of Financial Institutions (“Superintendent”) under section 64 of the *Financial Institutions Act* (“FIA”) to revoke its business authorization.

This Regulatory Statement replaces Information Bulletin INS-18-004 “Application for Voluntary Revocation of Authorization to Conduct Insurance Business in British Columbia.”

BACKGROUND

Under section 64 of the FIA, an insurance company or an extraprovincial insurance corporation¹ may apply to the Superintendent for a voluntary revocation of its business authorization and must provide at least 30 days’ written notice to the Superintendent of ceasing to do business. Under section 41(1) of the FIA, an insurance company or an extraprovincial insurance corporation that wishes to cease business in B.C. must provide for the whole sum insured under each of its contracts of insurance in B.C.

Section 249(8) of the FIA states that an insurance company, or an extraprovincial insurance corporation, must not transact or undertake any business after the revocation of its business authorization, *except* as necessary to wind-up its business. Any liability incurred by an insurance company or an extraprovincial insurance corporation (whether before, on, or after the revocation of a business authorization) may be enforced as if the revocation had not taken place.

Once an application to revoke a business authorization is submitted, BCFSA staff will confirm that the applicant is current with respect to payment of fees and required filings with BCFSA as of the date of the revocation.

REQUIREMENTS

An application by an insurance company or an extraprovincial insurance corporation for a voluntary revocation of its business authorization in B.C. must include:

- non-refundable [application fee](#) payable to BCFSA;
- cover letter detailing the reasons the insurer wishes to apply for voluntary revocation of its authorization;
- confirmation that the insurer has ceased writing business or acting as an insurer in B.C.;

¹ [Section 158\(1\)](#) of the FIA applies section 64 and section 249 to extraprovincial insurance corporations.

Classification: **Public**

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- if applicable, confirmation that an application is in progress to revoke the insurer's business authorization in its home jurisdiction;
- confirmation from the actuary that the insurer has no remaining policy obligations in B.C., or;
 - documentation demonstrating that all subsisting policies and insurance liabilities have been transferred to an insurer authorized to conduct business in B.C. and that policyholders have been appropriately notified of the transfer of policy, or
 - documentation that the insureds have signed an agreement for surrender and release of the contracts or consented to the continuance of the insurance contract for its unexpired term.

INSTRUCTIONS

To make an enquiry or to request a meeting with BCFSA staff in respect of an application, please contact the Approvals Branch at statapprovals@bcfsa.ca or at (604) 398-5034.

All notices, information or documentation referenced in this Statement are to be submitted via the [Integrated Regulatory Information System](#) ("IRIS"), a secure portal through which regulated entities may provide information to BCFSA. IRIS, as well as [instructions](#) on how to set up an account and submit an application through IRIS, may be accessed on BCFSA's website.

Application fees may be paid in IRIS by credit card (Visa or Mastercard). Payment by credit card through IRIS is integrated into the application process. Please contact statapprovals@bcfsa.ca for instructions on how to pay by electronic fund transfer, wire, or cheque.

LEGISLATION

FIA, ss. 41, 64, 158, 249

Copies of the legislation are available from www.bclaws.gov.bc.ca

Regulatory Statements establish the form and content of a regulatory submission; prescribe the manner of meeting or enforcing a requirement existing in an enactment; and/or provide the regulator's view of the laws that BC Financial Services Authority administers. Regulatory Statements are made pursuant to a requirement or power contained in provincial legislation. Compliance with a Regulatory Statement is therefore mandatory. Regulatory Statements may refer to law, practice, or background existing at the time of publication. If relying on the legal information contained in a Regulatory Statement, confirm that any references to the law, including enabling legislation, are up to date and obtain independent legal advice, when needed. Regulatory statements are effective on the date of their publication, unless stated otherwise.