

## S.31.02 – Special Purpose Vehicles

### General comments:

This Annex contains additional instructions in relation to the templates included in Annex I of this Regulation. The first column of the next table identifies the items to be reported by identifying the columns and lines as showed in the template in Annex I.

This annex relates to annual submission of information for individual entities.

This template is applicable for every insurance or reinsurance undertaking transferring risk(s) to a Special Purpose Vehicle (SPV), to ensure sufficient disclosure has been made where SPVs are used as alternative risk transfer methods to traditional reinsurance treaties.

The template applies to the use of:

- a) SPVs defined under article 13(26) and authorised under article 211(1);
- b) SPVs meeting conditions of article 211(3);
- c) SPVs regulated by third country supervisors where these meet equivalent measures to the conditions set out in article 211(2);
- d) Other SPVs, not meeting the definitions above, where risks are transferred under arrangements with the economic substance of a reinsurance contract.

The template covers risk mitigation techniques (recognised or not) carried out by the (re)insurance undertaking whereby a SPV assumes risks from the reporting undertaking through a reinsurance contract; or assume insurance risks from the reporting undertaking transferred through a similar arrangement that is ‘reinsurance like’.

	ITEM	INSTRUCTIONS
C0010 (A0)	Internal code of SPV	Internal code attributed to the SPV by the undertaking. This code shall be unique to each SPV and remain constant over subsequent reports.
C0030 (G1)	ID Code of SPV notes or other financing mechanism issued	For the notes or other financing mechanism issued by the SPV and hold by the insurance and reinsurance undertaking identify the ID code by this order of priority if existent: <ul style="list-style-type: none"><li>– ISO 6166 ISIN when available;</li><li>– Other "recognised" codes (e.g.: CUSIP, Bloomberg Ticker, Reuters RIC);</li><li>– Code attributed by the undertaking, when the options above are not available, and must be consistent over time.</li></ul>
C0040 (H1)	ID Code Type of SPV notes or other financing mechanism issued	Type of ID Code used for the “Asset ID Code” item. One of the options in the following closed list shall be used: <ul style="list-style-type: none"><li>1 - ISO 6166 for ISIN code</li><li>2 - CUSIP (The Committee on Uniform Securities Identification Procedures number assigned by the CUSIP Service Bureau for U.S. and Canadian companies)</li><li>3 - SEDOL (Stock Exchange Daily Official List for the London Stock Exchange)</li><li>4 - WRT (Wertpapier Kenn-Number, the alphanumeric German identification number)</li><li>5 - Bloomberg Ticker (Bloomberg letters code that identify a company's securities)</li><li>6 - BBGID (The Bloomberg Global ID)</li><li>7 - Reuters RIC (Reuters instrument code)</li><li>8 - Other code by members of the Association of National Numbering Agencies</li><li>9 - Code attributed by the undertaking</li></ul>

C0050 (I1)	Lines of Business SPV securitisation relates	<p>Identification of the line of business reported. The following closed list shall be used:</p> <ul style="list-style-type: none"> <li>1 - Medical expense insurance</li> <li>2 - Income protection insurance</li> <li>3 - Workers' compensation insurance</li> <li>4 - Motor vehicle liability insurance</li> <li>5 - Other motor insurance</li> <li>6 - Marine, aviation and transport insurance</li> <li>7 - Fire and other damage to property insurance</li> <li>8 - General liability insurance</li> <li>9 - Credit and suretyship insurance</li> <li>10 - Legal expenses insurance</li> <li>11 - Assistance</li> <li>12 - Miscellaneous financial loss</li> <li>13 - Proportional medical expense reinsurance</li> <li>14 - Proportional income protection reinsurance</li> <li>15 - Proportional workers' compensation reinsurance</li> <li>16 - Proportional motor vehicle liability reinsurance</li> <li>17 - Proportional other motor reinsurance</li> <li>18 - Proportional marine, aviation and transport reinsurance</li> <li>19 - Proportional fire and other damage to property reinsurance</li> <li>20 - Proportional general liability reinsurance</li> <li>21 - Proportional credit and suretyship reinsurance</li> <li>22 - Proportional legal expenses reinsurance</li> <li>23 - Proportional assistance reinsurance</li> <li>24 - Proportional miscellaneous financial loss reinsurance</li> <li>25 - Non-proportional health reinsurance</li> <li>26 - Non-proportional casualty reinsurance</li> <li>27 - Non-proportional marine, aviation and transport reinsurance</li> <li>28 - Non-proportional property reinsurance</li> <li>29 - Health insurance</li> <li>30 - Insurance with profit participation</li> <li>31 - Index-linked and unit-linked insurance</li> <li>32 - Other life insurance</li> <li>33 - Annuities stemming from non-life insurance contracts and relating to health insurance obligations</li> <li>34 - Annuities stemming from non-life insurance contracts and relating to insurance obligations other than health insurance obligations</li> <li>35 - Health reinsurance</li> <li>36 - Life reinsurance</li> <li>37 - Multiline</li> </ul> <p>Where the reinsurance treaty or a similar arrangement provides cover for more than one LoB and the terms of cover differ between LoBs then the treaty needs to be specified over multiple rows. The first row entry for the treaty needs to be entered as "Multiline" that provides details of the overall terms of the treaty , with the subsequent rows providing details of the individual terms of the reinsurance treaty to each relevant LoB. Where the term of the cover do not differ by LoB only the dominant Solvency II LoB is required.</p>
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C0060 (K1)	Type of Trigger(s) in the SPV	Identify the trigger mechanisms used by the SPV as trigger events that would oblige the SPV to make payment to the ceding (re)insurance undertaking. The following closed list shall be used: 1 - Indemnity 2 - Model Loss 3 - Index or Parametric 4 - Hybrids (including components from the above-mentioned techniques) 5 - Other
C0070 (L1)	Contractual Trigger Event	Description of the specific trigger that would oblige the SPV to make payment to the ceding (re)insurance undertaking. This information should be complementary to the information on “Type of Trigger(s) in the SPV” and should be descriptive enough to allow supervisors to identify the concrete trigger, e.g. specific weather/storm indices for cat risks or general mortality tables for longevity risks.
C0080 (M1)	Same trigger as in underlying cedant's portfolio	Identify if the trigger defined in the underlying (re)insurance policy with the pay-out trigger defined in the treaty is the same as the one defined in the SPV. The following closed list shall be used: 1 - Same trigger 2 - Different trigger
C0090 (N1)	Basis risk arising from risk-transfer structure	Identify the causes of basis risk (i.e. that the exposure covered by the risk-mitigation technique does not correspond to the risk exposure of the insurance or reinsurance undertaking). The following close list should be used: 1 - No basis risk 2 - Insufficient subordination for note holders, 3 - Investors' additional recourse against cedant, 4 - Additional risks were securitised subsequent to authorisation, 5 - Cedants hold exposure to notes issued, 9 - Other
C0100 (O1)	Basis risk arising from contractual terms	Identify the basis risk arising from contractual terms. 1 - No basis risk 2 - Substantial part of risks insured not transferred 3 - Insufficient trigger to match risk exposure of cedant
C0110 (P1)	SPV assets ring-fenced to settle cedant-specific obligations	The amount of SPV assets ring-fenced for the reporting cedant, which are available to settle the contractual liabilities reinsured by the SPV for that specific cedant only (collateral assets specifically recognised on balance sheet of the SPV in relation to the obligation assumed).
C0120 (Q1)	Other non cedant-specific SPV Assets for which recourse may exist	The amount of SPV assets (recognised on balance sheet of the SPV), not directly related to the reporting cedant but for which recourse exists. This would include any “free assets” of the SPV, which may be available to settle the reporting cedant's liabilities.
C0130 (R1)	Other recourse arising from securitisation	The amount of contingent assets of the SPV (held off balance sheet), not directly related to the reporting cedant but for which recourse exists. This includes recourse against other counterparties of the SPV, including guarantees, reinsurance contracts and derivative commitments to SPV made by the SPV sponsor, note holders, or other third parties.
C0140 (S1)	Total maximum possible obligations from SPV under reinsurance policy	Amount of total maximum possible obligations from reinsurance contract (cedant-specific).

C0150 (T1)	SPV fully funded in relation to cedant obligations throughout the reporting period	Identify if the protection offered by the risk-mitigation technique may only be partially recognised where counterparty to a reinsurance contract ceases to be able to provide effective and continuing risk-transfer. The following closed list shall be used: 1 - SPV fully funded in relation to cedant obligations 2 – SPV not fully funded in relation to cedant obligations
C0160 (U1)	Current recoverables from SPV	Amount of SPV Recoverables recognised on the Solvency II balance sheet of the reporting undertaking (prior to adjustments made for expected losses due to counterparty default). This should be calculated in accordance with the requirements of article 41 of Implementing measures.
C0170 (V1)	Identification of material investments held by cedant in SPV	Identify whether material investments held by the cedant in the SPV exist, according to Article 185 SCRRM2 of Implementing measures. 1 - Not applicable 2 - Investments of SPV controlled by cedant and/or sponsor (where it differs from cedant); 3 - Investments of SPV held by cedant (equity, notes or other subordinated debt of the SPV); 4 - Cedant sells reinsurance or other risk mitigation protection to the SPV; 5 - Cedant has provided guarantee or other credit enhancement to SPV or note holders; 6 - Sufficient basis risk retained by cedant; 9 - Other.  If this is reported then cells C0030 and C0040 needs to identify the instrument.
C0180 (X1)	Securitisation assets related to cedant held in trust with other third party than cedant / sponsor?	Identify if there are securitisation assets related to cedant held in trust with other third party than cedant / sponsor, considering the provisions of articles 319 SPV11(2c) and 190 SCRRM7 of Implementing measures. One of the options in the following closed list shall be used: 1 – Held in trust with other third party than cedant / sponsor 2 – Not held in trust with other third party than cedant / sponsor
C0190 (A0)	Internal code of SPV	Internal code attributed to the SPV by the undertaking by this order of priority if existent: - Legal Entity Identifier (LEI); - Specific code  Specific code: - For EEA insurance and reinsurance undertakings and other EEA regulated undertakings within the group: identification code used in the local market, attributed by the undertaking's competent supervisory authority; - For non-EEA undertakings and non-regulated undertakings within the group, identification code will be provided by the group. When allocating an identification code to each non-EEA or non-regulated undertaking, the group shall comply with the following format in a consistent manner: identification code of the parent undertaking + ISO 3166-1 alpha-2 code of the country of the undertaking + 5 digits
C0200	Type of code SPV	Identification of the code used in item “internal code of SPV”. One of the options in the following closed list shall be used: 1 - LEI 2 - Specific code

C0210 (B1)	Legal nature of SPV	Identify the legal nature of the SPV securitisation, according to Article 13(26) of Directive 2009/138/EC. Closed list 1 – Trusts 2 – Partnerships 3 – Limited liability companies 4 – Other legal entity form not referred above 5 – Not incorporated
C0220 (B1A)	Name of SPV	Identify the name of the SPV
C0230 (C1)	Incorporation no. of SPV	Registration number received at incorporation of the SPV. For unincorporated SPVs, the undertaking shall report the regulatory number or equivalent number obtained from the supervisory authority at the time of authorisation.  <u>If the SPV is not incorporated this cell doesn't apply.</u>
C0240 (D1)	SPV country of authorisation ( <i>where applicable</i> )	Identify the ISO 3166 code for the country where the SPV is established and has received authorisation, if any.
C0250 (E1)	SPV authorisation conditions	Identify authorisation conditions of the SPV according to Article 211 of the Directive 2009/138/EC or equivalent legal instrument. One of the options in the following closed list shall be used: 1 - SPV authorised under article 211(1) of Directive 2009/138/EC 2 - SPV authorised under article 211(3) of Directive 2009/138/EC (grandfathered) 3 - SPV regulated by a third country supervisory authority where requirements equivalent to those set out in Article 211(2) of Directive 2009/138/EC are met by the special purpose vehicle 4 - SPV not covered above
C0260 (F1)	External rating assessment by nominated ECAI	Rating of the SPV (if any) that is considered by the undertaking and given by an external rating agency.
C0270 (F1A)	Nominated ECAI	Rating agency giving the external rating of the SPV, as reported in item C0260.
C0280	Credit quality step	Identify the credit quality step attributed to the SPV. The credit quality step should reflect any readjustments to the credit quality made internally by the undertaking.
C0290	Internal rating	Internal rating of the SPV for undertakings using internal model to the extent that the internal ratings are used in their internal modelling. If an internal model undertaking is using solely external ratings this item shall not be reported.