SCREENING FLOWCHART FOR AUTHORISATION SCHEMES THAT ARE IMPOSED ON SERVICE PROVIDERS ESTABLISHED IN ANOTHER MEMBER STATE WHO WANT TO ESTABLISH IN THE UK

(a) Does the authorisation scheme comply with regulations 14.1-14.3, in particular is it non-discriminatory and proportionate, and can it be justified by an overriding reason relating to the public interest? (see example 1)

(b) Does the authorisation scheme comply with regulations 15.1-15.7, for example is it based on criteria that prevent power being exercised in an arbitrary manner?

(c) Does the authorisation scheme comply with regulations 16.1-16.4, for example is it indefinite in duration unless there are good reasons otherwise?

(d) If the number of authorisations is limited due to a shortage of natural resources or technical capacity, then does the authorisation scheme comply with regulations 17.1-17.4, e.g., is there a fair selection procedure?

(e) Does the authorisation scheme comply with regulations 18.1-20, for example in relation to clarity, time limits, tacit consent and charges?

YES Go to A
NO Go to B
YES No further action
NO Go to C
YES No further action
NO Go to C
YES No further action
NO Go to C
YES No further action
NO Go to C

A Please complete a reporting form* setting out the reasons why you believe this is the case.

B The authorisation scheme will need to comply with the Directive. Please complete a reporting form* outlining the steps that you plan to take to comply with the Directive.

C Please take steps to ensure that you comply with the Directive.

* Please carry on using the IPM reporting forms until the 28th December 2009, after this date you will need to use a new reporting form, which will be issued by the EU Commission.