

Notification of breach by a Life Company (including Friendly Societies)

Section 132A Life Insurance Act 1995

All questions in the fo	orm must be completed before it can be accepted
(See over page for informa space)	ation on completing this form - attach extra pages if insufficient
Name of the Life Company/ Friendly Society	
ABN	
	r Legislative Provisions breached nt provisions below for this breach notification)
APRA Authority	
Life Insurance Act 1995	
Life Insurance Regulations 1	995
Financial Sector (Collection of Data) Act 2001	of
Financial Institutions Supervis Levies Collection Act 1998	sory
Life Insurance Prudential	Standards (select applicable PS from list)
LPS 001	Definitions
LPS 100	Solvency Standard
LPS 110	Capital Adequacy
LPS 112	Capital Adequacy: Measurement of Capital
LPS 114	Capital Adequacy: Asset Risk Charge



Life Ir	surance Prudenti	al Standards (continued)
	LPS 115	Capital Adequacy: Insurance Risk Charge
	LPS 117	Capital Adequacy: Asset Concentration Risk Charge
	LPS 118	Capital Adequacy: Operational Risk Charge
	CPS 220	Risk Management
	CPS 226	Margining and risk mitigation for non-centrally cleared derivatives
	LPS 230	Reinsurance
	CPS 231	Outsourcing
	CPS 232	Business Continuity Management
	CPS 234	Information Security
	LPS 310	Audit and Related Matters
	CPS 320	Actuarial and Related Matters
	LPS 340	Valuation of Policy Liabilities
	LPS 360	Termination Values, Minimum Surrender Values and Paid-up Values
	LPS 370	Cost of Investment Performance Guarantees
	CPS 510	Governance
	CPS 520	Fit and Proper
	LPS 600	Statutory Funds
	LPS 700	Friendly Society Benefit Funds
	3PS 001	Definitions
	3PS 221	Aggregate Risk Exposures
	3PS 222	Intra-group Transactions and Exposures
	3PS 310	Audit and Related Matters
Matur	e and impact of the	e breach (including details on the effect on policy holders) and how d (use an attachment to this form if necessary)



		•••••	•••••			•••••		••••••		
Date the breach occurred (or will occur) (Date ranges are not acceptable) Date Life Company became aware of breach		D	/	М	М	/	Y	Y	Y	Y
		D	,	М	М	,	Y	Y	Y	
Date Life Company became aware of breach (Date ranges are not acceptable)						/				
Estimated number of policyholders affected										
Estimate of \$ dollar amount involved (Amount range is not acceptable)										
Category of Breach										
(Please select only ONE of the following categories that best breach)	des	cri	bes	the	e na	atur	e o	f th	е	
Audit/Actuarial or Reporting										
Business Continuity Management										
Capital Adequacy										
Fees and Charges										
Fit and Proper										
Friendly Society Benefit Fund Requirements										
Governance, Remuneration or Conflict Management										
Information Security										
Outsourcing										
Reinsurance										
Risk Management										
Statutory Funds										
Solvency or Valuation of Liabilities										
Unit Pricing										
Other										
Rectification action already undertaken and/or proposed action (use an attachment to this form if necessary)										



······	······								
Whether ASIC has been separate	Yes	No							
Contact Person in relation to breach									
First name									
Last name									
Phone number									
Return address for APRA									
acknowledgment of notification (email, fax or postal address)									
·									
Position held with Life Company									
Date	D D M M Y Y Y	Y							

Email form directly to your APRA Responsible Supervisor's email address 02 9210 3411 Email

Fax to

Post to GPO Box 9836, in your Capital City

APRA will acknowledge receipt of this breach notification.

(Refer to Notes on completing this form overleaf)

End of form.



Your obligations

If an APRA-regulated institution becomes aware it has breached (or will breach) a prudential requirement, it may have obligations to report the breach to APRA.

The relevant legislative requirements for reporting breaches are found in the Prudential Acts.

- s. 62A of the Banking Act 1959
- s. 38AA of the *Insurance Act 1973*
- s. 132A of the Life Insurance Act 1995
- s. 29JA of the Superannuation Industry (Supervision) Act 1993
- s. 95 of the *Private Health Industry* (*Prudential Supervision*) *Act 2015*

When must you notify APRA?

Some breaches or matters must be reported immediately to APRA in writing.

Other significant breaches or matters must be reported to APRA in writing within 10 business days of becoming aware that a breach has occurred or will occur.

Refer to the relevant legislation to determine whether a breach or matter needs to be reported and for the required timeframe.

Failure to notify APRA of a breach

Failure to notify APRA of a breach within the required time frame is an offence under each relevant Act.

Format of Breach Notification

Breach notification must be **in writing**.

For ease of reporting, APRA has made available an Online Breach Notification System. Alternatively you may use this form and send to APRA. APRA prefers institutions to use the Online System.

Reporting breaches to ASIC

Breaches under APRA administered legislation may also breach ASIC-administered legislation. You should determine if you are also required to report the breach to ASIC.

Reporting a breach to APRA will constitute the lodgement of a report under 912DAA(1) of the *Corporations Act*, provided that the report given to APRA contains all of the information under s912DAA and is provided within the time required under s 912AA(3).* This must include any information that is required by the ASIC prescribed form. APRA suggests that, in order to ensure compliance, you use the prescribed form contained on APRA's Online Breach Notification System (the Extranet).

You should not use the Online System or forms to report a breach that relates solely to ASIC-administered legislation. You should refer to ASIC to ascertain how to report these breaches.

Enquiries

Telephone 1300 55 88 49

Email info@apra.gov.au

Mail GPO Box 9836 in all capital cities (except Hobart and Darwin)

Disclaimer

The purpose of these instructions is to provide general assistance in the use of the APRA online breach reporting system. These instructions do not contain any legal advice and APRA disclaims any and all liability or responsibility for any loss or damages arising out of any use of, or reliance on, these instructions or the APRA online breach reporting system. Users of the APRA online breach reporting system are encouraged to obtain professional advice on their breach reporting obligations under the relevant legislation and to exercise their own skill and care in relation to any material contained in these instructions or in the APRA.

^{*}The required time is within 30 days after a financial services licensee first knows that, or is reckless with respect to whether, there are reasonable grounds to believe a reportable situation has arisen.