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STATUTORY INSTRUMENTS

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**2001 No. 2635**

**The Financial Services and Markets Act 2000 (Law  
Applicable to Contracts of Insurance) Regulations 2001**

**PART III**

*Contracts of Long-Term Insurance*

**Applicable law**

**8.**—(1) This Part applies to a contract of long-term insurance if—

- (a) where the policyholder is an individual, he resides in an EEA State;
- (b) otherwise, the establishment of the policyholder to which the contract relates is situated in an EEA State.

(2) The applicable law is the law of the EEA State of the commitment unless, if such a choice is permitted under the law of that EEA State, the parties choose the law of another country.

(3) If the policyholder is an individual and resides in one EEA State but is a national or citizen of another, the parties to the contract may choose the law of the EEA State of which he is a national or citizen as the applicable law.

**Mandatory rules**

**9.** Nothing in regulation 8 affects the application of the mandatory rules of any part of the United Kingdom, irrespective of the applicable law of the contract.

**The 1990 Act**

**10.**—(1) Subject to the preceding provisions of this Part, the 1990 Act is to be treated as applying to the contract for the purposes of determining the applicable law.

(2) In determining what freedom of choice the parties have under the law of a part of the United Kingdom, the 1990 Act is to be treated as applying to the contract.