बीमा विनियामक और विकास प्राधिकरण

INSURANCE REGULATORY AND DEVELOPMENT AUTHORITY

CIRCULAR

07th June, 2010

IRDA/CAGTS/CIR/ LCE/092/06/2010

To

All the insurers

Re: Transfer of Corporate Agency from one Insurer to another.

IRDA has issued instructions vide its Circular Ref: 31/IRDA/CA/CIR/SEP09 dated 02.09.09 to all the Insurers and Agents / Corporate Agents on the steps be taken to ensure the policyholders' interest are protected before issuing 'No Objection Certificate' to the Agent / Corporate Agent who is leaving their organization.

In order to bring in uniformity in processing the applications for transfer of Corporate Agency, the following procedure shall be adopted by all the Insurers.

1. The decision to engage any 'Person' who is holding a valid License to act as Corporate Agent, on transfer from other insurer, will be taken only in the Corporate Office of the Insurance Company.

2. The proceedings appointing the 'Person' as Corporate Agent will be issued by the CEO / CFO /, Chief Marketing/ Sales Officer, Chief of Channel Operations etc, designated for that purpose by the board.

3. The Officer so designated shall carry out due diligence of the Corporate Agent with whom they are proposing to enter into a Corporate Agency Agreement and record the same while taking a decision to engage the services of that Corporate Agent.

4. The Officer so designated shall obtain and record, from all the available sources, the reasons leading to cancellation of Corporate Agency Agreement with the earlier Insurer.

5. The Officer so designated shall fully satisfy and record that the provisions of Point No.4 of the Circular Ref: 31/IRDA/CA/CIR/SEP09 dated 02.09.09 are complied by the Corporate Agent.

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6. The Officer so designated shall obtain, prior to entering into an agreement, all the periodical returns mentioned at Point Nos.24, 25 & 26 of the Guidelines on Licensing of Corporate Agents issued vide IRDA Circular Ref: 017/IRDA/Circular/CA Gudilenes/2005 dated 14th July, 2005 for at least two preceding financial years from the Corporate Agents who are intending to have a Corporate Agency agreement with them.

7. The Officer so designated shall be responsible for ensuring that the Corporate Agents comply with the relevant provisions of the Insurance Act, 1938, IRDA Act, 1999, Regulations / Guidelines and instructions issued by the Authority from time to time.

8. These guidelines shall form part of Cir 017/IRDA/Circular/CA Gudilenes/2005 dated 14th July, 2005 and further Circulars / instructions issued from time to time.

9. All the insurers are here by directed to notify IRDA, details of designated officer so designated for Licensing of Corporate Agents on or before 30.06.2010.

Abhay

(A.Giridhar)
Executive Director