



Banking Act 2009

2009 CHAPTER 1

PART 5

INTER-BANK PAYMENT SYSTEMS

Miscellaneous

[^{F1}206A Services forming part of recognised inter-bank payment systems

- (1) The Treasury may by order make provision applying any provision of this Part to persons who are service providers in relation to a recognised inter-bank payment system.
- (2) A person is a service provider in relation to a recognised inter-bank payment system if—
 - (a) the person provides services that form part of the arrangements constituting the system, and
 - (b) the person is specified as a person within paragraph (a) by the Treasury in the recognition order made in respect of the system.
- (3) Telecommunication or information technology services are examples of the kind of services that may fall within subsection (2)(a).
- (4) Before specifying persons under subsection (2)(b), the Treasury must—
 - (a) consult the Bank of England [^{F2}, the FCA and the PRA],
 - (b) notify the operator of the system and the persons whom the Treasury proposes to specify, and
 - (c) consider any representations made.
- (5) The Treasury may not specify the Bank of England under subsection (2)(b).
- (6) Before making an order under subsection (1), the Treasury must consult—
 - (a) the Bank of England,
 - [^{F3}(b) the FCA,

Status: Point in time view as at 01/04/2013. This version of this provision has been superseded.

Changes to legislation: Banking Act 2009, Section 206A is up to date with all changes known to be in force on or before 16 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (ba) the PRA, and]
 - (c) such other persons as the Treasury consider appropriate.
- (7) An order under subsection (1)—
- (a) may modify any provision of this Part in its application to persons who are service providers in relation to a recognised inter-bank payment system;
 - (b) may (but need not) take the form of textual amendment.
- (8) An order under subsection (1)—
- (a) is to be made by statutory instrument, and
 - (b) may not be made unless a draft has been laid before and approved by resolution of each House of Parliament.]

Textual Amendments

- F1** S. 206A inserted (8.4.2010) by [Financial Services Act 2010 \(c. 28\)](#), **ss. 20**, 26(1)(f)
- F2** Words in s. 206A(4)(a) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), **ss. 104(10)(a)**, 122(3) (with [Sch. 20](#)); [S.I. 2013/423](#), art. 3, [Sch.](#)
- F3** S. 206A(6)(b)(ba) substituted for s. 206A(6)(b) (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), **ss. 104(10)(b)**, 122(3) (with [Sch. 20](#)); [S.I. 2013/423](#), art. 3, [Sch.](#)

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