

---

STATUTORY INSTRUMENTS

---

**2000 No. 2952**

**The Banking Consolidation Directive  
(Consequential Amendments) Regulations 2000**

**Amendment of the Financial Services and Markets Act 2000**

**8.—(1)** The Financial Services and Markets Act 2000(1) is amended as follows.

(2) In section 203(10), in the definition of “listed activity”, for “the Annex to the second banking co-ordination directive” there is substituted “Annex 1 to the banking consolidation directive”.

(3) In section 405(5)(b), for “Article 9(4) of the second banking co-ordination directive;” there is substituted “Article 23(5) of the banking consolidation directive;”.

(4) In section 425(1)(a), for ““second banking co-ordination directive”” there is substituted ““banking consolidation directive””.

(5) In Schedule 3:

(a) in paragraph 1, for sub-paragraphs (a) and (b) there is substituted:

“(a) the banking consolidation directive;”;

(b) for paragraph 2 there is substituted:

“2. “The banking consolidation directive” means Directive [2000/12/EC](#) of the European Parliament and of the Council of 20 March 2000 relating to the taking up and pursuit of the business of credit institutions;”;

(c) in paragraph 5:

(i) for sub-paragraph (b) there is substituted:

“(b) a credit institution (as defined in Article 1 of the banking consolidation directive) which is authorised (within the meaning of Article 1) by its home state regulator;” and

(ii) for sub-paragraph (c) there is substituted:

“(c) a financial institution (as defined in Article 1 of the banking consolidation directive) which is a subsidiary of the kind mentioned in Article 19 and which fulfils the conditions in Articles 18 and 19; or”;

(d) in paragraph 19(6), for “second banking coordination directive” there is substituted “banking consolidation directive”;

(e) in paragraph 20(3), for “a banking co-ordination directive” there is substituted “the banking consolidation directive”; and

(f) in paragraph 24(1)(b), for “Article 18.2 of the second banking co-ordination directive” there is substituted “Article 19 of the banking consolidation directive”.

(6) In paragraph 20 of Schedule 11:

(a) in sub-paragraph (4), for “Council Directive No [77/780/EEC](#)” there is substituted “the banking consolidation directive”; and

---

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---

- (b) in sub-paragraph (5), for “Council Directive No [89/646/EEC](#)” there is substituted “the banking consolidation directive”.