

## SCHEDULE 2

### Amendments of subordinate legislation

#### **The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001**

- 35.** In the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001<sup>(1)</sup>—
- (a) in articles 9C(1) and (3); 9D; 9E(1); 9F; 9G(1), (4) and (8); 9H(1); 9K; 54(3); 92; 93(1); 94(1), (3), (4) and (5); 95(1) to (9) and 96, for “the Authority” (wherever appearing) substitute “the FCA”;
  - (b) in article 9C(3) (persons certified as small issuers etc), for “the authority” substitute “the FCA”;
  - (c) in article 9D (applications for certificates), for paragraphs (a) to (c), substitute—
    - “(a) section 55U(1)(b) and (4) to (8);
    - (b) section 55V;
    - (c) section 55X(2) and (4)(f); and
    - (d) section 55Z3(1).”;
  - (d) in article 9E (revocation of certificate on Authority’s own initiative)—
    - (i) in the heading, for “Authority’s” substitute “FCA’s”;
    - (ii) in paragraph (3)—
      - (aa) for “54 and 55(2)” substitute “55Z and 55Z3(2)”;
      - (bb) for “the Authority’s” substitute “the FCA’s”;
  - (e) in article 9G (obtaining information from certified persons etc)—
    - (i) in subsection (2), for “Section 148” substitute “Section 138A”;
    - (ii) in subsection (3), for “Section 150” substitute “Section 138D”;
    - (iii) in subsection (6) for “Authority’s” substitute “Regulator’s”;
    - (iv) in subsection (7) omit paragraph (a);
  - (f) in article 9H(2) (rules prohibiting the issue of electronic money at a discount), for “Section 148” substitute “Section 138A”;
  - (g) in article 35(3)(c) and (d) (international securities self-regulating organisations), for “the Authority” substitute “the FCA and the PRA”;
  - (h) in article 93(1)(a) (duty to maintain a record of persons carrying on insurance mediation activities), for “section 51(3)” substitute “section 55U(4)”;
  - (i) in article 95(10) (exclusion from record where no fit and proper to carry on insurance mediation activities), for “Authority” substitute “FCA or PRA”;
  - (j) in article 96 (exclusion from record where regulator has exercised its powers under Part 20 of the Act), in the heading for “Authority” substitute “FCA”.

---

<sup>(1)</sup> S.I. 2001/544, amended by S.I. 2002/682, S.I. 2003/1476 and S.I. 2006/3221.