

SCHEDULE 2

Amendments to the Financial Services and Markets Act 2000

Amendments to Part 27 (offences)

48. In section 398(1A)(1) (Misleading FCA or PRA: residual cases)—

(a) after paragraph (b) insert—

“(ba) the Financial Services and Markets Act 2000 (Markets in Financial Instruments) Regulations 2017 (S.I. 2017/XXXX);”;

(b) at the end of paragraph (e)(2) omit “or”; and

(c) after paragraph (e) insert—

“(ea) any directly applicable EU regulation made under the markets in financial instruments directive;

(eb) the markets in financial instruments regulation and any directly applicable EU regulation made under it; or”.

(1) Section 398(1A) was inserted by [S.I. 2013/1733](#).

(2) Paragraph (e) was amended by [S.I. 2015/1882](#) and [S.I. 2016/680](#).