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STATUTORY INSTRUMENTS

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**2018 No. 1184**

**EXITING THE EUROPEAN UNION  
FINANCIAL SERVICES**

**The Central Counterparties (Amendment, etc., and  
Transitional Provision) (EU Exit) Regulations 2018**

*Made - - - - 13th November 2018  
Coming into force in accordance with  
regulation 1(2) and (3)*

**THE CENTRAL COUNTERPARTIES (AMENDMENT, ETC., AND  
TRANSITIONAL PROVISION) (EU EXIT) REGULATIONS 2018**

PART 1

Introduction

1. Citation, commencement and interpretation

PART 2

Amendment of primary legislation

2. Amendment of the 2000 Act
3. (1) Section 285 (exemption for recognised bodies) is amended as...
4. In section 292(6) (overseas clearing houses) , omit “authorised as...
5. In Schedule 17A (further provision in relation to the exercise...

PART 3

Amendment of the EMIR Regulation

6. Introduction to amendment of the EMIR Regulation
7. Definitions
8. Recognition of a third country CCP

**Changes to legislation:** The Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018 is up to date with all changes known to be in force on or before 15 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) View outstanding changes

## PART 4

### Revocation of Level 2 Legislation

- 9. Revocation of implementing acts made under Article 25.6 of the EMIR Regulation
- 9A Revocation of delegated acts made under Articles 25.2a, 25a.3 or 25d.3 of the EMIR Regulation

## PART 5

### Disapplication of continuation of existing acts, etc.

- 10. Disapplication of ESMA recognition decisions

## PART 6

### Transitional provisions

- 11. Interpretation
- 12. Application for deemed recognition pursuant to Article 25 of the EMIR Regulation
- 13. Deemed recognition pursuant to Article 25 of the EMIR Regulation
- 13A Determination of systemic importance
- 13B Conditions for Tier 2 CCPs
- 13C Comparable compliance
- 14. Power to make regulations in respect of third countries' regulatory frameworks before IP completion day
- 15. Bank's power to advise Treasury on regulatory equivalence of central counterparties
- 16. Cooperation arrangements between the Bank of England and the competent authorities of third countries before IP completion day
- 17. Eligibility for temporary deemed recognition
- 18. Temporary deemed recognition period
- 19. Cessation of temporary deemed recognition
- 19A Eligibility for run-off regime
- 19B Relevant period for the purposes of regulation 19A
- 19C Relevant services, activities and financial instruments for the purposes of regulation 19A
- 19D Cessation of eligibility for the run-off regime
- 20. Regulations under this Part
- 21. Application of the 2000 Act to the Bank of England in relation to its functions under this Part
- 22. Sections 348 to 350 and 353 (disclosure of information) of...
- 23. Section 398 (misleading FCA or PRA: residual cases) of the...
- 24. (1) Section 401 (proceedings for offences) of the 2000 Act...
- 25. Paragraph 19 (annual report) of Schedule 1ZB to the 2000...
- 26. Fees
- Signature
- Explanatory Note

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**Changes and effects yet to be applied to :**

- Regulations revoked by [2023 c. 29 Sch. 1 Pt. 2](#)