
STATUTORY INSTRUMENTS

2018 No. 1288

FINANCIAL SERVICES AND MARKETS

The Securitisation Regulations 2018

Made - - - - 3rd December 2018

Laid before Parliament 4th December 2018

Coming into force 1st January 2019

THE SECURITISATION REGULATIONS 2018

PART 1

Introductory provisions

1. Citation and commencement
2. Interpretation
3. Directly applicable EU regulations
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PART 2

Disciplinary measures and procedures

5. Temporary prohibition relating to management functions
6. Temporary prohibition relating to management functions: obligations on originator, sponsor or SSPE
7. Public censure
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9. Statements of policy
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CHAPTER 1

Third party verifiers

12. Application for authorisation to provide a third party verification service

Status: This is the original version (as it was originally made).

13. Determination of an application for authorisation to provide a third party verification service
14. Temporary withdrawal of authorisation to provide a third party verification service
15. Temporary withdrawal of authorisation to provide a third party verification service: procedure
16. Cancellation of authorisation to provide a third party verification service on the initiative of the FCA
17. Cancellation of authorisation to provide a third party verification service at request of third party verifier
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CHAPTER 2

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19. Warning notice
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21. Imposition of a temporary ban
22. Procedure for the imposition, variation or revocation of a temporary ban on STS notifications

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23. Right to refer a matter to the Tribunal

PART 4

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24. Consultation in relation to taking certain enforcement action
25. Transparency requirements for originators, sponsors and SSPEs of private securitisations – power of direction
26. Informing the FCA of STS notifications – power of direction
27. Application of the Act and secondary legislation
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SCHEDULE 1 — Application and modification of the Act and secondary legislation

1. Disciplinary powers
2. The Tribunal
3. Information gathering and investigations
4. Disciplinary powers under Part 14
5. Restrictions on disclosure of information

6. Injunctions and restitution
7. Notices
8. Offences
9. Limitation on powers to require documents
10. Consultation in relation to taking certain enforcement action
11. Penalties and fees
12. (1) Paragraphs 27 to 31 of Schedule 1ZB to the...
13. Exemption from liability in damages
14. The functions of the PRA under these Regulations and its...
15. The Financial Services and Markets Act 2000 (Service of Notices) Regulations 2001
16. The Financial Services and Markets Act 2000 (Over the Counter Derivatives, Central Counterparties and Trade Repositories) Regulations 2013

SCHEDULE 2 — Minor and consequential amendments to primary and secondary legislation

1. The Act
2. The Financial Services and Markets Act (Regulated Activities) Order 2001
3. The Payment to Treasury of Penalties (Enforcement Costs) Order 2013
4. The Financial Services and Markets Act 2000 (Qualifying EU Provisions) Order 2013
5. The Financial Services Act 2012 (Relevant Functions in relation to Complaints Scheme) Order 2014
6. The Public Interest Disclosure (Prescribed Persons) Order 2014

Explanatory Note