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## STATUTORY INSTRUMENTS

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# 2019 No. 1234

## The Prospectus (Amendment etc.) (EU Exit) Regulations 2019

### PART 4

#### Amendments of other secondary legislation

##### **Amendments of the Financial Services and Markets Act 2000 (Financial Promotion) Order 2005**

**26.** Article 70 (promotions included in listing particulars etc) of the Financial Services and Markets Act 2000 (Financial Promotion) Order 2005 <sup>M1</sup> is amended as follows—

- (a) in paragraph (1)(c), omit paragraph (ii) and the preceding “or”;
- (b) in paragraph (1A)(b), omit “25(4),”.

##### **Commencement Information**

- II** Reg. 26 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(4\)](#)

##### **Marginal Citations**

- M1** [S.I. 2005/1529](#); relevant amending instruments are [S.I. 2007/2615](#) and 2019/1043.

##### **Amendments of the Equivalence Determinations for Financial Services and Miscellaneous Provisions (Amendment etc) (EU Exit) Regulations 2019**

**27.—(1)** The Equivalence Determinations for Financial Services and Miscellaneous Provisions (Amendment etc) (EU Exit) Regulations 2019 <sup>M2</sup> are amended as follows.

(2) In Schedule 1 (equivalence determinations), in paragraph 9—

- (a) in the heading, for “Prospectus Directive” substitute “Prospectus Regulation”;
- (b) in sub-paragraph (1), for the words from “the law of the United Kingdom” to the end substitute “Regulation (EU) No 2017/1129 of the European Parliament and of the Council of 14 June 2017 on the prospectus to be published when securities are offered to the public or admitted to trading on a regulated market, and repealing Directive [2003/71/EC](#) (“the Prospectus Regulation”)”;
- (c) for sub-paragraph (3)(b), substitute—
  - “(b) Commission Delegated Regulation (EU) 2019/980 of 14 March 2019 supplementing Regulation (EU) 2017/1129 of the European Parliament and of the Council as regards the format, content, scrutiny and approval of the prospectus to be published when securities are offered to the public or admitted to trading on a regulated market, and repealing Commission Regulation (EC) No 809/2004,”;
- (d) omit sub-paragraphs (5) and (6);

**Changes to legislation:** The Prospectus (Amendment etc.) (EU Exit) Regulations 2019, PART 4 is up to date with all changes known to be in force on or before 25 December 2023. 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

(e) after sub-paragraph (7) insert—

“(8) For the purpose of Article 29(3) of the Prospectus Regulation, to determine that the information requirements imposed by the national law of a third country are equivalent to the requirements under the Prospectus Regulation.”.

**Commencement Information**

**I2** Reg. 27 in force at 6.9.2019, see reg. 1(2)

**Marginal Citations**

**M2** S.I. 2019/541.

**Amendment of the Financial Services and Markets Act 2000 (Amendment) (EU Exit) Regulations 2019**

**28.** Omit regulation 175 (Article 70 – promotions included in listing particulars etc) of the Financial Services and Markets Act 2000 (Amendment) (EU Exit) Regulations 2019 <sup>M3</sup>.

**Commencement Information**

**I3** Reg. 28 in force at 6.9.2019, see reg. 1(2)

**Marginal Citations**

**M3** S.I. 2019/632.

**Amendments of the Gibraltar (Miscellaneous Amendments) (EU Exit) Regulations 2019**

**29.—(1)** The Gibraltar (Miscellaneous Amendments) (EU Exit) Regulations 2019 <sup>M4</sup> are amended as follows.

(2) In regulation 11 (saving for certain financial services legislation relating to Gibraltar), in paragraph (5), after sub-paragraph (z) insert—

“(z1) the Official Listing of Securities, Prospectus and Transparency (Amendment etc.) (EU Exit) Regulations 2019;

(z2) the Prospectus (Amendment etc.) (EU Exit) Regulations 2019.”.

**Commencement Information**

**I4** Reg. 29 in force at 31.12.2020 in force immediately before IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(3)

**Marginal Citations**

**M4** S.I. 2019/680.

**[<sup>F1</sup>Amendment of the Financial Services and Markets Act 2000 (Prospectus) Regulations 2019**

**30.** In the Financial Services and Markets Act 2000 (Prospectus) Regulations 2019<sup>F2</sup>, omit regulations 2A and 6(5).]

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- F1** Reg. 30 substituted (31.12.2020 immediately before IP completion day) by [The Financial Services \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/628\)](#), regs. 1(3), **17(2)**
- F2** [S.I. 2019/1043](#), as amended by [S.I. 2020/117](#)

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**Commencement Information**

- I5** Reg. 30 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), **Sch. 5 para. 1(1)**), see [reg. 1\(4\)](#)

**Changes to legislation:**

The Prospectus (Amendment etc.) (EU Exit) Regulations 2019, PART 4 is up to date with all changes known to be in force on or before 25 December 2023. 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.

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

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