

DRAFT STATUTORY INSTRUMENTS

2018 No.

**EXITING THE EUROPEAN UNION
FINANCIAL SERVICES**

The Financial Regulators' Powers (Technical Standards
etc.) (Amendment etc.) (EU Exit) Regulations 2018

Made - - - - - ***

Coming into force in accordance with regulation 1

**THE FINANCIAL REGULATORS' POWERS
(TECHNICAL STANDARDS ETC.) (AMENDMENT
ETC.) (EU EXIT) REGULATIONS 2018**

PART 1

General

1. Citation and commencement

PART 2

EU Exit Instruments

2. Interpretation
3. Delegation
4. Division of responsibilities
5. Procedure

PART 3

Standards Instruments

6. Amendment of the Bank of England Act 1998
 7. Amendment of the Financial Services and Markets Act 2000
 8. Amendment of the Banking Act 2009
 9. Amendment of the Financial Services Act 2012
 10. Amendment of the Financial Services (Banking Reform) Act 2013
 11. Amendments of the Payment Card Interchange Fee Regulations 2015
- Signature

SCHEDULE —

PART 1 — EU Regulations for which the FCA is the appropriate regulator

Alternative Investment Funds Managers Directive

1. Commission Delegated Regulation (EU) 694/2014 supplementing Directive 2011/61/EU of the...

Credit rating agencies regulation

2. Commission Delegated Regulation (EU) 447/2012 of 21 March 2012 supplementing...
3. Commission Delegated Regulation (EU) 449/2012 of 21 March 2012 supplementing...
4. Commission Delegated Regulation (EU) 2015/1 of 30 September 2014 supplementing...
5. Commission Delegated Regulation (EU) 2015/2 of 30 September 2014 supplementing...
6. Commission Delegated Regulation (EU) 2015/3 of 30 September 2014 supplementing...

European Markets Infrastructure Regulation

7. Commission Implementing Regulation (EU) 1248/2012 of 19 December 2012 laying...
8. Commission Delegated Regulation (EU) 150/2013 of 19 December 2012 supplementing...
9. Commission Delegated Regulation (EU) 151/2013 of 19 December 2012 supplementing...

European Social Entrepreneurship Fund Regulation

10. Commission Implementing Regulation (EU) 594/2014 of 3 June 2014 laying...

European Venture Capital Funds Regulation

11. Commission Implementing Regulation (EU) 593/2014 of 3 June 2014 laying...

Insurance Distribution Directive

12. Commission Implementing Regulation (EU) 2017/1469 of 11 August 2017 laying...

Market Abuse Regulation

13. Commission Implementing Regulation (EU) 2016/347 of 10 March 2016 laying...
14. Commission Implementing Regulation (EU) 2016/378 of 11 March 2016 laying...
15. Commission Implementing Regulation (EU) 2016/523 of 10 March 2016 laying...
16. Commission Delegated Regulation (EU) 2016/908 of 26 February 2016 supplementing...
17. Commission Delegated Regulation (EU) 2016/909 of 1 March 2016 supplementing...
18. Commission Delegated Regulation (EU) 2016/957 of 9 March 2016 supplementing...
19. Commission Delegated Regulation (EU) 2016/958 of 9 March 2016 supplementing...
20. Commission Implementing Regulation (EU) 2016/959 of 17 May 2016 laying...
21. Commission Implementing Regulation (EU) 2016/960 of 17 May 2016 supplementing...
22. Commission Delegated Regulation (EU) 2016/1052 of 8 March 2016 supplementing...
23. Commission Implementing Regulation (EU) 2016/1055 of 29 June 2016 laying...
24. Commission Implementing Regulation (EU) 2017/1158 of 29 June 2017 laying...

Markets in financial instruments directive

25. Commission Implementing Regulation (EU) 2016/824 of 25 May 2016 laying...
26. Commission Delegated Regulation (EU) 2017/566 of 18 May 2016 supplementing...
27. Commission Delegated Regulation (EU) 2017/568 of 24 May 2016 supplementing...
28. Commission Delegated Regulation (EU) 2017/569 of 24 May 2016 supplementing...
29. Commission Delegated Regulation (EU) 2017/570 of 26 May 2016 supplementing...
30. Commission Delegated Regulation (EU) 2017/571 of 2 June 2016 supplementing...
31. Commission Delegated Regulation (EU) 2017/573 of 6 June 2016 supplementing...
32. Commission Delegated Regulation (EU) 2017/574 of 7 June 2016 supplementing...
33. Commission Delegated Regulation (EU) 2017/575 of 8 June 2016 supplementing...
34. Commission Delegated Regulation (EU) 2017/576 of 8 June 2016 supplementing...
35. Commission Delegated Regulation (EU) 2017/578 of 13 June 2016 supplementing...

36. Commission Delegated Regulation (EU) 2017/584 of 14 July 2016 supplementing...
37. Commission Delegated Regulation (EU) 2017/586 of 14 July 2016 supplementing...
38. Commission Delegated Regulation (EU) 2017/588 of 14 July 2016 supplementing...
39. Commission Delegated Regulation (EU) 2017/591 of 1 December 2016 supplementing...
40. Commission Delegated Regulation (EU) 2017/592 of 1 December 2016 supplementing...
41. Commission Implementing Regulation (EU) 2017/953 of 6 June 2017 laying...
42. Commission Implementing Regulation (EU) 2017/980 of 7 June 2017 laying...
43. Commission Implementing Regulation (EU) 2017/981 of 7 June 2017 laying...
44. Commission Implementing Regulation (EU) 2017/988 of 6 June 2017 laying...
45. Commission Implementing Regulation (EU) 2017/1005 of 15 June 2017 laying...
46. Commission Delegated Regulation (EU) 2017/1018 of 29 June 2016 supplementing...
47. Commission Implementing Regulation (EU) 2017/1093 of 20 June 2017 laying...
48. Commission Implementing Regulation (EU) 2017/1110 of 22 June 2017 laying...
49. Commission Implementing Regulation (EU) 2017/1111 of 22 June 2017 laying...
50. Commission Delegated Regulation (EU) 2017/1943 of 14 July 2016 supplementing...
51. Commission Implementing Regulation (EU) 2017/1944 of 13 June 2017 laying...
52. Commission Implementing Regulation (EU) 2017/2382 of 14 December 2017 laying...

Markets in financial instruments regulation

53. Commission Delegated Regulation (EU) 2016/2020 of 26 May 2016 supplementing...
54. Commission Delegated Regulation (EU) 2016/2022 of 14 July 2016 supplementing...
55. Commission Delegated Regulation (EU) 2017/572 of 2 June 2016 supplementing...
56. Commission Delegated Regulation (EU) 2017/577 of 13 June 2016 supplementing...
57. Commission Delegated Regulation (EU) 2017/579 of 13 June 2016 supplementing...
58. Commission Delegated Regulation (EU) 2017/580 of 24 June 2016 supplementing...
59. Commission Delegated Regulation (EU) 2017/583 of 14 July 2016 supplementing...

- 60. Commission Delegated Regulation (EU) 2017/585 of 14 July 2016 supplementing...
- 61. Commission Delegated Regulation (EU) 2017/587 of 14 July 2016 supplementing...
- 62. Commission Delegated Regulation (EU) 2017/590 of 28 July 2016 supplementing...
- 63. Commission Delegated Regulation (EU) 2017/2194 of 14 August 2017 supplementing...

Mortgage Credit Directive

- 64. Commission Delegated Regulation (EU) 1125/2014 of 19 September 2014 supplementing...

Packaged Retail and Insurance-Based Investment Products

- 65. Commission Delegated Regulation (EU) 2017/653 of 8 March 2017 supplementing...

Payment Services Directive

- 66. Commission Delegated Regulation (EU) 2017/2055 of 23 June 2017 supplementing...
- 67. Article 30 (3) and (5) of Commission Delegated Regulation 2018/389...

Prospectus Directive

- 68. Commission Delegated Regulation (EU) 382/2014 of 7 March 2014 supplementing...
- 69. Commission Delegated Regulation (EU) 2016/301 of 30 November 2015 supplementing...

Short Selling Regulation

- 70. Commission Delegated Regulation (EU) 826/2012 of 29 June 2012 supplementing...
- 71. Commission Implementing Regulation (EU) 827/2012 of 29 June 2012 laying...
- 72. Commission Delegated Regulation (EU) 919/2012 of 5 July 2012 supplementing...

Transparency Directive

- 73. Commission Delegated Regulation (EU) 2015/761 of 17 December 2014 supplementing...
- 74. Commission Delegated Regulation (EU) 2016/1437 of 19 May 2016 supplementing...

Undertakings for Collective Investment in Transferable Securities

75. Commission Implementing Regulation (EU) 584/2010 of 1 July 2010 implementing...
76. Commission Implementing Regulation (EU) 2016/1212 of 25 July 2016 laying...
77. Commission Delegated Regulation (EU) 2017/2417 of 17 November 2017 supplementing...
PART 2 — EU Regulations for which the Prudential Regulation Authority is the appropriate regulator

Capital Requirements Directive

78. Commission Delegated Regulation (EU) 1222/2014 of 8 October 2014 supplementing...

Capital Requirements Regulation

79. Commission Implementing Regulation (EU) 2015/233 of 13 February 2015 laying...
80. Commission Implementing Regulation (EU) 2015/2344 of 15 December 2015 laying...
81. Commission Delegated Regulation (EU) 2016/709 of 26 January 2016 supplementing...
82. Commission Delegated Regulation (EU) 2017/208 of 31 October 2016 supplementing...
83. Commission Delegated Regulation (EU) 2017/1230 of 31 May 2017 supplementing...

Central Securities Depositories Regulation

84. Articles 8 to 42 of the Commission Delegated Regulation (EU)...

Institutions for Occupational Pension Provision Directive

85. Commission Implementing Regulation (EU) 643/2014 of 16 June 2014 laying...

Solvency II

86. Commission Implementing Regulation (EU) 2015/460 of 19 March 2015 laying...
87. Commission Implementing Regulation (EU) 2015/461 of 19 March 2015 laying...
88. Commission Implementing Regulation (EU) 2015/462 of 19 March 2015 laying...

89. Commission Implementing Regulation (EU) 2015/498 of 24 March 2015 laying...
90. Commission Implementing Regulation (EU) 2015/499 of 24 March 2015 laying...
91. Commission Implementing Regulation (EU) 2015/500 of 24 March 2015 laying...
92. Commission Implementing Regulation (EU) 2015/2011 of 11 November 2015 laying...
93. Commission Implementing Regulation (EU) 2015/2012 of 11 November 2015 laying...
94. Commission Implementing Regulation (EU) 2015/2013 of 11 November 2015 laying...
95. Commission Implementing Regulation (EU) 2015/2014 of 11 November 2015 laying...
96. Commission Implementing Regulation (EU) 2015/2015 of 11 November 2015 laying...
97. Commission Implementing Regulation (EU) 2015/2016 of 11 November 2015 laying...
98. Commission Implementing Regulation (EU) 2015/2017 of 11 November 2015 laying...
99. Commission Implementing Regulation (EU) 2015/2450 of 2 December 2015 laying...
100. Commission Implementing Regulation (EU) 2015/2451 of 2 December 2015 laying...
101. Commission Implementing Regulation (EU) 2015/2452 of 2 December 2015 laying...
102. Commission Implementing Regulation (EU) 2016/1630 of 9 September 2016 laying...
103. Commission Implementing Regulation (EU) 2016/1800 of 11 October 2016 laying...
PART 3 — EU Regulations for which the Bank of England is the appropriate regulator

Bank Recovery and Resolution Directive

104. Commission Implementing Regulation (EU) 2016/962 of 16 June 2016 laying...
105. Commission Implementing Regulation (EU) 2016/1066 of 17 June 2016 laying...
106. Articles 22 to 32, 37 to 41 and 50 to...
107. Commission Delegated Regulation (EU) 2016/1400 of 10 May 2016 supplementing...
108. Commission Delegated Regulation (EU) 2016/1401 of 23 May 2016 supplementing...
109. Commission Delegated Regulation (EU) 2016/1450 of 23 May 2016 supplementing...
110. Commission Delegated Regulation (EU) 2016/1712 of 7 June 2016 supplementing...
111. Commission Implementing Regulation (EU) 2018/308 of 1 March 2018 laying...
112. Commission Delegated Regulation (EU) 2018/344 supplementing Directive 2014/59/EU of the...

113. Commission Delegated Regulation (EU) 2018/345 of 14 November 2017 supplementing...

Central Securities Depositories Regulation

114. Articles 1 to 7 of, and the Annex to, Commission...
115. Commission Delegated Regulation (EU) 2017/391 of 11 November 2016 supplementing...
116. Commission Delegated Regulation (EU) 2017/392 of 11 November 2016 supplementing...
117. Commission Implementing Regulation (EU) 2017/393 of 11 November 2016 laying...
118. Commission Implementing Regulation (EU) 2017/394 of 11 November 2016 laying...

European Markets Infrastructure Regulation

119. Commission Implementing Regulation (EU) 1249/2012 of 19 December 2012 laying...
120. Commission Delegated Regulation (EU) 152/2013 of 19 December 2012 supplementing...
121. Commission Delegated Regulation (EU) 153/2013 of 19 December 2012 supplementing...
122. Commission Delegated Regulation (EU) 876/2013 of 28 May 2013 supplementing...
123. Commission Implementing Regulation (EU) 484/2014 of 12 May 2014 laying...
PART 4 — EU Regulations for which both the PRA and FCA are appropriate regulators

Bank Recovery and Resolution Directive

124. Commission Implementing Regulation (EU) 2016/911 of 9 June 2016 laying...
125. Articles 1 to 21, 33 to 36, 42 to 49...

Capital Requirements Directive

126. Commission Delegated Regulation (EU) 524/2014 of 12 March 2014 supplementing...
127. Commission Delegated Regulation (EU) 527/2014 of 12 March 2014 supplementing...
128. Commission Delegated Regulation (EU) 530/2014 of 12 March 2014 supplementing...
129. Commission Delegated Regulation (EU) 604/2014 of 4 March 2014 supplementing...
130. Commission Implementing Regulation (EU) 620/2014 of 4 June 2014 laying...

131. Commission Implementing Regulation (EU) 650/2014 of 4 June 2014 laying down...
132. Commission Implementing Regulation (EU) 710/2014 of 23 June 2014 laying...
133. Commission Implementing Regulation (EU) 926/2014 of 27 August 2014 laying...
134. Commission Delegated Regulation (EU) 1151/2014 of 4 June 2014 supplementing...
135. Commission Delegated Regulation (EU) 1152/2014 of 4 June 2014 supplementing...
136. Commission Delegated Regulation (EU) 2016/98 of 16 October 2015 supplementing...
137. Commission Implementing Regulation (EU) 2016/99 of 16 October 2015 laying...
138. Commission Implementing Regulation (EU) 2016/2070 of 14 September 2016 laying...
139. Commission Delegated Regulation (EU) 2017/180 of 24 October 2016 supplementing...
140. Commission Implementing Regulation (EU) 2017/461 of 16 March 2017 laying...

Capital Requirements Regulation

141. Commission Implementing Regulation (EU) 2013/1423 of 20 December 2013 laying down...
142. Commission Delegated Regulation (EU) 2014/183 of 20 December 2013 supplementing Regulation...
143. Commission Delegated Regulation (EU) 2014/241 of 7 January 2014 supplementing Regulation...
144. Commission Delegated Regulation (EU) 2014/523 of 12 March 2014 supplementing...
145. Commission Delegated Regulation (EU) 2014/525 of 12 March 2014 supplementing...
146. Commission Delegated Regulation (EU) 2014/526 of 12 March 2014 supplementing...
147. Commission Delegated Regulation (EU) 2014/528 of 12 March 2014 supplementing...
148. Commission Delegated Regulation (EU) 2014/529 of 12 March 2014 supplementing...
149. Commission Implementing Regulation (EU) 2014/602 of 4 June 2014 laying...
150. Commission Delegated Regulation (EU) 2014/625 of 13 March 2014 supplementing...
151. Commission Implementing Regulation (EU) 2014/680 of 16 April 2014 laying...
152. Commission Implementing Regulation (EU) 2014/945 of 4 September 2014 laying...
153. Commission Implementing Regulation (EU) 1030/2014 of 29 September 2014 laying...
154. Commission Delegated Regulation (EU) 2014/1187 of 2 October 2014 supplementing Regulation...

155. Commission Delegated Regulation (EU) 2015/585 of 18 December 2014 supplementing...
156. Commission Delegated Regulation (EU) 2015/1555 of 28 May 2015 supplementing...
157. Commission Delegated Regulation (EU) 2015/1556 of 11 June 2015 supplementing...
158. Commission Implementing Regulation (EU) 2015/2197 of 27 November 2015 laying...
159. Commission Implementing Regulation (EU) 2016/100 of 16 October 2015 laying...
160. Commission Delegated Regulation (EU) 2016/101 of 26 October 2015 supplementing...
161. Commission Implementing Regulation (EU) 2016/200 of 15 February 2016 laying...
162. Commission Implementing Regulation (EU) 2016/1646 of 13 September 2016 laying...
163. Commission Implementing Regulation (EU) 2016/1799 of 7 October 2016 laying...
164. Commission Implementing Regulation (EU) 2016/1801 of 11 October 2016 on...
165. Commission Delegated Regulation (EU) 2017/72 of 23 September 2016 supplementing...
166. Commission Delegated Regulation (EU) 2017/2295 of 4 September 2017 supplementing...
167. Commission Delegated Regulation (EU) 2018/171 of 19 October 2017 on...
168. Commission Delegated Regulation (EU) 2018/728 of 24 January 2018 supplementing...

European Markets Infrastructure Regulation

169. Commission Delegated Regulation (EU) 2016/2251 of 4 October 2016 supplementing...

Financial Conglomerates Directive

170. Commission Delegated Regulation (EU) 342/2014 of 21 January 2014 supplementing...
171. Commission Delegated Regulation (EU) 2015/2303 of 28 July 2015 supplementing...

Markets in Financial Instruments Directive

172. Commission Delegated Regulation (EU) 2017/589 of 19 July 2016 supplementing...
173. Commission Implementing Regulation (EU) 2017/1945 of 19 June 2017 laying...
174. Commission Delegated Regulation (EU) 2017/1946 of 11 July 2017 supplementing...

PART 5 — EU Regulations for which the appropriate regulator is both the FCA and the Bank of England

Markets in Financial Instruments Regulation

- 175. Commission Delegated Regulation (EU) 2017/581 of 24 June 2016 supplementing...
- 176. Commission Delegated Regulation (EU) 2017/582 of 29 June 2016 supplementing...
- 177. Commission Delegated Regulation (EU) 2017/2154 of 22 September 2017 supplementing...

European Markets Infrastructure Regulation

- 178. Commission Implementing Regulation (EU) 1247/2012 of 19 December 2012 laying...
- 179. Commission Delegated Regulation (EU) 148/2013 of 19 December 2012 supplementing...
- 180. Commission Delegated Regulation (EU) 149/2013 of 19 December 2012 supplementing...
- 181. Commission Delegated Regulation (EU) 285/2014 of 13 February 2014 supplementing...
- 182. Commission Delegated Regulation (EU) 2015/2205 of 6 August 2015 supplementing...
- 183. Commission Delegated Regulation (EU) 2016/592 of 1 March 2016 supplementing...
- 184. Commission Delegated Regulation (EU) 2016/1178 of 10 June 2016 supplementing...
 - PART 6 — EU Regulations for which the Payment Systems Regulator is the appropriate regulator

Interchange Fee Regulation

- 185. The Commission Delegated Regulation (EU) 2018/72 of 4 October 2017...

Explanatory Note