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DRAFT STATUTORY INSTRUMENTS

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**2019 No.**

The Benchmarks (Amendment and Transitional Provision) (EU Exit) Regulations 2019

PART 2

Amendment of EU Regulations

CHAPTER 1

Amendment of [Regulation \(EU\) 2016/1011](#)

**Withdrawal or suspension of authorisation or registration**

**32.**—(1) Article 35 (withdrawal or suspension of authorisation or registration) is amended as follows.

- (2) In paragraph 1, for “A competent authority” substitute “The FCA”.
- (3) In paragraph 2—
  - (a) omit the first subparagraph;
  - (b) in the second subparagraph—
    - (i) for “ESMA” substitute “The FCA”;
    - (ii) for “register provided for in Article 36” substitute “FCA register”.
- (4) in paragraph 3—
  - (i) for “delegated act adopted” substitute “2018 Delegated Regulation or regulations made by the Treasury”;
  - (ii) for “relevant competent authority of the Member State where the administrator is located” substitute “FCA”.
- (5) After paragraph 4 insert—

“**5.** In paragraph 3, the “2018 Delegated Regulation” means Commission Delegated [Regulation \(EU\) 2018/67](#) of 3 October 2017 supplementing [Regulation \(EU\) 2016/1011](#) of the European Parliament and of the Council with regard to the establishment of the conditions to assess the impact resulting from the cessation of or change to existing benchmarks.”.