**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Financial Services and Markets Act 2000 (Financial Promotion) (Amendment) Order 2023 No. 612

## **SCHEDULE**

## Application and modification of primary legislation

## Modification to section 384 (power of the FCA or PRA to require restitution)

- 23. Section 384 (power of the FCA or PRA to require restitution)(1) applies as if—
  - (a) in subsection (1), in the words before paragraph (a)—
    - (i) for "appropriate regulator" there was substituted "FCA";
    - (ii) for "an authorised person or recognised investment exchange" there was substituted "a registered person";
  - (b) in subsection (7), paragraph (c) was omitted;
  - (c) subsections (9) to (13) were omitted.

1

<sup>(1)</sup> Section 384 was amended by paragraph 23 of Schedule 9 to the Financial Services Act 2012, paragraph 3(4) of Schedule 10 to the Financial Services (Banking Reform) Act 2013 and S.I. 2007/126, 2013/1773, 2016/680, 2019/632.