



Financial Services and Markets Act 2000

2000 CHAPTER 8

PART XXIII

PUBLIC RECORD, DISCLOSURE OF INFORMATION AND CO-OPERATION

Co-operation

^{F1}354 Authority's duty to co-operate with others.

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Textual Amendments

^{F1} Ss. 354A-354C substituted for s. 354 (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 12 para. 25](#) (with [Sch. 20](#)); [S.I. 2013/423, art. 3, Sch.](#)

[^{F1}354A FCA's duty to co-operate with others

- (1) The FCA must take such steps as it considers appropriate to co-operate with other persons (whether in the United Kingdom or elsewhere) who have functions—
 - (a) similar to those of the FCA, or
 - (b) in relation to the prevention or detection of financial crime.
- (2) The persons referred to in subsection (1) do not include the Bank of England or the PRA (but see sections 3D and 3Q).

[Subsection (1) does not apply in relation to the Competition and Markets Authority in ^{F2}(2A) a case where the FCA has made a reference under section 131 of the Enterprise Act 2002 as a result of section 234I (but see section 234L).]

- (3) The FCA must take such steps as it considers appropriate to co-operate with—
 - (a) the Panel on Takeovers and Mergers;

Status: Point in time view as at 01/04/2015.

Changes to legislation: Financial Services and Markets Act 2000, Cross Heading: Co-operation is up to date with all changes known to be in force on or before 10 April 2024. 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)

- (b) an authority designated as a supervisory authority for the purposes of Article 4.1 of the Takeovers Directive;
 - (c) any other person or body that exercises functions of a public nature, under legislation in any country or territory outside the United Kingdom, that appear to the FCA to be similar to those of the Panel on Takeovers and Mergers.
- (4) Co-operation may include the sharing of information which the FCA is not prevented from disclosing.
- (5) “Financial crime” has the meaning given in section 1H(3).

Textual Amendments

- F1** Ss. 354A-354C substituted for s. 354 (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 12 para. 25](#) (with [Sch. 20](#)); S.I. 2013/423, art. 3, Sch.
- F2** [S. 354A\(2A\)](#) inserted (1.4.2015) by [Financial Services \(Banking Reform\) Act 2013 \(c. 33\), s. 148\(5\), Sch. 8 para. 6](#); S.I. 2014/2458, art. 3(b)(v)

354B PRA's duty to co-operate with others

- (1) The PRA must take such steps as it considers appropriate to co-operate with—
- (a) other persons (whether in the United Kingdom or elsewhere) who have functions similar to those of the PRA, and
 - (b) other bodies that have functions relevant to financial stability.
- (2) The persons referred to in subsection (1) do not include the Bank of England or the FCA (but see sections 3D and 3Q).
- (3) Co-operation may include the sharing of information which the PRA is not prevented from disclosing.

Textual Amendments

- F1** Ss. 354A-354C substituted for s. 354 (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 12 para. 25](#) (with [Sch. 20](#)); S.I. 2013/423, art. 3, Sch.

354C PRA's duty to provide information to Bank of England

- (1) The PRA must disclose to the Bank of England (“the Bank”) any information in its possession that it thinks will or may assist the Bank in achieving its financial stability objective.
- (2) The duty in subsection (1) applies whether or not the Bank has requested that the information be disclosed to it.
- (3) Subsection (1) does not require or authorise the disclosure of information whose disclosure—
- (a) is prohibited by or under section 348 or any other enactment;
 - (b) is incompatible with any EU obligation;
 - (c) would constitute or be punishable as a contempt of court.
- (4) This section is without prejudice to any other power to disclose information.

Status: Point in time view as at 01/04/2015.

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- (5) The Bank's financial stability objective is the objective set out in section 2A(1) of the Bank of England Act 1998.
- (6) In this section “enactment” includes—
- (a) an Act of the Scottish Parliament,
 - (b) Northern Ireland legislation, and
 - (c) a Measure or Act of the National Assembly for Wales.]

Textual Amendments

- F1** Ss. 354A-354C substituted for s. 354 (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 12 para. 25](#) (with [Sch. 20](#)); [S.I. 2013/423](#), art. 3, [Sch.](#)

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