



Financial Services and Markets Act 2000

2000 CHAPTER 8

PART XXIV

INSOLVENCY

Winding up by the court

[^{F1}369A Reclaim funds: service of petition etc on [^{F2}FCA and PRA]

- (1) If a person [^{F3}other than a regulator] presents a petition for the winding up of an authorised reclaim fund, the petitioner must serve a copy of the petition [^{F4}on the appropriate regulator].
- (2) If a person [^{F5}other than a regulator] applies to have a provisional liquidator appointed under section 135 of the 1986 Act (or Article 115 of the 1989 Order) in respect of an authorised reclaim fund, the applicant must serve a copy of the application [^{F6}on the appropriate regulator].
- (3) In this section “authorised reclaim fund” means a reclaim fund within the meaning given by section 5(1) of the Dormant Bank and Building Society Accounts Act 2008 that is authorised for the purposes of this Act.

[“The appropriate regulator” means—

- ^{F7}(4) (a) in relation to an authorised reclaim fund that is a PRA-authorized person, the FCA and the PRA, and
- (b) in relation to any other authorised reclaim fund, the FCA.
- (5) If either regulator—
- (a) presents a petition for the winding up of an authorised reclaim fund that is a PRA-authorized person, or
 - (b) applies to have a provisional liquidator appointed under section 135 of the 1986 Act (or Article 115 of the 1989 Order) in respect of an authorised reclaim fund that is a PRA-authorized person,

Status: Point in time view as at 07/03/2016. This version of this provision has been superseded.

Changes to legislation: Financial Services and Markets Act 2000, Section 369A is up to date with all changes known to be in force on or before 11 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)

that regulator must serve a copy of the petition or application (as the case requires) on the other regulator.]]

Textual Amendments

- F1 S. 369A inserted (12.3.2009) by [Dormant Bank and Building Society Accounts Act 2008 \(c. 31\)](#), ss. 15, 31(1), [Sch. 2 para. 7](#); S.I. 2009/490, [art. 2](#) (with [art. 3](#))
- F2 Words in s. 369A heading substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(5\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)
- F3 Words in s. 369A(1) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(2\)\(a\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)
- F4 Words in s. 369A(1) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(2\)\(b\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)
- F5 Words in s. 369A(2) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(3\)\(a\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)
- F6 Words in s. 369A(2) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(3\)\(b\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)
- F7 S. 369A(4)(5) inserted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), s. 122(3), [Sch. 14 para. 17\(4\)](#) (with [Sch. 20](#)); S.I. 2013/423, [art. 3](#), [Sch.](#)

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