
STATUTORY INSTRUMENTS

2001 No. 1062

**The Financial Services and Markets Act 2000
(Collective Investment Schemes) Order 2001**

Citation and commencement

1. This Order may be cited as the Financial Services and Markets Act 2000 (Collective Investment Schemes) Order 2001 and comes into force on the day on which section 19 of the Act comes into force.

Commencement Information

II Reg. 1 in force 1.12.2001 see reg. 1 and [S.I. 2001/3538, art. 2](#)

Interpretation

2. In this Order—

“the Act” means the Financial Services and Markets Act 2000;

“the 1988 Act” means the Income and Corporation Taxes Act 1988;

[^{F1}“the 2007 Act” means the Income Tax Act 2007;]

[^{F2}“authorised contractual scheme” and “authorised unit trust scheme” have the meaning given in section 237(3) of the Act;]

“contract of insurance” and “contract of long term insurance” have the meaning given by article 3(1) of the Regulated Activities Order;

[^{F3}“feeder fund” means an authorised unit trust scheme the sole object of which is investment in units of a single authorised unit trust scheme, in units of a single authorised contractual scheme or in shares in a single open-ended investment company;]

“franchise arrangements” means arrangements under which a person earns profits or income by exploiting a right conferred by the arrangements to use a trade mark or design or other intellectual property or the good-will attached to it;

“funeral plan contract” has the meaning given by article 59 of the Regulated Activities Order;

“individual pension account” has the meaning given by regulation 4 of the Personal Pension Schemes (Restriction on Discretion to Approve) (Permitted Investments) Regulations 2001;

[^{F4}“long-term holiday product contract” has the meaning given by regulation 8 of the Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010;]

[^{F5}“occupational pension scheme” has the meaning given by section 1 of the Pension Schemes Act 1993 but with paragraph (b) of the definition omitted;]

^{F6}

“the operator” has the meaning given by section 237(2) of the Act;

[^{F5}“personal pension scheme” means a scheme or arrangement which is not an occupational pension scheme and which is comprised in one or more instruments or agreements, having or capable of having effect so as to provide benefits to or in respect of people—

- (a) on retirement,
- (b) on having reached a particular age, or
- (c) on termination of service in an employment;]

“personal pension unit trust” means a personal pension scheme which is an authorised unit trust scheme of a kind mentioned in Part I of Schedule 1 to the Personal Pension Schemes (Appropriate Schemes) Regulations 1997;

“recognised scheme” has the meaning given by section 237(3) of the Act;

“the Regulated Activities Order” means the Financial Services and Markets Act 2000 (Regulated Activities) Order 2001;

[^{F7}“timeshare contract” has the meaning given by regulation 7 of the Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010.]

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| F1 | Words in art. 2 inserted (13.4.2015) by The Financial Services and Markets Act 2000 (Collective Investment Schemes) (Amendment) Order 2015 (S.I. 2015/754) , arts. 1(2), 2(2) |
| F2 | Words in art. 2 substituted (6.6.2013) by The Collective Investment in Transferable Securities (Contractual Scheme) Regulations 2013 (S.I. 2013/1388) , regs. 1, 11(2)(a) (with reg. 24) |
| F3 | Words in art. 2 substituted (6.6.2013) by The Collective Investment in Transferable Securities (Contractual Scheme) Regulations 2013 (S.I. 2013/1388) , regs. 1, 11(2)(b) (with reg. 24) |
| F4 | Words in art. 2 inserted (23.2.2011) by The Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010 (S.I. 2010/2960) , reg. 1(2), Sch. 6 para. 8(2)(a) (with Sch. 7 para. 4) |
| F5 | Words in art. 2 inserted (6.4.2007) by The Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) Order 2006 (S.I. 2006/1969) , arts. 1(3), 8(3) |
| F6 | Words in art. 2 omitted (6.4.2007) by virtue of The Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) Order 2006 (S.I. 2006/1969) , arts. 1(3), 8(2) |
| F7 | Words in art. 2 substituted (23.2.2011) by The Timeshare, Holiday Products, Resale and Exchange Contracts Regulations 2010 (S.I. 2010/2960) , reg. 1(2), Sch. 6 para. 8(2)(b) (with Sch. 7 para. 4) |

Commencement Information

- I2** Reg. 2 in force 1.12.2001 see reg. 1 and [S.I. 2001/3538](#), **art. 2**

Arrangements not amounting to a collective investment scheme

3. Arrangements of the kind specified by the Schedule to this Order do not amount to a collective investment scheme.

Commencement Information

- I3** Reg. 3 in force 1.12.2001 see reg. 1 and [S.I. 2001/3538](#), **art. 2**

Greg Pope
Jim Dowd
Two of the Lords Commissioners of Her
Majesty’s Treasury

Changes to legislation:

There are currently no known outstanding effects for the The Financial Services and Markets Act 2000 (Collective Investment Schemes) Order 2001.