

STATUTORY INSTRUMENTS

2001 No. 3648

The Financial Services and Markets Act 2000
(Confidential Information) (Bank of England)
(Consequential Provisions) Order 2001

PART II

INFORMATION SUPPLIED TO THE BANK BY
AN OVERSEAS REGULATORY AUTHORITY

Information to which this Part applies

3.—(1) This Part applies to information (“overseas regulatory information”) which—
(a) is supplied to the Bank after commencement for the purposes of any relevant functions by an overseas regulatory authority^{F1} .]

^{F2}(b)

(2) Subject to paragraphs (3) and (4) and article 4, sections 348, 349 and 352 of the Act apply in relation to overseas regulatory information in the same way as they apply in relation to confidential information within the meaning of section 348(2) of the Act.

(3) Overseas regulatory information is not subject to the restrictions on disclosure imposed by section 348(1) of the Act (as it applies by virtue of paragraph (2)) if it satisfies any of the criteria set out in section 348(4)(a) or (b) of the Act.

(4) For the purposes of this Part, section 348 of the Act and the Disclosure Regulations have effect as if the primary recipients mentioned in section 348 (5) included the Bank.

- F1** [Art. 3\(1\)\(a\)](#): punctuation substituted for word (31.12.2020) by The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), 5(2)(a); 2020 c. 1, **Sch. 5 para. 1(1)**
- F2** [Art. 3\(1\)\(b\)](#) omitted (31.12.2020) by virtue of The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), **5(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

- II** [Art. 3](#) in force at 1.12.2001, see [art. 1](#)

Information to be treated as ^{F3}specified confidential EU law information]

4.—^{F4}(1)

^{F5}(2)

Changes to legislation: There are currently no known outstanding effects for the The Financial Services and Markets Act 2000 (Confidential Information) (Bank of England) (Consequential Provisions) Order 2001, PART II. (See end of Document for details)

(3) For the purposes of this Part, Part III of the Disclosure Regulations (disclosure of [F⁶specified confidential EU law information]) has effect as if references to the Authority included a reference to the Bank.

- F3** Words in art. 4 heading substituted (31.12.2020) by The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), **5(3)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Art. 4(1) omitted (31.12.2020) by virtue of The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), **5(4)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Art. 4(2) omitted (31.12.2020) by virtue of The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), **5(4)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in art. 4(3) substituted (31.12.2020) by The Public Record, Disclosure of Information and Co-operation (Financial Services) (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/681), regs. 1(3), **5(4)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

- I2** Art. 4 in force at 1.12.2001, see art. 1

Changes to legislation:

There are currently no known outstanding effects for the The Financial Services and Markets Act 2000 (Confidential Information) (Bank of England) (Consequential Provisions) Order 2001, PART II.