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STATUTORY INSTRUMENTS

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**2002 No. 1775**

The Electronic Commerce Directive (Financial Services and Markets) Regulations 2002

PART 6

MISCELLANEOUS AND CONSEQUENTIAL PROVISIONS

**Disclosure of information**

**14.** In any enactment that requires or permits the disclosure of information to or by the Authority, a reference (however expressed) to powers or functions conferred on the Authority by or under the 2000 Act includes, for the purposes of such disclosure, a reference to the Authority's functions under these Regulations.

**Notices**

**15.** The Financial Services and Markets Act 2000 (Service of Notices) Regulations 2001(1) apply for the purposes of these Regulations as if any reference in those Regulations to "the Act" included a reference to these Regulations.

**Amendment of the Financial Services and Markets Act 2000 (Disclosure of Confidential Information) Regulations 2001**

**16.** The Financial Services and Markets Act 2000 (Disclosure of Confidential Information) Regulations 2001(2) are amended by inserting, after regulation 12A—

**"Electronic commerce**

**12B.** The Authority may disclose information to which this Part applies for the purpose of publishing that information in accordance with regulation 10(8) of the Electronic Commerce Directive (Financial Services and Markets) Regulations 2002."

**Functions of the Authority**

**17.** For the purposes of the 2000 Act, a function conferred on the Authority by these Regulations is to be taken to be a function conferred on the Authority by or under that Act.

**Rights of action**

**18.** Regulation 3 of the Financial Services and Markets Act 2000 (Rights of Action) Regulations 2001(3) is amended by substituting, for "article 72 of the Regulated Activities Order (overseas

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(1) S.I.2001/1420.

(2) S.I. 2001/2188, amended by S.I. 2001/3437 and S.I. 2001/3624.

(3) S.I. 2001/2256.

persons)”, “article 72 (overseas persons) or 72A (information society services) of the Regulated Activities Order”.