
STATUTORY INSTRUMENTS

2007 No. 125

**The Financial Services and Markets Act
2000 (Exemption) (Amendment) Order 2007**

Amendment of the Exemption Order

6. In Part 4 of the Schedule (persons exempt in respect of particular regulated activities)—
- (a) in paragraph 40 (enterprise schemes), after sub-paragraph (2) insert—
 - “(3) This paragraph does not apply where an investment firm or credit institution—
 - (a) provides or performs investment services and activities on a professional basis, and
 - (b) in doing so, but for the operation of this paragraph, it would be treated as carrying on an activity of a kind specified by Part 2 of the Regulated Activities Order.”;
 - (b) in paragraph 42 (gas industry)—
 - (i) in sub-paragraph (1), for “or 25” substitute “, 25 or 25D”, and for “or arranging deals in investments” substitute “, arranging deals in investments or operating a multilateral trading facility”;
 - (ii) in sub-paragraph (2), for “or 25” substitute “, 25 or 25D”, and for “or arranging deals in investments” substitute “, arranging deals in investments or operating a multilateral trading facility”;
 - (c) in paragraph 49 (electricity industry)—
 - (i) in sub-paragraph (1), after “25” insert “, 25D”, and after “arranging deals in investments” insert “, operating a multilateral trading facility”;
 - (ii) in sub-paragraph (2), for “or 25” substitute “, 25 or 25D”;
 - (iii) in sub-paragraph (3), after “25” insert “, 25D”;
 - (iv) in sub-paragraph (4), after “25” insert “or 25D”;
 - (v) in sub-paragraph (5), after “25” insert “or 25D”.