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STATUTORY INSTRUMENTS

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**2013 No. 1908**

**FINANCIAL SERVICES AND MARKETS**

**The Financial Services and Markets Act 2000 (Over  
the Counter Derivatives, Central Counterparties  
and Trade Repositories) (No. 2) Regulations 2013**

*Made* - - - - *30th July 2013*  
*Laid before Parliament* *31st July 2013*  
*Coming into force in accordance with regulation 1(3)*

The Treasury are designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to financial services.

The Treasury make the following Regulations in exercise of—

- (a) the powers conferred by section 2(2) of the European Communities Act 1972;
- (b) the powers conferred by sections 155(4) and (5), 186(1) and 187(3) of the Companies Act 1989<sup>(3)</sup> and now vested in them<sup>(4)</sup>;
- (c) the powers conferred by sections 286 and 428(3) of the Financial Services and Markets Act 2000<sup>(5)</sup>, with the approval of the Secretary of State required by section 286(2) of that Act.

The Treasury and the Secretary of State make the following Regulations in exercise of the powers conferred by sections 158(4) and (5), 185 and 186(1) of the Companies Act 1989<sup>(6)</sup> and now vested in them jointly<sup>(7)</sup>.

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(1) [S.I. 2012/1759](#).  
(2) [1972 c.68](#); section 2(2) was amended by section 27 of the Legislative and Regulatory Reform Act 2006 ([c. 51](#)) and by section 3 of, and the Schedule to, the European Union (Amendment) Act 2008 ([c. 7](#)).  
(3) [1989 c.40](#).  
(4) The powers originally vested in the Secretary of State under sections 155(4) and (5), and 187(3) were transferred to the Treasury by the Transfer of Functions (Financial Services) Order 1992 ([S.I. 1992/1315](#)). Powers originally vested in the Secretary of State under section 186(1) were transferred to the Treasury insofar as they relate to functions under those sections.  
(5) [2000 c.8](#); section 286 was amended by [S.I. 2006/2975](#) and [2007/126](#) and sections 30 and 35 of, and paragraphs 1, 2 and 3 of Schedule 8 to, the Financial Services Act 2012 ([c.21](#)).  
(6) Section 185 was amended by [S.I. 2001/3649](#).  
(7) The powers originally vested in the Secretary of State under sections 158(4) and (5), and 185 of the Companies Act 1989 are now exercisable by the Secretary of State jointly with the Treasury: see the Transfer of Functions (Financial Services) Order 1992. Powers originally vested in the Secretary of State under section 186(1) are now exercisable by the Secretary of State jointly with the Treasury insofar as they relate to functions under those sections.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Financial Services and Markets Act 2000 (Over the Counter Derivatives, Central Counterparties and Trade Repositories) (No. 2) Regulations 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations.