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## STATUTORY INSTRUMENTS

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# 2013 No. 3115

## The Capital Requirements Regulations 2013

### PART 9

#### Misleading the PRA or FCA

##### Misleading the PRA or FCA

**45.** Section 398 of FSMA (misleading FCA or PRA: residual cases) applies to a requirement imposed by or under—

- (a) the capital requirements regulation;
- [<sup>F1</sup>(b) any of the Specified EU Regulations under the Capital Requirements Regulation, as amended from time to time;]
- [<sup>F2</sup>(ba) a technical standard made by the PRA or FCA under the functions conferred on them by the Capital Requirements Regulation as amended by Part 4, Chapter 3 of the Capital Requirements (Amendment) (EU Exit) Regulations 2018; or]
- (c) these Regulations;

as it applies to a requirement imposed by or under FSMA.

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|-----------|---|
| <b>F1</b> | <a href="#">Reg. 45(b)</a> substituted (31.12.2020) by <a href="#">The Capital Requirements (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1401)</a> , regs. 1(3), <b>28(a)</b> (with savings in S.I. 2019/680, reg. 11); 2020 c. 1, Sch. 5 para. 1(1) |
| <b>F2</b> | <a href="#">Reg. 45(ba)</a> inserted (31.12.2020) by <a href="#">The Capital Requirements (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1401)</a> , regs. 1(3), <b>28(b)</b> (with savings in S.I. 2019/680, reg. 11); 2020 c. 1, Sch. 5 para. 1(1)   |

**Changes to legislation:**

The Capital Requirements Regulations 2013, PART 9 is up to date with all changes known to be in force on or before 10 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations revoked by [2023 c. 29 Sch. 1 Pt. 2](#)