
STATUTORY INSTRUMENTS

2013 No. 442

The Financial Services Act 2012 (Transitional Provisions) (Miscellaneous Provisions) Order 2013

PART 4

Hearings and appeals

Proceedings before the Tribunal: appeals and references made on or after 1st April

13.—(1) Paragraphs (2) and (3) apply where the Tribunal determines a reference or appeal made on or after the commencement date in respect of a decision of the Authority made before the commencement date.

(2) Section 133 applies as if, in subsection (2), for the definition of “the decision maker” there were substituted—

““the decision-maker” means—

- (a) the PRA, where the reference or appeal is in respect of a notice or other matter which is treated by an order made under section 119(3) of the Financial Services Act 2012 as if it had been made the by PRA; or
- (b) in any other case, whichever of the FCA, the PRA and the Bank of England would have been the person who would have made the relevant decision if the decision had been made on the commencement date.”.

(3) Section 133A(1) applies as if “given by a body” were omitted.