

## SCHEDULE 2

### Amendments of subordinate legislation

#### **The Bank Administration (England and Wales) Rules 2009**

- 164.** In the Bank Administration (England and Wales) Rules 2009<sup>(1)</sup>—
- (a) in rule 4(1) (interpretation), omit sub-paragraph (g);
  - (b) in rule 5 (interpretation), after paragraph (a), insert—
    - “(aa) “the appropriate regulator” in relation to a bank means—
      - (a) if the bank is a PRA-authorized person (within the meaning of the Financial Services and Markets Act 2000), the Prudential Regulation Authority and the Financial Conduct Authority;
      - (bb) in any other case, the Financial Conduct Authority;”;
  - (c) in rule 12(1)(e) (Bank of England witness statement), rule 15(d) (service), rule 22(f) (hearing), for “FSA” substitute “Financial Conduct Authority or the Prudential Regulation Authority”;
  - (d) in rule 24 (notice of order), after “4” insert “or, if the bank is a PRA-authorized person (within the meaning of the Financial Services and Markets Act 2000), 5”;
  - (e) in rule 25, for paragraph (b) substitute—
    - “(b) one sealed copy to the Financial Conduct Authority,
    - (ba) if the bank is a PRA-authorized person (within the meaning of the Financial Services and Markets Act 2000), one sealed copy to the Prudential Regulation Authority, and”;
  - (f) in rule 47A(6) (disapplication of set-off for protected deposits), for the definition of “FSA rules” substitute—
    - ““appropriate regulator rules” means the rules, as amended from time to time, made by the Financial Conduct Authority or the Prudential Regulation Authority under section 213 of the Financial Services and Markets Act 2000;”;
  - (g) for “FSA”, in each other place it appears, substitute “appropriate regulator”.

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<sup>(1)</sup> S.I. 2009/357, amended by S.I. 2010/2583.