

SCHEDULE 2

Regulation 3

Amendments of other primary legislation

Amendments of the Insolvency Act 1986

1. Schedule 6 to the Insolvency Act 1986 (preferential debts) is amended in accordance with paragraphs 2 and 3.

Commencement Information

I1 Sch. 2 para. 1 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

2. In paragraph 15BB^{M1}—

(a) in sub-paragraph (a)—

(i) for “non-EEA” substitute “ non-UK ”; and

(ii) for “an EEA state” substitute “ the United Kingdom ”;

(b) in sub-paragraph (b), for “an EEA” substitute “ a UK ”.

Commencement Information

I2 Sch. 2 para. 2 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M1 Inserted by [S.I. 2014/3486](#).

3. In paragraph 15C^{M2}—

(a) in sub-paragraph (3) for paragraph (b) substitute—

“(b) any micro, small and medium-sized enterprise, as defined with regard to the annual turnover criterion referred to in Article 2(1) of the Annex to Commission recommendation 2003/361/EC.”.

(b) in sub-paragraph (4)—

(i) for paragraphs (b) and (c) substitute—

“(b) “non-UK branch” means a branch, as defined in Article 4.1(17) of the capital requirements regulation, which is established outside the United Kingdom;

(c) “UK branch” means a branch, as so defined, which is established in the United Kingdom.”;

(ii) at the end, insert “, as it [^{F1}forms part of retained EU law]”.

F1 Words in Sch. 2 para. 3(b)(ii) substituted (31.12.2020 immediately before IP completion day) by [The Securities Financing Transactions, Securitisation and Miscellaneous Amendments \(EU Exit\) Regulations 2020 \(S.I. 2020/1385\)](#), [reg. 1\(4\)](#), [Sch. para. 1\(1\)\(2\)\(k\)\(ii\)](#)

Changes to legislation: The Bank Recovery and Resolution and Miscellaneous Provisions (Amendment) (EU Exit) Regulations 2018, SCHEDULE 2 is up to date with all changes known to be in force on or before 04 January 2024. 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. (See end of Document for details) View outstanding changes

Commencement Information

I3 Sch. 2 para. 3(b)(ii) in force at 21.12.2018 and Sch. 2 para. 3 in force otherwise at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)\(3\)\(c\)](#)

Marginal Citations

M2 Inserted by the Financial Services (Banking Reform) Act 2013 and amended by [S.I. 2014/3486](#) and [2015/486](#).

Amendments of the Financial Services (Banking Reform) Act 2013

4. Paragraph 5 of Schedule 7 to the Financial Services (Banking Reform) Act 2013 (provision that may be made by a financial market infrastructure transfer scheme) is amended as follows—

- (a) at the end of sub-paragraph (2)(e), insert the words “ (including under legislation of the European Union) ”; and
- (b) in sub-paragraph (2)(f), omit “ , EU instrument”.

Commencement Information

I4 Sch. 2 para. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Changes to legislation:

The Bank Recovery and Resolution and Miscellaneous Provisions (Amendment) (EU Exit) Regulations 2018, SCHEDULE 2 is up to date with all changes known to be in force on or before 04 January 2024. 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.

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Changes and effects yet to be applied to :

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