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STATUTORY INSTRUMENTS

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**2019 No. 707**

The Official Listing of Securities, Prospectus and  
Transparency (Amendment etc.) (EU Exit) Regulations 2019

**PART 3**

Amendments of EU Regulations and EU Decision

CHAPTER 2

Amendments of other EU Regulations and of EU Decision

**Commission Regulation (EC) No 1569/2007**

**67.**—(1) Commission Regulation (EC) No 1569/2007 of 21 December 2007 establishing a mechanism for the determination of equivalence of accounting standards applied by third country issuers of securities pursuant to Directives 2003/71/EC and 2004/109/EC of the European Parliament and of the Council is amended as follows.

(2) In Article 1 (subject matter)—

- (a) after “considered” insert “ for the specified purposes as ”;
- (b) for the words from “International” to “IFRS)” substitute “ UK-adopted international accounting standards ”;

<sup>F1</sup>(c) .....

(3) In Article 2 (equivalence)—

- (a) after “considered” insert “ for the specified purposes as ”;
- (b) for the words from “IFRS adopted” to “No 1606/2002” substitute “ UK-adopted international accounting standards ”;
- (c) for “in accordance with IFRS” substitute “ in accordance with UK-adopted international accounting standards ”.

(4) In Article 3 (equivalence mechanism)—

- (a) in the first paragraph—
  - (i) for “Commission” substitute “ Treasury ”;
  - (ii) for “competent authority of a Member State” substitute “ Financial Conduct Authority ”;
- (b) for the second paragraph substitute—

“Before making a determination of equivalence, the Treasury must consult the Secretary of State.

A determination of equivalence is to be made by the Treasury by regulations made by statutory instrument.”.

(5) After Article 3 insert—

**Changes to legislation:** The Official Listing of Securities, Prospectus and Transparency (Amendment etc.) (EU Exit) Regulations 2019, CHAPTER 2 is up to date with all changes known to be in force on or before 20 April 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

“Article 3A

Treasury regulations under Article 3

1. Regulations made by the Treasury under Article 3 may—
  - (a) contain incidental, supplemental, consequential and transitional provision,
  - (b) make different provision for different purposes, and
  - (c) amend or revoke Commission Decision (EC) No 2008/961 on the use by third countries' issuers of securities of certain third country's national accounting standards and International Financial Reporting Standards to prepare their consolidated financial statements.

2. A statutory instrument containing regulations made by the Treasury under Article 3 is subject to annulment in pursuance of a resolution of either House of Parliament.”

(6) Omit Article 4 (conditions for the acceptance of third country accounting standards for a period ending no later than 31 March 2016).

(7) Omit Article 5 (entry into force and application).

**Textual Amendments**

**F1** Reg. 67(2)(c) omitted (6.9.2019) by virtue of [The Prospectus \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/1234\)](#), regs. 1(2), **22** (with savings in S.I. 2019/680, [reg. 11](#) (as amended by S.I. 2019/1234, [reg. 29\(2\)](#)))

**Commencement Information**

**II** Reg. 67 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Commission Decision (EC) No 2008/961**

**68.**—(1) Commission Decision (EC) No 2008/961 of 12 December 2008 on the use by third countries' issuers of securities of certain third country's national accounting standards and International Financial Reporting Standards to prepare their consolidated financial statements is amended as follows.

(2) In Article 1—

(a) in the first paragraph—

(i) for the words from the beginning to “No 1606/2002:”, in the second place where it occurs, substitute “ From [<sup>F2</sup>IP completion day], with regard to annual consolidated financial statements and half-yearly consolidated financial statements, the following standards are to be considered as equivalent to UK-adopted international accounting standards: ”;

(ii) after point (c) insert—

“(d) International Financial Reporting Standards adopted pursuant to Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of International Accounting Standards, as it applies in the European Union.”;

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(b) in the second paragraph, for the words from the beginning to “No 1606/2002:” substitute “ From [<sup>F3</sup>IP completion day], with regard to annual consolidated financial statements and half-yearly consolidated financial statements, the following standards are to be considered as equivalent to UK-adopted international accounting standards: ”;

(c) omit the paragraph beginning “Third country issuers”;

(d) at the end insert—

“In this Decision “third country” means a country outside the United Kingdom.”.

(3) Omit Article 1a.

(4) Omit Articles 2 and 3.

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#### Textual Amendments

**F2** Words in reg. 68(2)(a)(i) substituted (30.12.2020) by [The Financial Services and Economic and Monetary Policy \(Consequential Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1301\)](#), regs. 1, 3, [Sch. para. 42\(a\)](#)

**F3** Words in reg. 68(2)(b) substituted (30.12.2020) by [The Financial Services and Economic and Monetary Policy \(Consequential Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1301\)](#), regs. 1, 3, [Sch. para. 42\(a\)](#)

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#### Commencement Information

**I2** Reg. 68 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### European Parliament and Council Regulation (EU) 2017/1129

**69.** In Regulation (EU) 2017/1129 of the European Parliament and of the Council of 14 June 2017 on the prospectus to be published when securities are offered to the public or admitted to trading on a regulated market, and repealing Directive [2003/71/EC](#)<sup>[F4]</sup>, omit Article 3(2).]

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#### Textual Amendments

**F4** Words in reg. 69 substituted (31.12.2020 immediately before IP completion day) by [The Financial Services \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2020 \(S.I. 2020/628\)](#), regs. 1(3), [14](#)

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#### Commencement Information

**I3** Reg. 69 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 Official Listing of Securities, Prospectus and Transparency (Amendment etc.) (EU Exit) Regulations 2019, CHAPTER 2 is up to date with all changes known to be in force on or before 20 April 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](#)