

## Schedule

### Amendments of primary legislation

#### Banking Act 2009

**68.**—(1) The Banking Act 2009(1) is amended as follows.

(2) In the following provisions for “retained EU” (in each place it appears) substitute “assimilated”—

- (a) section 3(1), in the definition of “the capital requirements regulation”(2);
- (b) section 4(4)(3);
- (c) section 6E(6)(4) and (10)(5);
- (d) section 11A(8)(6);
- (e) section 62A(2A)(7);
- (f) section 81ZZBB(10)(b) and (c)(8);
- (g) section 81ZBC(10)(b) and (c)(9);
- (h) section 81BC(10)(b) and (c)(10);
- (i) section 89JA(4)(11), in the text of the modification;
- (j) section 258A(1)(12).

(3) In section 206Z6(3)(13) for “retained direct EU” substitute “assimilated direct”.

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(1) 2009 c. 1.

(2) Existing section 3 was renumbered as section 3(1) and definitions were inserted by S.I. 2014/3329. Section 3(1) was amended by paragraph 3(2) of Schedule 1 to S.I. 2018/1394 and regulation 39(2) of S.I. 2020/1385. There are other amendments which are not relevant.

(3) Section 4(4)(a) was amended by paragraph 13 of Schedule 1 to S.I. 2017/1064, paragraph 7(2)(a) of Schedule 1 to S.I. 2018/1394 and regulation 39(3) of S.I. 2020/1385.

(4) Section 6E was inserted by article 11 of S.I. 2014/3329. Section 6E(6) was substituted by paragraph 11(2) of Schedule 1 to S.I. 2018/1394.

(5) Section 6E(10) was substituted by paragraph 11(3) of Schedule 1 to S.I. 2018/1394.

(6) Section 11A was inserted by article 8 of S.I. 2016/1239. Section 11A(8) was inserted by paragraph 15(3) of Schedule 1 to S.I. 2018/1394 and amended by regulation 39(4) of S.I. 2020/1385.

(7) Section 62A was inserted by article 69 of S.I. 2014/3329. Section 62A(2A) was inserted by paragraph 24(3) of Schedule 1 to S.I. 2018/1394.

(8) Section 81ZZBB(10) was inserted by regulation 14 of S.I. 2020/1350 and amended by regulation 66(b) of S.I. 2020/1350.

(9) Section 81ZBC(10) was inserted by regulation 15 of S.I. 2020/1350 and amended by regulation 68(b) of S.I. 2020/1350.

(10) Section 81BC(10) was inserted by regulation 16 of S.I. 2020/1350 and amended by regulation 70(b) of S.I. 2020/1350.

(11) Section 89JA was inserted by article 103 of S.I. 2014/3329. Section 89JA(4) was inserted by article 29(5) of S.I. 2016/1239 and was amended by paragraph 45 of S.I. 2018/1394.

(12) Section 258A(1) was inserted by section 101(7) of the Financial Services Act 2012 (c. 21), and was amended by paragraph 45(3) of Schedule 2(2) to S.I. 2013/3115 and paragraph 54 of Schedule 1 to S.I. 2018/394.

(13) Section 206Z6 was inserted by paragraph 1 of Schedule 9 to the Financial Services and Markets Act 2023 (c. 29).