

## SCHEDULE 2

### Special administration (bank administration)

- 9.—(1) The administrator shall send the statement to—
- (a) the [<sup>F1</sup>FCA and, where the investment bank concerned is a PRA-authorised person, the PRA];
  - (b) the FSCS;
  - (c) the registrar of companies;
  - (d) every creditor of the [<sup>F2</sup>investment] bank of whose claim and address the administrator is aware;
  - (e) every member of the [<sup>F2</sup>investment] bank of whose address the administrator is aware; and
  - (f) every client of the [<sup>F2</sup>investment] bank of whose claim the administrator is aware and of whom the administrator has a means of contacting.
- (2) The administrator shall comply with sub-paragraph (1) not later than 10 business days after—
- (a) obtaining the agreement of the Bank of England (and where [<sup>F3</sup>a regulator] has given a direction, [<sup>F4</sup>that regulator]); or
  - (b) the court has made an order dispensing with the need for this agreement.
- (3) The administrator shall be taken to comply with sub-paragraph (1)(d) if the administrator publishes in the prescribed manner a notice undertaking to provide a copy of the statement of proposals free of charge to any member of the [<sup>F2</sup>investment] bank who applies in writing to a specified address.
- (4) The administrator shall also give notice in the prescribed manner that the statement of proposals is to be provided free of charge to a market infrastructure body which applies in writing to a specified address.
- (5) Sub-paragraphs (7) and (8) of paragraph 49 of Schedule B1 apply with the following modifications—
- (a) the reference in paragraph 49(7) to sub-paragraph (5) shall be a reference to sub-paragraph (2) of this paragraph;
  - (b) the reference to “this paragraph” in paragraph 49(8) means this paragraph;
  - (c) the reference to paragraph 107 is a reference to that paragraph as applied by section 145 of the Act and by paragraph 6(3).

#### Textual Amendments

- F1** Words in Sch. 2 para. 9(1)(a) substituted (1.4.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) Order 2013 (S.I. 2013/472), art. 1(1), **Sch. 2 para. 198(q)(iv)(aa)** (with Sch. 2 para. 213)
- F2** Word in Sch. 2 substituted (1.9.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) (No. 3) Order 2013 (S.I. 2013/1765), arts. 1, **10**
- F3** Words in Sch. 2 para. 9(2)(a) substituted (1.4.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) Order 2013 (S.I. 2013/472), art. 1(1), **Sch. 2 para. 198(q)(iv)(bb)(cc)** (with Sch. 2 para. 213)
- F4** Words in Sch. 2 para. 9(2)(a) substituted (1.4.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) Order 2013 (S.I. 2013/472), art. 1(1), **Sch. 2 para. 198(q)(iv)(bb)(dd)** (with Sch. 2 para. 213)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Investment Bank Special Administration Regulations 2011. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations amendment to earlier affecting provision S.I. 2019/710, reg. 39 by [S.I. 2020/1301 reg. 3Sch. para. 43\(l\)](#)
- Regulations modified (temp.) by [S.I. 2019/710 reg. 39](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 para. 10(7) inserted by [S.I. 2018/208 reg. 13\(6\)\(a\)](#)
- Sch. 2 para. 11(9) inserted by [S.I. 2018/208 reg. 13\(6\)\(b\)](#)
- Sch. 2 para. 12(5) inserted by [S.I. 2018/208 reg. 13\(6\)\(c\)](#)
- Sch. 2 para. 16(3)(ba) inserted by [S.I. 2018/208 reg. 13\(6\)\(d\)](#)
- Sch. 2 para. 16(3)(ba) word substituted by [2020 c. 12 Sch. 3 para. 48\(b\)](#)
- Sch. 2 para. 16(3)(ba) words omitted by [2020 c. 12 Sch. 3 para. 48\(a\)](#)
- reg. 8(1A) amendment to earlier affecting provision S.I. 2021/716, reg. 5 by [S.I. 2023/1399 reg. 4](#)
- reg. 8(1A) inserted by [S.I. 2021/716 Sch. 4 para. 5\(2\)\(a\)](#)
- reg. 15(7) inserted by [S.I. 2018/208 reg. 13\(2\)](#)
- reg. 21(5A) inserted by [S.I. 2018/208 reg. 13\(5\)](#)
- reg. 21(5A) word substituted by [2020 c. 12 Sch. 3 para. 47\(b\)](#)
- reg. 21(5A) words omitted by [2020 c. 12 Sch. 3 para. 47\(a\)](#)