

STATUTORY INSTRUMENTS

2018 No. 1318

The Trade Repositories (Amendment and Transitional Provision) (EU Exit) Regulations 2018

PART 3

Transitional and saving provision

CHAPTER 3

Registration conversion

Registration under the European Markets Infrastructure Regulation

14.—(1) Notwithstanding Articles 55 to 58 of the European Markets Infrastructure Regulation, a person to whom this regulation applies is, on and after [^{F1}IP completion day], registered as a trade repository under Chapter 1 of Title 6 of that Regulation.

(2) Reference in an enactment to a person registered under that Chapter, however expressed, includes a person registered by virtue of this regulation.

Textual Amendments

- F1** Words in reg. 14 substituted (31.1.2020 immediately before exit day) by [The Financial Services \(Consequential Amendments\) Regulations 2020 \(S.I. 2020/56\)](#), regs. 1, **9(e)**

Application of regulation 14

15. Regulation 14 applies to a person who—
- satisfies the conditions in regulation 16, and
 - notifies the FCA in accordance with regulation 17.

Conditions to be satisfied for regulation 14 to apply

16. The conditions are that the person is a body corporate which, immediately before [^{F2}IP completion day], is—

- incorporated under the law of any part of the United Kingdom, and
- registered as a trade repository under the European Markets Infrastructure Regulation.

Textual Amendments

- F2** Words in reg. 16 substituted (31.1.2020 immediately before exit day) by [The Financial Services \(Consequential Amendments\) Regulations 2020 \(S.I. 2020/56\)](#), regs. 1, **9(f)**

Changes to legislation: *The Trade Repositories (Amendment and Transitional Provision) (EU Exit) Regulations 2018, CHAPTER 3 is up to date with all changes known to be in force on or before 26 June 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*

Notification for registration

17.—(1) The person must, no later than the final day, notify the FCA that the person wishes to be registered in accordance with regulation 14.

(2) For the purposes of paragraph (1), the notification must—

- (a) be made in such manner, and
- (b) contain, or be accompanied by, such information,

as the FCA may direct.

(3) For the purposes of paragraph (1), the final day is—

- (a) the day before the day on which [^{F3}IP completion day] occurs, or
- (b) such earlier day as the FCA may direct.

Textual Amendments

F3 Words in reg. 17 substituted (31.1.2020 immediately before exit day) by [The Financial Services \(Consequential Amendments\) Regulations 2020 \(S.I. 2020/56\)](#), regs. 1, **9(g)**

Acknowledgement of receipt

18. The FCA must, before the end of a period of 10 working days beginning with the day on which it receives a notification under regulation 17, send the person making the notification an acknowledgment of receipt.

FCA's response

19. The FCA must, before the end of a period of 20 working days beginning with the day on which it receives a notification under regulation 17—

- (a) if it considers that the notification complies with the requirements of, or made under, that regulation, confirm in writing to the person making the notification that the notification is valid;
- (b) if it considers that the notification does not comply with those requirements—
 - (i) confirm in writing to the person making the notification that the notification is not valid, and
 - (ii) where applicable, inform the person of the steps which need to be taken, and the time within which they need to be taken, for the notification to be considered valid.

Changes to legislation:

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Changes and effects yet to be applied to :

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