



# Companies Act 1989

## 1989 CHAPTER 40

### PART VII

#### FINANCIAL MARKETS AND INSOLVENCY

##### *Recognised investment exchanges and clearing houses*

#### **156 Additional requirements for recognition: default rules, &c.**

- (1) The <sup>M1</sup>Financial Services Act 1986 shall have effect as if the requirements set out in Schedule 21 to this Act (the “additional requirements”) were among those specified in that Act for recognition of an investment exchange or clearing house.
- (2) In particular, that Act shall have effect—
  - (a) as if the requirements set out in Part I of that Schedule were among those specified in Schedule 4 to that Act (requirements for recognition of UK investment exchange),
  - (b) as if the requirements set out in Part II of that Schedule were among those specified in section 39(4) of that Act (requirements for recognition of UK clearing house), and
  - (c) as if the requirement set out in Part III of that Schedule was among those specified in section 40(2) of that Act (requirements for recognition of overseas investment exchange or clearing house).
- (3) The additional requirements do not affect the status of an investment exchange or clearing house recognised before the commencement of this section, but if the Secretary of State is of the opinion that any of those requirements is not met in the case of such a body, he shall within one month of commencement give notice to the body stating his opinion.

[<sup>F1</sup>(3A) Nothing in subsection (2)(a) or (b) shall be taken as requiring a UK investment exchange or a UK clearing house which does not enter into such contracts as are mentioned in section 155(2)(b) or (3) to have default rules relating to such contracts.]

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*Status: Point in time view as at 21/06/2001. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Companies Act 1989, Section 156. (See end of Document for details)*

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- (4) Where the Secretary of State gives such a notice, he shall not—
- (a) take action to revoke the recognition of such a body on the ground that any of the additional requirements is not met, unless he considers it essential to do so in the interests of investors, or
  - (b) apply on any such ground for a compliance order under section 12 of the Financial Services Act 1986,
- until after the end of the period of six months beginning with the date on which the notice was given.
- (5) The Secretary of State may extend, or further extend, that period if he considers there is good reason to do so.

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**Textual Amendments**

**F1** S. 156(3A) inserted (15.7.1996) by S.I. 1996/1469, **reg.9**

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**Commencement Information**

**I1** S. 156 wholly in force at 25.4.1991 see s. 215(2) and S.I. 1991/488, **art. 2(2)**; 1991/878, art. 2, Sch.

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**Marginal Citations**

**M1** 1986 c. 60.

**Status:**

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**Changes to legislation:**

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