



Financial Services and Markets Act 2000

2000 CHAPTER 8

PART XII

CONTROL OVER AUTHORISED PERSONS

[^{F1}Assessment procedure

^{X1}[^{F1}188 Assessment: consultation with EC competent authorities

- (1) The [^{F2}appropriate regulator] must consult any appropriate home state regulator before making a determination under section 185 and, in doing so, must comply with such requirements as to consultation as may be prescribed.
- (2) Where the [^{F2}appropriate regulator] makes a determination under section 185, it must indicate any views or reservations received from any home state regulator it consults in accordance with subsection (1).
- (3) The [^{F2}appropriate regulator] must cooperate with any equivalent consultation [^{F3}in relation to a UK authorised person by the home state regulator of an EEA firm].
- (4) In order to comply with an obligation under subsection (1) or (3), the [^{F2}appropriate regulator] must provide the regulator with—
 - (a) any relevant information that it requests; and
 - (b) any information that the [^{F2}appropriate regulator] considers that it needs.]

Editorial Information

- X1** The substitution of ss. 178-191G for ss. 178-191 on 21.3.2009 which involves the insertion of several new headings in Pt. XII gives rise to a change in the structure of this legislation on SLD which breaks the continuity of historical versions of the existing provisions which are now brought under those new headings.

Status: Point in time view as at 16/12/2016. This version of this provision has been superseded.

Changes to legislation: Financial Services and Markets Act 2000, Section 188 is up to date with all changes known to be in force on or before 26 July 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)

Textual Amendments

- F1** Ss. 178-191G and cross-headings substituted (21.3.2009) for ss. 178-191 and cross-headings by [The Financial Services and Markets Act 2000 \(Controllers\) Regulations 2009 \(S.I. 2009/534\)](#), [reg. 3](#), [Sch. 1](#) (with [reg. 8](#))
- F2** Words in Pt. 12 substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\)](#), [ss. 26\(2\)](#), [122\(3\)](#) (with [Sch. 20](#)); [S.I. 2013/423](#), [art. 3](#), [Sch.](#)
- F3** Words in s. 188(3) substituted (1.1.2014) by [The Capital Requirements Regulations 2013 \(S.I. 2013/3115\)](#), [reg. 1\(2\)](#), [Sch. 2 para. 12](#)

Status:

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Changes to legislation:

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