

SCHEDULES

SCHEDULE 9

DISCIPLINE AND ENFORCEMENT

PART 2

AUTHORISED PERSONS ACTING WITHOUT PERMISSION

6 In section 27 (agreements made through unauthorised persons) for subsection (1) substitute—

“(1) This section applies to an agreement that—

- (a) is made by an authorised person (“the provider”) in the course of carrying on a regulated activity,
- (b) is not made in contravention of the general prohibition,
- (c) if it relates to a credit-related regulated activity, is not made in contravention of section 20, and
- (d) is made in consequence of something said or done by another person (“the third party”) in the course of—
 - (i) a regulated activity carried on by the third party in contravention of the general prohibition, or
 - (ii) a credit-related regulated activity carried on by the third party in contravention of section 20.

(1A) The agreement is unenforceable against the other party.”