

STATUTORY INSTRUMENTS

2001 No. 3626

The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) Order 2001

- 5.—(1) The provisions which apply by virtue of paragraph (a) and (b) of article 3 do so as if—
- (a) any reference to the authorised person concerned were a reference to the members concerned; ^{F1}...
 - ^{F2}(aa) the members concerned were authorised persons with permission to carry on the regulated activities of effecting a contract of insurance as principal and carrying out a contract of insurance as principal; and]
 - (b) anything done in connection with the transfer by the person authorised ^{F3}, or the person certified to have authority,] in accordance with ^{F4}paragraph (b)] of article 4 had been done by the members concerned for whom he acted.

^{F5}(2)

^{F6}(2A) ^{F7}Paragraph 2 of Part 1 of Schedule 12] to the Act apply as if the members concerned were authorised persons with permission to carry on the regulated activities of effecting a contract of insurance as principal and carrying out a contract of insurance as principal.]

^{F8}(3) A transfer scheme carried out by virtue of this Order may transfer to an establishment of the transferee business written on different syndicates and in different years of account of syndicates.]

Textual Amendments

- F1** Word in art. 5(1)(a) omitted (1.9.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) (No. 3) Order 2013 (S.I. 2013/1765), arts. 1, **5(4)(a)**
- F2** Art. 5(1)(aa) inserted (1.9.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) (No. 3) Order 2013 (S.I. 2013/1765), arts. 1, **5(4)(b)**
- F3** Words in art. 5(1)(b) inserted (23.7.2008) by The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) (Amendment) Order 2008 (S.I. 2008/1725), arts. 1, **2(5)(a)**
- F4** Words in art. 5(1)(b) inserted (23.7.2008) by The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) (Amendment) Order 2008 (S.I. 2008/1725), arts. 1, **2(5)(b)**
- F5** Art. 5(2) omitted (31.12.2020 on IP completion day) by The Financial Services and Markets Act 2000 (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/632), regs. 1(3), **184(4)(a)** (with transitional provisions in S.I. 2019/710, regs. 1(4), 36, **Sch. para. 3** and with savings in S.I. 2019/680, **reg. 11**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F6** Art. 5(2A) inserted (1.9.2013) by The Financial Services Act 2012 (Consequential Amendments and Transitional Provisions) (No. 3) Order 2013 (S.I. 2013/1765), arts. 1, **5(4)(c)**
- F7** Words in art. 5(2A) substituted (31.12.2020 on IP completion day) by The Financial Services and Markets Act 2000 (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/632), regs. 1(3), **184(4)(b)** (with transitional provisions in S.I. 2019/710, regs. 1(4), 36, **Sch. para. 3** and with savings in S.I. 2019/680, **reg. 11**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F8** Art. 5(3) inserted (23.7.2008) by The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) (Amendment) Order 2008 (S.I. 2008/1725), arts. 1, **2(6)**

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are currently no known outstanding effects for the The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) Order 2001, Section 5. (See end of Document for details)

Modifications etc. (not altering text)

- C1** [Art. 5\(2\)\(2A\)](#) modified (31.12.2020) by [The Financial Services \(Miscellaneous\) \(Amendment\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/710), reg. 1(3), Sch. para. 4, 5, **9(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

- II** [Art. 5](#) in force at 1.12.2001, see [art. 1](#)

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Financial Services and Markets Act 2000 (Control of Transfers of Business Done at Lloyd's) Order 2001, Section 5.