### STATUTORY INSTRUMENTS

## 2001 No. 544

# The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001

## PART II

## SPECIFIED ACTIVITIES

## CHAPTER XII

#### Advising on Investments

#### The activity

#### Advising on investments

53. Advising a person is a specified kind of activity if the advice is—

- (a) given to the person in his capacity as an investor or potential investor, or in his capacity as agent for an investor or a potential investor; and
- (b) advice on the merits of his doing any of the following (whether as principal or agent)-
  - (i) buying, selling, subscribing for or underwriting a particular investment which is a security or a contractually based investment, or
  - (ii) exercising any right conferred by such an investment to buy, sell, subscribe for or underwrite such an investment.