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## STATUTORY INSTRUMENTS

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# 2001 No. 544

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

### PART II

#### SPECIFIED ACTIVITIES

##### CHAPTER XVII

###### EXCLUSIONS APPLYING TO SEVERAL SPECIFIED KINDS OF ACTIVITY

###### Activities carried on in the course of a profession or non-investment business

**67.**—(1) There is excluded from articles 21, 25(1) and (2) [<sup>F1</sup>, 25A], [<sup>F2</sup>25B, 25C,][<sup>F3</sup>25E,][<sup>F4</sup>39A, 40][<sup>F5</sup>53][<sup>F6</sup>, 53A, 53B, [<sup>F7</sup>53C, 53D and 53DA]] any activity which—

- (a) is carried on in the course of carrying on any profession or business which does not otherwise consist of [<sup>F8</sup>the carrying on of regulated activities in the United Kingdom]; and
- (b) may reasonably be regarded as a necessary part of other services provided in the course of that profession or business.

(2) But the exclusion in paragraph (1) does not apply if the activity in question is remunerated separately from the other services.

[<sup>F9</sup>(3) This article is subject to article [<sup>F10</sup>4(4), (4A) and (4B)].]

#### Textual Amendments

- F1** Word in art. 67(1) inserted (31.10.2004) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No. 1\) Order 2003 \(S.I. 2003/1475\)](#), arts. 1(3), **19(a)**
- F2** Words in art. 67(1) inserted (6.11.2006 for specified purposes, 6.4.2007 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2006 \(S.I. 2006/2383\)](#), arts. 1(2), **20(a)**
- F3** Word in art. 67(1) inserted (1.7.2009 for specified purposes, 30.6.2010 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2009 \(S.I. 2009/1342\)](#), arts. 1(2), **19(a)**
- F4** Words in art. 67 substituted (31.10.2004 for specified purposes, 14.1.2005 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No. 2\) Order 2003 \(S.I. 2003/1476\)](#), arts. 1(3), **10(2)**
- F5** Words in art. 67(1) substituted (31.10.2004) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No. 1\) Order 2003 \(S.I. 2003/1475\)](#), arts. 1(3), **19(b)**
- F6** Words in art. 67(1) substituted (6.11.2006 for specified purposes, 6.4.2007 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2006 \(S.I. 2006/2383\)](#), arts. 1(2), **20(b)**

**Status:** Point in time view as at 28/11/2017.

**Changes to legislation:** The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, Section 67 is up to date with all changes known to be in force on or before 18 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)

- F7** Words in art. 67(1) substituted (20.4.2015 for specified purposes, 21.12.2015 for specified purposes, 21.3.2016 in so far as not already in force) by [The Mortgage Credit Directive Order 2015 \(S.I. 2015/910\)](#), art. 1(5), **Sch. 1 para. 4(25)(a)** (with Pt. 4)
- F8** Words in art. 67(1)(a) substituted (1.12.2001) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2001 \(S.I. 2001/3544\)](#), arts. 1(a), **9**
- F9** Art. 67(3) inserted (1.4.2007 for specified purposes, 1.11.2007 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment No. 3\) Order 2006 \(S.I. 2006/3384\)](#), arts. 1(2), **20**
- F10** Words in art. 67(3) substituted (20.4.2015 for specified purposes, 21.12.2015 for specified purposes, 21.3.2016 in so far as not already in force) by [The Mortgage Credit Directive Order 2015 \(S.I. 2015/910\)](#), art. 1(5), **Sch. 1 para. 4(25)(b)** (with Pt. 4)

**Status:**

Point in time view as at 28/11/2017.

**Changes to legislation:**

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