

*Status: Point in time view as at 01/07/2017.*

*Changes to legislation: The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, Section 89E is up to date with all changes known to be in force on or before 04 August 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)*

## STATUTORY INSTRUMENTS

# 2001 No. 544

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

### [<sup>F1</sup>PART 3A

#### SPECIFIED ACTIVITIES IN RELATION TO INFORMATION

##### *Supplemental*

#### [<sup>F1</sup>Meaning of “consumer” etc.

**89E.**—(1) For the purposes of sections 1G, 404E and 425A of the Act (meaning of “consumer”)

- (a) an individual or a relevant recipient of credit who is, may be, has been or may have been the subject of the information referred to in article 89A, and
- (b) an individual or a relevant recipient of credit who is, may be, has been or may have been the subject of information furnished in the course of a person carrying on an activity of the kind specified by article 89B, [<sup>F2</sup>or article 64 (agreeing to carry on specified kinds of activity) in so far as that article relates to article 89B,]

is to be treated as a “consumer”.

(2) For the purposes of section 328(8) of the Act (meaning of “clients”)—

- (a) an individual or a relevant recipient of credit who is, may be, has been or may have been the subject of the information referred to in article 89A, and
- (b) an individual or a relevant recipient of credit who is, may be, has been or may have been the subject of information furnished in the course of a person carrying on an activity of the kind specified by article 89B, [<sup>F3</sup>or article 64 (agreeing to carry on specified kinds of activity) in so far as that article relates to article 89B,]

is to be treated as a “client”.]

#### Textual Amendments

- F1** Pt. 3A inserted (26.7.2013 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\)](#), art. 1(2)(6), **8(2)**
- F2** Words in art. 89E(1)(b) inserted (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), art. 1(3)(4), **2(46)**
- F3** Words in art. 89E(2)(b) inserted (14.2.2014 for specified purposes, 1.4.2014 in so far as not already in force) by [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) Order 2014 \(S.I. 2014/366\)](#), art. 1(3)(4), **2(46)**

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