
STATUTORY INSTRUMENTS

2001 No. 544

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

PART IV

CONSEQUENTIAL PROVISIONS

Regulated mortgage contracts: consequential provisions

Consequential amendments of subordinate legislation under the Consumer Credit Act 1974

91.—(1) In the Consumer Credit (Advertisements) Regulations 1989^{M1}, after paragraph (2) of regulation 9 (application of Regulations) insert—

“(3) These Regulations do not apply to any advertisement in so far as it is a communication of an invitation or inducement to engage in investment activity within the meaning of section 21 of the Financial Services and Markets Act 2000, other than an exempt generic communication.

(4) An “exempt generic communication” is a communication to which subsection (1) of section 21 of the Financial Services and Markets Act 2000 does not apply, as a result of an order under subsection (5) of that section, because it does not identify a person as providing an investment or as carrying on an activity to which the communication relates.”.

(2) In the Consumer Credit (Content of Quotations) and Consumer Credit (Advertisements) (Amendment) Regulations 1999^{M2}, in the definition of “quotation” in paragraph (1) of regulation 2 (interpretation of Part II)—

(a) omit “or” at the end of sub-paragraph (c); and

(b) after sub-paragraph (d) insert—

“(e) any document which is a communication of an invitation or inducement to engage in investment activity within the meaning of section 21 of the Financial Services and Markets Act 2000; or

(f) any document (other than one falling within sub-paragraph (e)), provided by an authorised person (within the meaning of that Act) in connection with an agreement which would or might be an exempt agreement as a result of section 16(6C) of the Act.”.

Commencement Information

II Art. 91 in force at 31.10.2004, see art. 1(2)(b) (as read with Treasury notice dated 9.7.2003)

Status: Point in time view as at 31/10/2004. This version of this provision has been superseded.

Changes to legislation: The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001, Section 91 is up to date with all changes known to be in force on or before 08 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)

Marginal Citations

- M1** Subsection (6B) was inserted by s. 22(3) of the [Housing and Planning Act 1986 \(c. 63\)](#) and amended by the [Housing Act 1988 \(c. 50\)](#), [Sch. 17](#), Part I, para. 20, and by the [Government of Wales Act 1998 \(c. 38\)](#), [Sch. 18](#), Part VI.
- M2** [S.I. 1989/1125](#), amended by [S.I. 1999/2725](#), [S.I. 1999/3177](#) and [S.I. 2000/1797](#), and modified by [S.I. 1992/3218](#).

Status:

Point in time view as at 31/10/2004. This version of this provision has been superseded.

Changes to legislation:

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