
STATUTORY INSTRUMENTS

2009 No. 209

The Payment Services Regulations 2009

PART 7

THE AUTHORITY

Miscellaneous

Costs of supervision

92.—(1) The functions of the Authority under these Regulations are to be treated for the purposes of paragraph 17 (fees) of Part 3 of Schedule 1 to the 2000 Act as functions conferred on the Authority under that Act with the following modifications—

- (a) section 2(3) of the 2000 Act (the Authority's general duties) does not apply to the making of rules under paragraph 17 by virtue of this regulation;
- (b) rules made under paragraph 17 by virtue of this regulation are not to be treated as regulating provisions for the purposes of section 159(1) of the 2000 Act (competition scrutiny)⁽¹⁾;
- (c) paragraph 17(2) and (3) are omitted.

(2) The Authority must apply amounts paid to it by way of penalties imposed under regulation 85 towards expenses incurred in carrying out its functions under these Regulations or for any incidental purpose.

Commencement Information

- II** Reg. 92 comes into force in accordance with reg. 1(2)

(1) Section 159(1) was amended by the Enterprise Act 2002 (c.40), section 278(1) and Schedule 25, paragraph 40, and by S.I. 2006/2975.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Payment Services Regulations 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations applied by [S.I. 2015/2038 reg. 26](#)
- Regulations applied (with modifications) by [S.I. 2011/245 Sch. 6 Pt. 1](#)
- Regulations functions modified by [S.I. 2013/161 art. 56\(1\)\(c\)\(ii\)](#)
- Regulations power to modify conferred by [2023 c. 29 s. 3 Sch. 1 Pt. 2](#)
- Regulations revoked by [2023 c. 29 Sch. 1 Pt. 2](#)
- Regulations revoked in part by [S.I. 2017/752 Sch. 9](#)
- [reg. 92\(1\)](#) words substituted by [S.I. 2013/472 Sch. 2 para. 155\(3\)\(a\)](#)
- [reg. 92\(1\)\(a\)](#) words substituted by [S.I. 2013/472 Sch. 2 para. 155\(3\)\(b\)](#)
- [reg. 92\(1\)\(b\)](#) word substituted by [S.I. 2013/472 Sch. 2 para. 155\(3\)\(c\)\(i\)](#)
- [reg. 92\(1\)\(b\)](#) words substituted by [S.I. 2013/472 Sch. 2 para. 155\(3\)\(c\)\(ii\)](#)
- [reg. 92\(1\)\(c\)](#) words substituted by [S.I. 2013/472 Sch. 2 para. 155\(3\)\(d\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [Sch. 3 para. 19\(a\)\(b\)](#) words substituted by [S.I. 2012/1741 Sch. para. 11](#)
- [Sch. 5 para. 2\(za\)](#) inserted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(b\)\(ii\)](#)
- [Sch. 5 para. 3\(ba\)](#) inserted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(c\)\(iii\)](#)
- [Sch. 5 para. 3\(c\)\(iiia\)](#) inserted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(c\)\(v\)](#)
- [Sch. 5 para. 10\(a\)\(iv\)](#) inserted by [S.I. 2015/1911 reg. 17\(3\)\(b\)](#)
- [Sch. 5 para. 3\(c\)\(i\)\(aa\)](#) omitted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(c\)\(iv\)](#)
- [Sch. 5 para. 2\(a\)\(b\)](#) and word substituted by [S.I. 2010/22 Sch. 3 para. 189\(c\)](#)
- [Sch. 5 para. 3\(d\)\(i\)\(aa\)](#) substituted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(c\)\(vi\)](#)
- [Sch. 5 para. 3\(d\)\(i\)\(bb\)](#) word substituted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(c\)\(vii\)](#)
- [Sch. 5 para. 5\(a\)\(iii\)\(bb\)](#) words substituted by [S.I. 2013/472 Sch. 2 para. 155\(6\)\(e\)\(iii\)](#)
- [Sch. 7](#) inserted by [S.I. 2009/2475 reg. 13](#)
- [reg. 10A](#) inserted by [S.I. 2009/2475 reg. 3](#)
- [reg. 13\(4\)\(da\)](#) inserted by [S.I. 2009/1912 reg. 4](#)
- [reg. 13\(4\)\(da\)](#) substituted by [2010 c. 38 Sch. 1 para. 8\(b\)](#)
- [reg. 13\(4A\)-\(4D\)](#) inserted by [S.I. 2012/1791 reg. 3\(2\)](#)
- [reg. 29\(3\)\(a\)\(ii\)\(aa\)](#) words substituted by [S.I. 2017/692 Sch. 7 para. 24\(6\)\(a\)](#)
- [reg. 52\(e\)](#) inserted by [S.I. 2010/1010 reg. 97\(b\)](#)
- [reg. 80A](#) inserted by [S.I. 2015/1911 reg. 17\(2\)](#)
- [reg. 92\(2\)-\(5\)](#) substituted for [reg. 92\(2\)](#) by [S.I. 2013/429 reg. 2\(4\)](#)
- [reg. 109A](#) inserted by [S.I. 2015/422 reg. 2\(6\)](#)
- [reg. 110\(1\)\(d\)-\(i\)](#) substituted for [reg. 110\(1\)\(d\)\(e\)](#) by [S.I. 2009/2475 reg. 11](#)
- [reg. 125A](#) inserted by [S.I. 2012/1791 reg. 3\(5\)](#)
- [reg. 125B](#) inserted by [S.I. 2013/472 Sch. 2 para. 155\(5\)](#)
- [reg. 127](#) inserted by [S.I. 2009/2475 reg. 12](#)