
STATUTORY INSTRUMENTS

2018 No. 1115

The Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018

PART 2

EU Exit Instruments

Interpretation

2. For the purpose of this Part—

- (a) the “appropriate regulator” in relation to—
- (i) the EU Regulations specified in Part 1 of the Schedule, is the FCA;
 - (ii) the EU Regulations specified in Part 2 of the Schedule, is the PRA;
 - (iii) the EU Regulations specified in Part 3 of the Schedule, is the Bank of England;
 - (iv) the EU Regulations specified in Part 4 of the Schedule, is both the FCA and the PRA;
 - (v) the EU Regulations specified in Part 5 of the Schedule, is both the FCA and the Bank of England;
 - (vi) the EU Regulation specified in Part 6 of the Schedule, is the Payment Systems Regulator;
 - (vii) EU-derived provisions, means whichever of the FCA, the PRA or the Bank of England made the provisions,
- and for the purposes of this paragraph, reference to EU Regulations includes a reference to part of an EU Regulation;
- (b) “authorised persons” and “PRA-authorised persons” have the meaning given in sections 31(2) and 2B(5) respectively of the Financial Services and Markets Act 2000 ^{M1};
- (c) “central counterparty” has the meaning given in section 313 of the Financial Services and Markets Act 2000 ^{M2};
- (d) “central securities depository” has the meaning given in section 417 of the Financial Services and Markets Act 2000 ^{M3};
- (e) “the EMIR regulation” means Regulation (EU) 648/2012 of the European Parliament and of the Council of 4 July 2012 on OTC derivatives, central counterparties and trade repositories ^{M4};
- (f) “EU-derived provisions” means rules and other enactments made by the FCA, the PRA or the Bank of England which fall within the definition of “EU-derived domestic legislation” within the meaning of section 2(2) of the European Union (Withdrawal) Act 2018;
- (g) “EU Exit instrument” means an instrument in writing made in accordance with regulation 3(1);
- (h) “FCA” means the Financial Conduct Authority;

Status: Point in time view as at 26/10/2018. This version of this provision has been superseded.
Changes to legislation: The Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018, Section 2 is up to date with all changes known to be in force on or before 07 October 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)

- (i) “PRA” means the Prudential Regulation Authority;
- (j) “Payment Systems Regulator” means the body established under section 40 of the Financial Services (Banking Reform) Act 2013 ^{M5};
- (k) “regulators” mean the FCA, the PRA, the Bank of England and the Payment Systems Regulator;
- (l) “specified EU Regulations” mean the EU Regulations or parts of EU Regulations forming part of retained EU law which are specified in the Schedule;
- (m) a person is connected with another person in the circumstances set out in section 165(11) of the Financial Services and Markets Act 2000 ^{M6}.

Marginal Citations

- M1** Section 2B was substituted, with the rest of Part 1A for Part 1 by section 6(1) of the [Financial Services Act 2012 \(c.21\)](#).
- M2** The definition of “central counterparty” was inserted by [S.I. 2013/504](#).
- M3** The definition of “central securities depository” was inserted by [S.I. 2017/1064](#). There are other amendments to s.417 of the Financial Services and Markets Act 2000 which are not relevant to these Regulations.
- M4** OJ L201, 27.7.2012, p.1 as lasted amended by Commission Regulation (EU) 2017/979, OJ L148,10.6.2017, p.1.
- M5** [2013 c.33](#).
- M6** Section 165(11) was amended by paragraph 1 of Schedule 12 to the [Financial Services Act 2012 \(c.21\)](#).

Status:

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