



# Financial Services and Markets Act 2000

## 2000 CHAPTER 8

### PART I

#### THE REGULATOR

##### *The Authority's general duties*

## **2 The Authority's general duties.**

- (1) In discharging its general functions the Authority must, so far as is reasonably possible, act in a way—
  - (a) which is compatible with the regulatory objectives; and
  - (b) which the Authority considers most appropriate for the purpose of meeting those objectives.
- (2) The regulatory objectives are—
  - (a) market confidence;
  - (b) public awareness;
  - (c) the protection of consumers; and
  - (d) the reduction of financial crime.
- (3) In discharging its general functions the Authority must have regard to—
  - (a) the need to use its resources in the most efficient and economic way;
  - (b) the responsibilities of those who manage the affairs of authorised persons;
  - (c) the principle that a burden or restriction which is imposed on a person, or on the carrying on of an activity, should be proportionate to the benefits, considered in general terms, which are expected to result from the imposition of that burden or restriction;
  - (d) the desirability of facilitating innovation in connection with regulated activities;
  - (e) the international character of financial services and markets and the desirability of maintaining the competitive position of the United Kingdom;

*Status: Point in time view as at 18/06/2001.*

*Changes to legislation: Financial Services and Markets Act 2000, Cross Heading: The Authority's general duties is up to date with all changes known to be in force on or before 12 April 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)*

- (f) the need to minimise the adverse effects on competition that may arise from anything done in the discharge of those functions;
  - (g) the desirability of facilitating competition between those who are subject to any form of regulation by the Authority.
- (4) The Authority's general functions are—
- (a) its function of making rules under this Act (considered as a whole);
  - (b) its function of preparing and issuing codes under this Act (considered as a whole);
  - (c) its functions in relation to the giving of general guidance (considered as a whole); and
  - (d) its function of determining the general policy and principles by reference to which it performs particular functions.
- (5) “General guidance” has the meaning given in section 158(5).

**Modifications etc. (not altering text)**

- C1** S. 2(4)(a) restricted (17.8.2001) by S.I. 2001/2617, arts. 2(a), 4(3), Sch. 2 paras. 9, 11
- C2** S. 2(4)(c) restricted (17.8.2001) by S.I. 2001/2617, arts. 2(a), 4(3), **Sch. 2 paras. 13-16**

**Status:**

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**Changes to legislation:**

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