



Financial Services Act 2012

2012 CHAPTER 21

PART 7

OFFENCES RELATING TO FINANCIAL SERVICES

93 Interpretation of Part 7

- (1) This section has effect for the interpretation of this Part.
- (2) “Investment” includes any asset, right or interest.
- (3) “Relevant agreement” means an agreement—
 - (a) the entering into or performance of which by either party constitutes an activity of a kind specified in an order made by the Treasury, and
 - (b) which relates to a relevant investment.
- (4) “Relevant benchmark” means a benchmark of a kind specified in an order made by the Treasury.
- (5) “Relevant investment” means an investment of a kind specified in an order made by the Treasury.
- (6) Schedule 2 to FSMA 2000 (except paragraphs 25 and 26) applies for the purposes of subsections (3) and (5) with references to section 22 of that Act being read as references to each of those subsections.
- (7) Nothing in Schedule 2 to FSMA 2000, as applied by subsection (6), limits the power conferred by subsection (3) or (5).
- (8) “Price stabilising rules” and “control of information rules” have the same meaning as in FSMA 2000.

[^{F1}(8A) “Market abuse regulation” means Regulation (EU) No 596/2014 of the European Parliament and of the Council of 16 April 2014 on market abuse (market abuse regulation) and repealing [Directive 2003/6/EC](#) of the European Parliament and of the Council and Commission Directives [2003/124/EC](#), [2003/125/EC](#) and [2004/72/EC](#).

Changes to legislation: Financial Services Act 2012, Section 93 is up to date with all changes known to be in force on or before 11 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) View outstanding changes

[^{F2}(8B) References to Article 5 of the market abuse regulation include—

- (a) any EU regulation, originally made under that Article, which is [^{F3}assimilated direct] legislation, and
- (b) any subordinate legislation (within the meaning of the Interpretation Act 1978) made under that Article on or after IP completion day.]]

(9) In this section “benchmark” has the meaning given in section 22(6) of FSMA 2000.

Textual Amendments

- F1** S. 93(8A)(8B) inserted (3.7.2016) by [The Financial Services and Markets Act 2000 \(Market Abuse\) Regulations 2016 \(S.I. 2016/680\)](#), regs. 1, **15(5)**
- F2** S. 93(8B) substituted (31.12.2020) by [The Bank of England \(Amendment\) \(EU Exit\) Regulations 2018 \(S.I. 2018/1297\)](#), regs. 1(2), **8(5)** (as amended by [S.I. 2020/1301](#), regs. 1, 3, **Sch. para. 7(a)**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F3** Words in s. 93(8B)(a) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendment\) Regulations 2023 \(S.I. 2023/1424\)](#), reg. 1(2), **Sch. para. 77(2)(b)**

Commencement Information

- I1** S. 93 in force at 24.1.2013 by [S.I. 2013/113](#), art. 2(1)(a), **Sch. Pt. 1**

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

- Act power to apply conferred (temp.) by [2014 c. 21 s. 79\(4\)](#)
- Act power to apply conferred (temp.) by [2014 c. 21 s. 81\(10\)](#)