
STATUTORY INSTRUMENTS

1997 No. 817

BANKS AND BANKING

The Banking Act 1987 (Exempt Transactions) Regulations 1997

Made - - - - - *13th March 1997*
Laid before Parliament *17th March 1997*
Coming into force *3rd April 1997*

**THE BANKING ACT 1987 (EXEMPT
TRANSACTIONS) REGULATIONS 1997**

1. Citation, commencement and interpretation
2. Exempt transactions
3. Charities
4. Church deposit funds
5. Industrial and provident societies
6. Agricultural, forestry and fisheries associations
7. Retail and other co-operative societies
8. Solicitors
9. Deposits accepted in the course of estate agency work
10. Certain public undertakings
11. Student Loans Company Limited
12. The National Children's Charities Fund
13. Relevant debt securities
14. Requirements applying to relevant debt securities
15. Authorised and exempted persons under the Financial Services Act 1986 and European investment firms
16. Revocation
Signature

**SCHEDULE 1 — DEED ESTABLISHING THE CO-OPERATIVE DEPOSIT
PROTECTION SCHEME**

1. NOW THIS DEED WITNESSETH AND IT IS HEREBY DECLARED as follows:
2. (1) Subject to sub-paragraphs (2) and (3) below, in this...
3. (1) The Union and the Bank hereby agree and declare...
4. (1) The Fund shall consist of: (a) joining and supplementary...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

5. (1) Societies which are or are seeking to be Participating...
6. (1) A Participating Society shall for the purpose of this...
7. (1) For the purposes of clauses 6 and 8 hereof...
8. (1) Where a Society has become insolvent or is by...
9. It is the duty of the Union to maintain the...
10. (1) Any Participating Society may apply to leave the Scheme...
11. (1) The Scheme shall continue in force, unless earlier terminated,...
12. (1) Upon termination of the Scheme and in any event...
13. (1) All monies in the Fund shall be held by...
14. (1) The Bank may act as bankers to this Scheme...
15. (1) This clause applies where the Board consider that a...

THE FIRST —
SCHEDULE before
referred to
NOTE

THE SECOND — Procedure in relation to Expulsion under Clause 15
SCHEDULE before
referred to

1. Not less than 28 days before giving an Expulsion Notice...
2. The Board shall consider any representations with respect to the...
3. (i) On giving an Expulsion Notice the Board shall serve...
4. A copy Notice under this Schedule may be served on...
5. Failure to serve a copy Notice under this Schedule on...

THE THIRD — **CO-OPERATIVE DEPOSIT PROTECTION SCHEME**
SCHEDULE before
referred to

BACKGROUND
PREFACE TO THE CODE

1. **INTRODUCTION**
2. The Code is written to promote good practice in the...
3. The Code is in two parts— Part A—This Part relates...
4. The governing principles of the Code are:
5. The Code requires Participating Societies to provide certain information to...

PART A — CONDUCT OF DEPOSIT TAKING AND INVESTMENT BUSINESS

6. **OPENING AN ACCOUNT**
7. Participating Societies will provide to prospective investors details of the...
8. **TERMS AND CONDITIONS**
9. Participating Societies will tell members and customers how any variation...
10. Participating Societies should issue to their members and customers, if...
11. Participating Societies will not close the accounts of any members...
12. **INTEREST**
13. Participating Societies will tell members and customers the interest rates...
14. When Participating Societies change interest rates with immediate effect they...
15. **CONFIDENTIALITY**
16. Participating Societies will not use exception (iii) above to justify...
17. Participating Societies will at all times comply with the Data...
18. **MARKETING OF SERVICES**

19. Participating Societies will give new members and customers at the...
20. Participating Societies will remind members and customers from time to...
21. Participating Societies will not use direct mail indiscriminately and in...
22. Participating Societies in their advertising and promotional material will tell...
23. Participating Societies will act responsibly and prudently in marketing their...
24. CREDIT LIMITS
25. CORPORATE GOVERNANCE—CODE OF BEST PRACTICE
PART B — **ADVERTISING OF INTEREST BEARING DEPOSITS**
26. GENERAL
27. Advertisements must comply with the spirit and letter of this...
28. Advertisements must state that in the event of the offering...
29. Advertisers of interest bearing deposits must take special care to...
30. The registered or business name (and, in the case of...
31. INTEREST RATES
32. It follows from paragraph 31 that all advertisements in which...
33. Advertisements quoting a rate of interest must contain a specific...
34. Advertisements quoting a rate of interest which are intended for...
35. The explanatory phrases and statements required by this Code must...
36. NOTICE OF RATES
37. TERMS AND CONDITIONS
38. Advertisements which invite deposits by immediate coupon response must
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SUPPLEMENT TO THE CODE
RULES FOR CALCULATION OF COMPOUNDED ANNUAL RATES
1. GENERAL
2. Paragraphs 31(b) and 32 of the Code refer to the...
3. USE OF FORMULA
4. ASSUMPTIONS FOR CALCULATIONS

SCHEDULE 2 — BODIES REFERRED TO IN REGULATION 10

Explanatory Note