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STATUTORY INSTRUMENTS

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**2002 No. 1555**

**FINANCIAL SERVICES AND MARKETS**

The Financial Services and Markets Act 2000  
(Consequential Amendments) Order 2002

<i>Made</i>	- - - -	<i>12th June 2002</i>
<i>Laid before Parliament</i>		<i>12th June 2002</i>
<i>Coming into force</i>		<i>3rd July 2002</i>

THE FINANCIAL SERVICES AND MARKETS ACT 2000  
(CONSEQUENTIAL AMENDMENTS) ORDER 2002

1. Citation and commencement

PRIMARY LEGISLATION

*The Industrial Assurance Act 1923 (c. 8)*

2. Illegal policies: liability of insurer

*The Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951 (c. 65)*

3. Contraventions of the 1951 Act

4. Offences under the 1951 Act: application to Guernsey and Jersey

*The Local Government Act 1972 (c. 70)*

5. Meaning of “securities”

*The Welsh Development Agency Act 1975 (c. 70)*

6. Disapplication of section 21 of the Financial Services and Markets Act 2000

*The Credit Unions Act 1979 (c. 34)*

7. Repeal of unnecessary provisions

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*The Competition Act 1980 (c. 21)*

8. Restriction on disclosure of information

*The Licensing (Alcohol Education and Research) Act 1981 (c. 28)*

9. Meaning of “securities”

*The Insurance Companies Act 1981 (c. 31)*

10. Repeal of the 1981 Act

*The Companies Act 1985 (c. 6)*

11. Insurance companies formed before 3rd November 1966 in contravention of section 434 of the Companies Act 1948
12. Meaning of “manager”

*The Insurance (Fees) Act 1985 (c. 46)*

13. Repeal of the 1985 Act

*The Insolvency Act 1986 (c. 45)*

14. Limitation on power to make administration order
15. Supplementary powers of the court: winding up of an insolvent partnership
16. Power to apply first group of Parts to formerly authorised banks

*The Social Security Administration Act 1992 (c. 5)*

17. Definition of “insurer”

*The Social Security Administration (Northern Ireland) Act 1992 (c. 8)*

18. Meaning of “qualifying lender”

*The Pension Schemes (Northern Ireland) Act 1993 (c. 49)*

19. Discharge of protected rights on winding up: insurance policies
20. Entitlement to guaranteed minimum pensions: treatment of entitlements
21. Determination of questions by the Department
22. Interpretation: Financial Services Compensation Scheme

*The Coal Industry Act 1994 (c. 21)*

23. Restriction on disclosure of information

*The Competition Act 1998 (c. 41)*

24. Interpretation of section 55: relevant functions and designated person

*The Data Protection Act 1998 (c. 29)*

25. Exemption in connection with corporate finance services

*The Regulation of Investigatory Powers Act 2000 (c. 23)*

26. Repeal of unnecessary provision

*The Utilities Act 2000 (c. 27)*

27. Restriction on disclosure of information

*The Insolvency Act 2000 (c. 39)*

28. Repeal of unnecessary provisions  
29. Companies not eligible for a moratorium  
30. Excepted petitions  
31. Application of companies insolvency legislation to building societies

SECONDARY LEGISLATION

*The Personal Pension Schemes (Disclosure of Information) Regulations 1987(S.I. 1987/1110)*

32. Availability of information to scheme members

*The Personal Pension Schemes (Compensation) Regulations 1988 (S.I. 1988/2238)*

33. Appropriate schemes

*The Banks (Administration Proceedings) Order 1989 (S.I. 1989/1276)*

34. Application of Part II of the Insolvency Act 1986 to former authorised institutions

*The Money Laundering Regulations 1993 (S.I. 1993/1933)*

35. Record-keeping procedures: appointed representatives

*The Insolvent Partnerships Order 1994 (S.I. 1994/2421)*

36. Application of Part II of the Insolvency Act 1986 to partnerships which are former authorised institutions

*The Personal and Occupational Pension Schemes  
(Pensions Ombudsman) Regulations 1996 (S.I. 1996/2475)*

37. Exclusions from jurisdiction of Pensions Ombudsman

*The Public Interest Disclosure (Prescribed Persons) Order 1999 (S. I. 1999/1549)*

38. Prescribed persons

*The Financial Markets and Insolvency (Settlement Finality) Regulations 1999 (S.I. 1999/2979)*

39. Designated systems

*The Stakeholder Pension Schemes Regulations 2000 (S.I. 2000/1403)*

40. Meaning of “securities” and references to “insurers”

*The Regulation of Investigatory Powers (Prescription of  
Offices, Ranks and Positions) Order 2000 (S.I. 2000/2417)*

41. Revocation of unnecessary provision

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*The Regulation of Investigatory Powers (Authorisations Extending to Scotland) Order 2000 (S.I. 2000/2418)*

42. Revocation of unnecessary provision

*The Terrorism Act 2000 (Crown Servants and Regulators) Regulations 2001 (S.I. 2001/192)*

43. Revocation of references to persons no longer performing regulatory functions

*The Transport Act 2000 (Civil Aviation Authority Pension Scheme) Order 2001(S.I. 2001/853)*

44. Meaning of “investments”

*The Partnerships (Unrestricted Size) No 16 Regulations 2001 (S.I. 2001/1389)*

45. Partnerships authorised to carry on investment business

*The Railway Administration Order Rules 2001 (S.I. 2001/3352)*

46. Meaning of “authorised deposit taker” and “former authorised institution”

*The Terrorism (United Nations Measures) (Isle of Man) Order 2001 (S.I. 2001/3364)*

47. Construction of the 2001 Order: “relevant institution”

*The Financial Services and Markets Act 2000 (Consequential Amendments and Savings) (Industrial Assurance) Order 2001 (S.I. 2001/3647)*

48. Offences under the Industrial Assurance Acts: application in relation to Guernsey and Jersey

NORTHERN IRELAND LEGISLATION

*The Industrial and Provident Societies Act (Northern Ireland) 1969 (c. 24 (N.I))*

49. Power of societies to disapply obligation to appoint auditors

*The Superannuation (Northern Ireland) Order 1972 (S.I 1972/1703 (N.I 10))*

50. Authorised providers in relation to superannuation schemes for civil servants etc.  
51. Authorised providers in relation to superannuation schemes for teachers  
52. Authorised providers in relation to superannuation schemes for persons engaged in health services etc.

*The Industrial Assurance (Northern Ireland) Order 1979 (S.I. 1979/1574 (N.I.13))*

53. Meaning of “relevant insurer”

*The Credit Unions (Northern Ireland) Order 1985 (S.I. 1985/1205 (N.I.12))*

54. Definition of “authorised bank”  
55. General prohibition on deposit taking  
56. Insurance against fraud or other dishonesty

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*The Insolvency (Northern Ireland) Order 1989 (S.I. 1989/2045 (N.I. 19))*

57. Limitation of power to make an administration order
58. Winding-up on petition of the Authority: partnerships
59. Power to apply Parts 2 to 7 to formerly authorised banks

*The Pensions (Northern Ireland) Order 1995 (S.I. 1995/3213 (N.I. 22))*

60. Salary related occupational pension schemes: discharge of liability by insurance etc.

NORTHERN IRELAND STATUTORY RULES

*The Reserve and Auxiliary Forces (Protection of Industrial Assurance etc. Policies) Regulations (Northern Ireland) 1953 (S.R.&O. (N.I.) 1953 No. 43)*

61. Reserve and auxiliary forces: protection of industrial assurance policies and policies with friendly societies

*The Banks (Administration Proceedings) Order (Northern Ireland) 1991 (S.R. (NI) 1991/295)*

62. Application of Part III of the 1989 Order to former authorised institutions  
Signature  
Explanatory Note