

## STATUTORY INSTRUMENTS

# 2018 No. 1184

## The Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018

### PART 2

#### Amendment of primary legislation

##### Amendment of the 2000 Act

2. The 2000 Act is amended as follows.

##### Commencement Information

- I1** Reg. 2 in force at 31.12.2020, see reg. 1(2); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

- 3.—(1) Section 285 (exemption for recognised bodies) is amended as follows.

- (2) In subsection (1)—

- (a) omit paragraph (c) <sup>M1</sup>; and  
(b) for paragraph (d) <sup>M2</sup> substitute—

“(d) “third country central counterparty” means a person established in a country other than the United Kingdom who has been recognised by the Bank of England as a central counterparty pursuant to Article 25 of the EMIR Regulation;”.

- (3) Omit subsection (3B) <sup>M3</sup>.

- (4) In subsection (3C) <sup>M4</sup>, for “ESMA” substitute “ the Bank of England ”.

##### Commencement Information

- I2** Reg. 3 in force at 31.12.2020, see reg. 1(2); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

##### Marginal Citations

- M1** Paragraph (c) was substituted by [S.I. 2013/504](#) and amended by [S.I. 2017/1064](#).  
**M2** Paragraph (d) was substituted by [S.I. 2013/504](#).  
**M3** Subsection (3B) was inserted by [S.I. 2013/504](#).  
**M4** Subsection (3C) was inserted by [S.I. 2013/504](#).

4. In section 292(6) (overseas clearing houses) <sup>M5</sup>, omit “authorised as an EEA central counterparty or”.

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**Changes to legislation:** The Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018, PART 2 is up to date with all changes known to be in force on or before 23 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

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**Commencement Information**

**I3** Reg. 4 in force at 31.12.2020, see reg. 1(2); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

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**Marginal Citations**

**M5** Section 292(6) was inserted by [S.I. 2013/504](#).

5. In Schedule 17A (further provision in relation to the exercise of Part 18 functions by Bank of England) <sup>M6</sup>—

- (a) in paragraph 22, after “recognised clearing house” insert “ , third country central counterparty ”;
- (b) in paragraph 32, after “recognised clearing houses,” insert “ third country central counterparties, ”;
- (c) in paragraph 33, in sub-paragraph (a), after “recognised clearing houses,” insert “ third country central counterparties, ”; and
- (d) in paragraph 36, in sub-paragraph (1), omit “EEA central counterparties,”.

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**Commencement Information**

**I4** Reg. 5 in force at 31.12.2020, see reg. 1(2); [2020 c. 1, Sch. 5 para. 1\(1\)](#)

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**Marginal Citations**

**M6** Schedule 17A was inserted by the paragraph 1 of Schedule 7 to the [Financial Services Act 2012 \(c. 21\)](#). Paragraphs 22, 32 and 33 were amended by [S.I. 2017/1064](#). Paragraph 36 was amended by the [S.I. 2013/504](#) and [S.I. 2017/1064](#).

**Changes to legislation:**

The Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018, PART 2 is up to date with all changes known to be in force on or before 23 April 2024.

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**Changes and effects yet to be applied to :**

- Regulations revoked by [2023 c. 29 Sch. 1 Pt. 2](#)