

**Changes to legislation:** Financial Services Act 2012, PART 3 is up to date with all changes known to be in force on or before 08 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

## SCHEDULES

### SCHEDULE 17

#### AMENDMENTS OF BANKING ACT 2009 RELATED TO PART 2 OF THIS ACT

#### PART 3

##### AMENDMENTS OF PART 3 TO THE ACT

46 Part 3 of the Banking Act 2009 is amended as follows.

**Commencement Information**

**I1** Sch. 17 para. 46 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

47 In section 147 (administrator's proposals), in subsection (6), for "FSA" substitute "PRA and a copy of it to the FCA".

**Commencement Information**

**I2** Sch. 17 para. 47 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

48 In section 153 (successful rescue), in subsection (3), for "FSA" substitute "PRA and the FCA".

**Commencement Information**

**I3** Sch. 17 para. 48 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

49 In section 157 (other processes), in subsection (1), for "Before exercising an insolvency power in respect of a residual bank the FSA" substitute "Before the PRA or the FCA exercises an insolvency power in respect of a residual bank, whichever of them is exercising the power".

**Commencement Information**

**I4** Sch. 17 para. 49 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

50 After section 157 insert—

**"157A Banks not regulated by PRA**

(1) In the application of this Part to an FCA-regulated bank the modifications specified in the Table apply.

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- (2) In this section “FCA-regulated bank” means a bank which does not carry on any activity which is a PRA-regulated activity for the purposes of the Financial Services and Markets Act 2000.

**Commencement Information**

**I5** Sch. 17 para. 50 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

51 In section 166 (interpretation: general), for subsection (2) substitute—

“(2) In this Part—

“the FCA” means the Financial Conduct Authority, and

“the PRA” means the Prudential Regulation Authority.”

**Commencement Information**

**I6** Sch. 17 para. 51 in force at 1.4.2013 by S.I. 2013/423, art. 3, Sch.

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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\(10\)](#)