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**Changes to legislation:** Financial Services Act 2012, Paragraph 12 is up to date with all changes known to be in force on or before 19 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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## SCHEDULES

### SCHEDULE 5

#### PERFORMANCE OF REGULATED ACTIVITIES

- 12 (1) Section 64 (conduct of approved persons: statement and codes) is amended as follows.
- (2) In subsection (2)—
- (a) for “the Authority” substitute “ a regulator ”, and
  - (b) after “subsection (1)” insert “ or (1A) ”.
- (3) In subsection (3)(a) to (c), for “Authority” substitute “ regulator issuing the code ”.
- (4) In subsection (4)—
- (a) for “The Authority” substitute “ A regulator ”, and
  - (b) after “issued” insert “ by it ”.
- (5) In subsection (5)—
- (a) after “replaced” insert “ by a regulator ”, and
  - (b) for “Authority” substitute “ regulator ”.
- (6) In subsection (6)—
- (a) for “the Authority”, in the first place, substitute “ the regulator that issued it ”, and
  - (b) for “the Authority”, in the second place, substitute “ that regulator ”.
- (7) In subsection (10), for “The Authority” substitute “ A regulator ”.
- (8) In subsection (11), for paragraph (b) substitute—
- “(b) is to be treated for the purposes of section 1B(6)(a) as part of the FCA's rule-making functions (where the power is exercisable by the FCA) and is to be treated for the purposes of section 2J(1)(a) as part of the PRA's rule-making functions (where the power is exercisable by the PRA).”
- (9) In subsection (12)—
- (a) for “The Authority” substitute “ A regulator ”, and
  - (b) after “published” insert “ by it ”.
- (10) For subsection (13) substitute—
- “(13) Any expression which is used both in this section and section 59 has the same meaning in this section as in that section.”

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#### Commencement Information

**II** Sch. 5 para. 12 in force at 24.1.2013 for specified purposes by S.I. 2013/113, art. 2(1)(c), Sch. Pt. 3

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**12** Sch. 5 para. 12 in force at 1.4.2013 in so far as not already in force 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\(10\)](#)