



Brexit and financial services - a database of NtA instruments (mostly pursuant to section 8 of the European Union (Withdrawal) Act 2018) and their current status.

Temporary Permission/Recognition/Registration Regimes introduced by the UK

- Temporary Permissions Regime for Financial Services Firms
 - EEA Passport Rights (Amendment, etc., and Transitional Provisions) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Temporary Permissions Regime for AIF Funds
 - Alternative Investment Fund Managers (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Temporary Permissions Regime for Payment Firms
 - Electronic Money, Payment Services and Payment Systems (Amendment and Transitional Provisions) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Temporary Recognition Regime for Central Counterparties
 - Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [RegZone](#))
- Temporary Recognition Regime for Central Securities Depositories
 - Central Securities Depositories (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Temporary Registration Regime for Trade Repositories
 - Trade Repositories (Amendment and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Temporary Registration Regime for Credit Rating Agencies
 - Draft Credit Rating Agencies (Amendments etc.) (EU Exit) Regulations 2018 ([Exp. Note](#))
- Temporary Designation Regime
 - Financial Markets and Insolvency (Amendment and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))

Statutory Instruments that have been enacted:

- Consumer Credit (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- EEA Passport Rights (Amendment, etc., and Transitional Provisions) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 ([SI](#) || [RegZone](#))
- Friendly Societies (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))

Statutory Instruments that have been laid before parliament:

- Bank Recovery and Resolution and Miscellaneous Provisions (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [RegZone](#))
- Building Societies Legislation (Amendment) (EU Exit) Regulations 2018 ([SI](#))
- Capital Requirements (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Central Counterparties (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [RegZone](#))
- Central Securities Depositories (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Credit Transfers and Direct Debits in Euro (Amendment) (EU Exit) Regulations 2018 ([SI](#))
- Competition (Amendment etc.) (EU Exit) Regulations 2019 ([SI](#))
- Electronic Money, Payment Services and Payment Systems (Amendment and Transitional Provisions) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Deposit Guarantee Scheme and Miscellaneous Provisions (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Markets in Financial Instruments (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Occupational and Personal Pension Schemes (Amendment etc.) (EU Exit) Regulations 2018 ([SI](#))
- Occupational and Personal Pension Schemes (Amendment etc.) (Northern Ireland) (EU Exit) Regulations 2018 ([SI](#))
- Payment Accounts (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Short Selling (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Social Entrepreneurship Funds (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Takeovers (Amendment) (EU Exit) Regulations 2019 ([SI](#))
- Trade Repositories (Amendment and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Venture Capital Funds (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))

Statutory Instruments that have been published in draft form:

- Alternative Investment Fund Managers (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))
- Collective Investment Schemes (Amendment etc.) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) ||)
- Consumer Protection (Enforcement) (Amendment etc.) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Financial Markets and Insolvency (Amendment and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Money Laundering and Transfer of Funds (Information) (Amendment) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Over the Counter Derivatives, Central Counterparties and Trade Repositories (Amendment, etc., and Transitional Provision) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#))
- Solvency 2 and Insurance (Amendment etc.) (EU Exit) Regulations 2018 ([SI](#) || [Exp. Note](#) || [RegZone](#))

Statutory Instruments that have been announced:

- Credit Rating Agencies (Amendments etc.) (EU Exit) Regulations 2018 ([link](#))
- Financial Conglomerates and Other Financial Groups (Amendment) (EU Exit) Regulations 2018 ([Exp. Note](#))
- Regulations for a temporary transitional power to be exercised by UK regulators ([link](#))
- Regulations relating to Data Reporting Service Providers ([link](#))
- Regulations relating to Systems currently dealt with under the Settlement Finality Directive ([link](#))
- Regulations relating to Depositories for authorised funds ([link](#))
- Ring-fenced Bodies (Amendment) (EU Exit) Regulations 2018 ([Exp. Note](#))

FCA Draft Instruments:

- **FCA CP 18/28 Brexit: proposed changes to the Handbook and Binding Technical Standards - first consultation ([link](#))**
 - Exiting the European Union: High Level Standards (Amendments) Instrument 201[X] (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018; and section 139A (Power of the FCA to give guidance) of the Financial Services and Markets Act 2000*)
 - Exiting the European Union: Prudential Sourcebooks (Amendments) Instrument 201[X] (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018; and section 139A (Power of the FCA to give guidance) of the Financial Services and Markets Act 2000*)
 - Exiting the European Union: Business Standards Sourcebooks (Amendments) Instrument 201[X] (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018; and section 139A (Power of the FCA to give guidance) of the Financial Services and Markets Act 2000*)
 - Exiting the European Union: Specialist Sourcebooks (Amendments) Instrument 201[X] (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018; and section 139A (Power of the FCA to give guidance) of the Financial Services and Markets Act 2000*)
 - Exiting the European Union: Miscellaneous (Amendments) Instrument 201[X] (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018; and section 139A (Power of the FCA to give guidance) of the Financial Services and Markets Act 2000*)
 - Technical Standards (Credit Ratings Agencies Regulation) (EU Exit) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Alternative Investment Funds Management Directive) (EU Exit) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Undertakings for Collective Investment in Transferable Securities) (EU Exit) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (European Market Infrastructure Regulation) (EU Exit) (No 1) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Markets in Financial Instruments Directive) (EU Exit) (No 1) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Markets in Financial Instruments Directive) (EU Exit) (No 2) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Markets in Financial Instruments Regulation) (EU Exit) (No 1) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Markets in Financial Instruments Regulation) (EU Exit) (No 2) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
 - Technical Standards (Short Selling Regulation) (EU Exit) Instrument 2019 (*FCA instrument in the exercise of regulation 3 of the Financial Regulators' Powers (Technical Standards) (Amendment etc.) (EU Exit) Regulations 2018*)
- **FCA CP18/29 Temporary permissions regime for inbound firms and funds ([link](#))**
 - Exiting the European Union: Temporary Permission (General Rules) Instrument 2019 (*FCA instrument in the exercise of section 137A, 137B, 137R, 137SA, 137T, 139A, 266, 333T and paragraph 23 in Part 3 of Schedule 1ZA of the Financial Services and Markets Act 2000*)

PRA Draft Instruments:

- **PRA Consultation Paper CP26/18: UK withdrawal from the EU: Changes to PRA Rulebook and onshored Binding Technical Standards ([link](#))**
 - Technical Standards (Capital Requirements) (EU Exit) (No. 1) Instrument [Year] (*PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the*

consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 and 4 of the Regulations.)

- *Technical Standards (Capital Requirements) (EU Exit) (No. 2) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
- *Technical Standards (Capital Requirements) (EU Exit) (No. 3) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
- *Technical Standards (Central Securities Depositories Offering Ancillary Banking Services) (EU Exit) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
- *Technical Standards (European Market Infrastructure) (EU Exit) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
- *Technical Standards (Bank Resolution and Recovery Directive) (EU Exit) (No. 2) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 and 4 of the Regulations.)*
- *The Technical Standards (Solvency II Directive & Institutions for Occupational Retirement Provision Directive) (Amendment Etc.) (EU Exit) Instrument [Year] (PRA instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*

Bank of England Draft Instruments:

- **Bank of England Consultation Paper: UK withdrawal from the EU: Changes to FMI rules and onshored Binding Technical Standards ([link](#))**
 - *Recognised Clearing House Rules (EU Exit) Instrument 2019 (BoE instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
 - *The Technical Standards (European Market Infrastructure) (Amendment Etc.) (EU Exit) (No. 1) Instrument [Year] (BoE instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
 - *The Technical Standards (European Market Infrastructure) (Amendment Etc.) (EU Exit) (No. 2) Instrument [Year] (BoE instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*
 - *The Technical Standards (Central Securities Depositories) (Amendment Etc.) (EU Exit) Instrument [Year] (BoE instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations"), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)*

- **Bank of England Consultation Paper: UK withdrawal from the EU: The Bank of England's approach to resolution statements of policy and onshored Binding Technical Standards ([link](#))**
 - The Technical Standards (Bank Resolution and Recovery) (amendment Etc.) (EU Exit) (No. 1) Instrument [Year] (*BoE instrument in exercise of the Financial Regulators' Powers (Technical Standards etc.) (Amendment etc.) (EU Exit) Regulations 2018 (the "Regulations")*), having carried out the consultations required by regulation 5 of the Regulations and with the approval of the Treasury, makes this instrument in exercise of the powers conferred by regulations 3 of the Regulations.)

Statutory Instruments that have been announced:

- Draft Credit Rating Agencies (Amendments etc.) (EU Exit) Regulations 2018 ([link](#))
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19 October 2018

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