STATUTORY INSTRUMENTS

1989 No. 1583 (C.54)

FINANCIAL SERVICES

The Financial Services Act 1986 (Commencement) (No.12) Order 1989

Made - - - - 31st August 1989

The Secretary of State in exercise of his powers under section 211(1) of the Financial Services Act 1986(a) hereby makes the following Order–

Citation and interpretation

1.—(1) This Order may be cited as the Financial Services Act 1986 (Commencement) (No.12) Order 1989.

(2) In this Order "the Act" means the Financial Services Act 1986.

Provisions brought into force

2.—(1) Insofar as they are not yet in force, sections 24 and 86 of the Act shall come into force on 1st October 1989.

(2) Section 212(3) of and Schedule 17 to the Act shall come into force on 1st October 1989–

(a) to the extent necessary to repeal the Prevention of Fraud (Investments) Act (Northern Ireland) 1940(b) and the Prevention of Fraud (Investments) Act 1958;(c) for all remaining purposes and

(b) insofar as they provide for the repeal of words in the following enactments–

(i) the Tribunal and Inquiries Act 1971(d); and

(ii) The House of Commons Disqualification Act 1975(e).

Eric Forth
Parliamentary Under Secretary of State
Department of Trade and Industry

31st August 1989

(a) 1986 c. 60.
(b) 1940 c. 9 (N.I.)
(c) 1958 c. 45.
(d) 1971 c. 62.
(e) 1975 c. 24.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings sections 24 and 86 of the Financial Services Act 1986 into force on 1st October 1989. Those sections implement Community obligations arising by virtue of Council Directive No. 85/611/EEC (O.J. No. L375/3) as amended by Council Directive No. 88/220/EEC (O.J. No. L100/31). The relevant provisions concern the right of certain collective investment schemes constituted in other Member States to be recognised schemes for the purposes of the Financial Services Act 1986 and the right of the operators and trustees of such schemes to be authorised persons. The Order repeals the Prevention of Fraud (Investments) Act (Northern Ireland) 1940 and the Prevention of Fraud (Investments) Act 1958 for all remaining purposes with effect from 1st October 1989. It also brings certain related repeals into force.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Financial Services Act 1986 have been brought into force by commencement orders made before the date of this Order.

Provisions of the Act	*S.I. No.*
s. 1	1986/2246 1987/1997 1987/2158
s. 2	1986/2246
ss. 3 and 4	1988/740
s. 5	1986/2246 1988/740
ss. 6 and 7	1988/740
ss. 8 to 11	1987/907
s. 12	1987/1997
ss. 13 and 14	1987/907
s. 15	1987/907 1988/740
ss. 16 to 19	1987/907
s. 20	1987/1997
s. 21	1987/907
ss. 22 and 23	1988/740
s. 24 (partially)	1988/740
s. 25	1988/740
ss. 26 to 30	1987/2158
s. 31	1987/2158 1988/740
ss. 32 to 34	1988/740
s. 35	1986/2246 1988/740
s. 36	1988/740 1988/740
s. 37	1987/907 1987/1997

Provisions of the Act	*S.I. No.*	
s. 38	1987/907 1988/740	
s. 39	1987/907 1987/1997	
s. 40	1987/1997	
s. 41	1987/907	
s. 42	1986/2246 1988/740	
s. 43	1987/2158	
s. 44	1988/740	
s. 45	1986/2246 1988/740	
s. 46	1987/907	
s. 47	1988/740	
ss. 48 to 52	1987/907	
ss. 54 and 55	1987/907	
s. 56	1987/907 1988/740	
s. 57	1988/740	
s. 58 (partially)	1988/740	
ss. 59 to 61	1988/740	
s. 62	1987/1997	
s. 63	1987/623	
ss. 64 to 75	1988/740	
s. 76	1988/740 1988/995 1988/1960 1988/2285	Articles 6(2) and 7 of S.I. 1988/740 were amended by S.I. 1988/995 and revoked by S.I. 1988/1960. Articles 3 and 4 of S.I. 1988/1960 were amended by S.I. 1988/2285
ss. 77 to 85	1988/740	
s. 86 (partially)	1988/740	
ss. 87 to 95	1988/740	
s. 96	1987/1997	
ss. 97 to 101	1988/740	
ss. 102 and 103	1987/907	
s. 104	1987/907 1988/740	
ss. 105 and 106	1986/2246	
s. 107	1987/907	
ss. 108 and 109	1988/740	
s. 110	1987/907	
s. 111	1988/740	
s. 112	1987/907 1987/2158 1988/740	
s. 113	1987/907 1988/740	
ss. 114 to 118	1986/2246	
ss. 119 to 120	1987/907	
s. 121	1986/2246	
ss. 122 and 123	1986/2246 1987/907	
s. 124	1986/2246	

Provisions of the Act	*S.I. No.*
s. 125	1987/907 1988/995
s. 126	1986/2246
s. 127	1987/907
s. 128	1986/2246
s. 129	1986/2246 1987/907 1988/740 1988/995
ss. 130 and 131	1988/740
s. 132	1986/2246 1988/740
s. 133	1988/740
s. 134 (partially)	1986/2246
ss. 135 and 136	1988/740
s. 137	1986/2246
s. 138	1986/2246 1987/907 1988/740
s. 139	1986/2246 1988/740
s. 140 (partially)	1986/2246 1987/907 1987/1997 1987/2158 1988/740
ss. 141 to 153	1986/2246
s. 154	1986/2246 1988/740
ss. 155 to 157	1986/2246
s. 160 (partially)	1988/740
s. 162 (partially)	1988/740
s. 169	1988/740
s. 170 (partially)	1988/740
ss. 172 and 173	1986/2246
s. 174	1986/2246 1988/740
s. 175	1988/740
s. 176	1986/2246
s. 177	1986/1940
s. 178	1986/1940 1988/740 1986/2246
s. 179	1986/1940 1986/2246
s. 180	1986/1940
s. 181	1986/2246
s. 182	1986/1940 1986/2031 1986/2246
ss. 183 and 184	1987/623 1988/740
s. 185	1987/623
s. 186	1987/623 1988/740

Provisions of the Act	*S.I. No.*
s. 187	1986/2246 1987/907
s. 188	1986/2246
s. 189 (partially)	1986/2246 1987/1997 1987/2158
ss. 190 and 191	1987/907
s. 192	1986/2246
s. 194	1988/740
s. 195	s. 211(2)
s. 196	1987/1997
s. 197	1988/740
s. 198	1986/1940 1986/2246 1987/907 1988/740
s. 199	1986/1940 1986/2246 1988/740
s. 200	1986/1940 1986/2246 1987/907 1987/2158 1988/740
s. 201	1986/1940 1986/2246 1987/623 1988/740
ss. 202 and 203	1986/1940 1986/2246
s. 204	1986/2246
s. 205	1986/1940 1986/2246
s. 206	1987/907
s. 207	1986/1940 1986/2246
s. 208 (partially)	1988/740
ss. 209 and 210	1986/1940 1986/2246
s. 211	1986/2031 1986/2246 1987/907 1987/2158 1988/740
s. 212 (partially)	1986/2031 1986/2246 1987/907 1988/740 1988/995 1988/1960 1988/2285
Schedule 1	1986/2246 1987/1997 1987/2158
Schedules 2 to 4	1987/907
Schedule 5	1987/2158
Schedule 6	1987/1997

Provisions of the Act	*S.I. No.*
Schedules 7 to 9	1986/2246
Schedule 10	1986/2246 1987/907 1988/740 1988/995
Schedule 11	1986/2246 1987/907 1987/1997 1987/2158 1988/740
Schedule 12	1986/2246
Schedule 13	1986/1940 1986/2031 1986/2246
Schedule 14 (partially)	1986/2246 1987/1997 1987/2158
Schedule 15	1986/2031 1986/2246 1987/907 1987/2158 1988/740
Schedule 16 (partially)	1986/2246 1987/907 1988/740
Schedule 17 (partially)	1986/2031 1986/2246 1988/740 1988/995 1988/1960 1988/2285

£1.35 net

ISBN 0 11 097583 9

Printed in the United Kingdom by Her Majesty's Stationery Office at Edinburgh Press
833 WO 1493 C20 9/89 452/4 19593 PS 9901487 (272027)