

2016 No. 202

FINANCIAL SERVICES AND MARKETS

The Financial Services (Banking Reform) Act 2013 (Designated Representative Bodies) Order 2016

<i>Made</i>	- - - -	<i>22nd February 2016</i>
<i>Laid before Parliament</i>		<i>23rd February 2016</i>
<i>Coming into force</i>	- -	<i>1st April 2016</i>

It appears to the Treasury that each body designated by this Order represents the interests of those who use, or are likely to use, services provided by payment systems, and satisfies the criteria to be applied in determining whether to designate a body which have been published by the Treasury under section 68(3)(b) of the Financial Services (Banking Reform) Act 2013(a).

The Treasury make this Order in exercise of the power conferred by section 68(2) of the Financial Services (Banking Reform) Act 2013.

Citation and commencement

1. This Order may be cited as the Financial Services (Banking Reform) Act 2013 (Designated Representative Bodies) Order 2016 and comes into force on 1st April 2016.

Designation of bodies

2. The following bodies are designated under section 68(2) of the Financial Services (Banking Reform) Act 2013—

- (a) the National Association of Citizens Advice Bureaux(b);
- (b) Consumers' Association(c);
- (c) the General Consumer Council for Northern Ireland(d);
- (d) National Federation of Self Employed and Small Businesses Limited(e);
- (e) Age UK(f).

Charlie Elphicke
John Penrose

22nd February 2016

Two of the Lords Commissioners of Her Majesty's Treasury

(a) 2013 c. 33. The criteria were published on 28th September 2015 on the Treasury's website at <https://www.gov.uk/government/publications/super-complainants-for-the-payment-systems-regulator>.
(b) Company number 01436945.
(c) Company number 00580128.
(d) The General Consumer Council for Northern Ireland was established by S.I. 1984/1822 (N.I. 12).
(e) Company number 01263540.
(f) Company number 06825798.

EXPLANATORY NOTE

(This note is not part of the Order)

Section 68 of the Financial Services (Banking Reform) Act 2013 (c. 33) (“the Act”) enables representative bodies to make a complaint to the Payment Systems Regulator (“the Regulator”) established under the Act that a feature or a combination of features of a market in the United Kingdom for services provided by payment systems is, or appears to be, significantly damaging the interests of service users. Section 69 of the Act requires the Regulator to publish a response to such a complaint.

Only representative bodies which have been designated by the Treasury may make a complaint under section 68 of the Act. The Treasury may only designate bodies which appear to them to represent the interests of service users, and must publish criteria to be applied in determining whether to make or revoke a designation. The criteria were published on the Treasury’s website on 28th September 2015 and can be found at <https://www.gov.uk/government/publications/super-complainants-for-the-payment-systems-regulator>. A hard copy of the criteria may be obtained by writing to the Banking and Credit Team, HM Treasury, 1 Horse Guards Road, London SW1A 2HQ.

This Order is the first order designating representative bodies which may make a complaint under section 68 of the Act. The Order designates the National Association of Citizens Advice Bureaux, Consumers’ Association, the Consumer Council for Northern Ireland, National Federation of Self Employed and Small Businesses and Age UK as representative bodies which may make a complaint under section 68 of the Act. The designation of these bodies takes effect from 1st April 2016.

An impact assessment has not been produced for this Order as no significant impact on the costs of business or the voluntary sector is foreseen.