

**CONDUCT OF BUSINESS SOURCEBOOK (AMENDMENT NO 12)
INSTRUMENT 2003**

Powers exercised

- A. The Financial Services Authority makes this instrument in the exercise of the powers listed in Schedule 4 to the Conduct of Business sourcebook.
- B. The rule-making powers listed in that Schedule are specified for the purpose of section 153(2) of the Financial Services and Markets Act 2000 (Rule-making instruments).

Commencement

- C. This instrument comes into force on 1 January 2004.

Amendments to the Conduct of Business sourcebook

- D. The Conduct of Business sourcebook is amended in accordance with the Annex to this instrument.

Citation

- E. This instrument may be cited as the Conduct of Business Sourcebook (Amendment No 12) Instrument 2003.

By order of the Board
19 June 2003

Annex
Amendments to the Conduct of Business sourcebook

In this Annex, underlining indicates new text and striking through indicates deleted text.

6.7.3 G ...

- (8) *COB 6.7.23 R* and *COB 6.7.26A R* specifies certain variations to existing agreements which *customers* have a right to cancel or right to withdraw from.

...

Right to cancel

6.7.7 R *A customer, who is an individual, has a right to cancel:*

...

- (4) *a variation of a life policy, a pension contract or stakeholder pension scheme for which a right to cancel applies under COB 6.7.23 R and COB 6.7.26A R.*

...

Right to withdraw

6.7.14 R *A customer, who is an individual, has a right to withdraw an offer to enter into:*

...

- (2) *a pension annuity or a pension transfer (or a relevant variation), if a right to cancel has been replaced by a right to withdraw under case 4(a) or 7(a) of column 2, COB 6.7.15 R, case 12 of column 2, COB 6.7.17 R, ~~or COB 6.7.23 R(3)~~, or COB 6.7.26A R(2); the right to withdraw procedures are set out in COB 6.7.19 R.*

...

- 6.7.26A R (1)** **If a *customer* who is an individual varies an existing *pension scheme* by exercising an option to make *income withdrawals*, he has a right to cancel that first variation, unless the right to cancel is replaced by the right to withdraw under (2).**
- (2)** **The *customer's* right to cancel under (1) is replaced by the right to withdraw if the *firm* follows the procedures in COB 6.7.19 R.**