

**SENIOR MANAGEMENT ARRANGEMENTS, SYSTEMS AND CONTROLS
(AMENDMENT) INSTRUMENT 2003**

Powers exercised

- A. The Financial Services Authority makes this instrument in the exercise of the powers listed in Schedule 4 to the Senior management arrangements, Systems and Controls sourcebook (SYSC).
- 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 February 2004.

Amendments to the Senior management arrangements, Systems and Controls sourcebook

- D. SYSC is amended in accordance with the Annex to this instrument.

Citation

- E. This instrument may be cited as the Senior Management Arrangements, Systems and Controls (Amendment) Instrument 2003.

By Order of the Board
18 December 2003

Annex

Amendments to the Senior management arrangements, Systems and Controls sourcebook

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

1.1 Application of SYSC 2 and SYSC 3

...

What?

...

1.1.5 R SYSC 2 and 3 also:

- (1) apply ~~applies~~ with respect to the carrying on of *unregulated activities* in a *prudential context*; and
- (2) take ~~takes~~ into account any activity of other members of a *group* of which the *firm* is a member.

...

2.1 Apportionment of Responsibilities

...

2.1.6 G Table: Frequently asked questions about allocation of functions in SYSC 2.1.3R

	Question	Answer
...		
9	What if a <i>firm</i> does not have a <i>chief executive</i> ?	<p>Normally, the functions must be allocated to one or more individuals selected from the <i>firm's</i> (or where applicable the <i>group's</i>) <i>directors</i> and <i>senior managers</i> under SYSC 2.1.4R, column 3.</p> <p>But if the <i>firm</i>:</p> <ol style="list-style-type: none"> (1) is a <i>body corporate</i> and a <u>member</u> member of a <i>group</i>; and (2) ... <p>then the functions must be allocated to that individual (together, optionally, with individuals from column 3 if appropriate) under SYSC 2.1.4R, column 2.</p>

...		
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