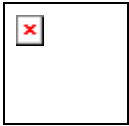

**Lodged au Greffe on 29th January 2002
by the Finance and Economics Committee**



STATES OF JERSEY

STATES GREFFE

REPORT

Banking Business (Amendment No. 3) (Jersey) Law 2002
Collective Investment Funds (Amendment No. 3) (Jersey) Law 2002
Financial Services (Amendment) (Jersey) Law 2002
Insurance Business (Amendment No. 3) (Jersey) Law 2002

The purpose of each of the Appointed Day Acts is to bring into force the corresponding amending Law, as listed above. All of the amending Laws were approved by the States of Jersey on 30th October 2001, sanctioned by Order of Her Majesty in Council on 11th December 2001 and registered in the Royal Court on 4th January 2002.

The nature of the changes introduced by each amending Law is the same for each principal Law respectively, except that, in the case of the Insurance Business (Amendment No. 3) (Jersey) Law 2002, there is one additional change which brings the principal Law into line with all of the other three.

The effect of the changes is to extend the powers given in the relevant principal Law that the Island's authorities (including the Jersey Financial Services Commission ("the Commission")) are able to exercise in order to assist other regulators in the proper exercise of their supervisory functions. The additional powers will -

- permit the Commission to exchange information for regulatory purposes with outside authorities on customers of registered persons. The principal Law already includes sufficient safeguards to ensure that the Commission only has the power to provide assistance in the event of legitimate requests for information by overseas regulators, and, in future, the Commission will also be required to consider whether information communicated will be treated with appropriate confidentiality.
- permit the Island's authorities to assist other regulators in the investigation of unauthorised business and misleading statements (and practices) where it appears that an offence has been committed outside the Island, whether or not they suspect that an offence has been committed in Jersey.
- provide a clear basis for the Commission to communicate unsolicited information to overseas regulators, which it believes may be helpful in the discharge of their functions.
- in the case of the Insurance Business (Amendment No. 3) (Jersey) Law 2002 only, permit the Island's authorities to obtain documentation, appoint an Inspector, and enter premises for the purposes of investigating a misleading statement.

Some of the amending Laws also make minor drafting changes to the corresponding principal Law.

N.B. This Report also applies to projets P.12/2002, P.13/2002 and P.14/2002.

Financial/manpower statement

This draft Act has no implications for the financial or manpower resources of the States.

Explanatory Note

The purpose of this Act is to appoint 1st March 2002 as the day for the commencement of the Banking Business (Amendment No. 3) (Jersey) Law 2002, which was adopted by the States on 30th October 2001 (P.156 of 2001).

Banking Business (Amendment No. 3) (Jersey) Law 2002

BANKING BUSINESS (AMENDMENT No. 3) (JERSEY) LAW 2002 (APPOINTED DAY) ACT 2002

(Promulgated on the _____ day of _____ 2002)

STATES OF JERSEY

The _____ day of _____ 2002

THE STATES, in pursuance of Article 3(2) of the Banking Business (Amendment No. 3) (Jersey) Law 2002,^[1] have made the following Act -

1. The Banking Business (Amendment No. 3) (Jersey) Law 2002 shall come into force on the first day of March 2002.
2. This Act may be cited as the Banking Business (Amendment No. 3) (Jersey) Law 2002 (Appointed Day) Act 2002.

[1] Recueil des Lois, Volume 2002, page 99.