

---

## FINAL NOTICE

---

To: **Comline Group Limited**

Of: **Unit 8  
Forest Court  
Dorridge  
Solihull  
B93 8HN**

FSA Reference No.: **301167**

Dated: **20 August 2008**

**TAKE NOTICE: The Financial Services Authority of 25 The North Colonnade, Canary Wharf, London E14 5HS (the "FSA") gives you, Comline Group Limited ("Comline"), final notice about a decision to cancel the permission granted to Comline to carry on regulated activities**

### **1. ACTION**

- 1.1 The FSA gave Comline a Decision Notice on 21 July 2008 (the "Decision Notice") which notified it that for the reasons given below and pursuant to section 45 of the Financial Services and Markets Act 2000 (the "Act"), the FSA had decided to cancel the permission granted to Comline, pursuant to Part IV of the Act ("Comline's Part IV permission").
- 1.2 Comline was informed of its statutory right to make a reference to the Financial Services and Markets Tribunal, but Comline has not referred the Decision Notice to the Tribunal within 28 days of the date on which the Decision Notice was given to it. Accordingly, the FSA has today cancelled Comline's Part IV Permission.

### **2. REASONS FOR THE ACTION**

- 2.1 By a First Supervisory Notice dated 3 June 2008, Comline's Part IV permission was varied by removing all regulated activities with immediate effect. A copy of the First Supervisory Notice, by which the FSA removed all regulated activities from Comline's Part IV permission, is displayed on the FSA's web site.

- 2.2 On the basis of the facts and matters and conclusions described in its Warning Notice dated 3 June 2008 (the "Warning Notice"), and in the Decision Notice, it appears to the FSA that it is no longer necessary to keep Comline's Part IV permission in force and that the FSA must cancel it, following the variation action removing all regulated activities.
- 2.3 In addition to its obligation to cancel Comline's permission, the FSA also considers that cancellation of Comline's permission is necessary because Comline has failed to pay fees and levies of £1,666.45 owed to the FSA, and has repeatedly failed to submit Retail Mediation Activities Returns promptly, or at all, despite the FSA's repeated requests that it do so, including the RMARs for the periods ended 30 June and 30 December 2007, which are overdue and remain outstanding. Comline has therefore failed to satisfy the FSA that it is conducting its business soundly and prudently (as required by Threshold Condition 5 – Suitability). Comline has also failed to comply with Principle 11 (Relations with Regulators) of the Principles for Businesses in that it has not been open and cooperative in its dealings with the FSA.
- 2.4 These failures, which are significant in the context of Comline's suitability, lead the FSA to conclude that Comline is not conducting its business soundly and prudently and in compliance with proper standards and that it is not a fit and proper person, and that Comline is therefore failing to satisfy the Threshold Conditions in relation to the regulated activities which were in its Part IV permission.

### **3. DECISION MAKER**

The decision which gave rise to the obligation to issue this Final Notice was taken by the Regulatory Decisions Committee.

### **4. IMPORTANT**

- 4.1 This Final Notice is given to you in accordance with section 390(1) of the Act.

#### **Publicity**

- 4.2 Sections 391(4), 391(6) and 391(7) of the Act apply to the publication of information about the matter to which this Notice relates. Under those provisions, the FSA must publish such information about the matter to which this Final Notice relates as the FSA considers appropriate. The information may be published in such manner as the FSA considers appropriate. However, the FSA may not publish information if such publication would, in the opinion of the FSA, be unfair to you or prejudicial to the interests of consumers.
- 4.3 The FSA intends to publish this Final Notice and such information about the matter to which this Final Notice relates as it considers appropriate.

...//cont.

#### **FSA contacts**

- 4.4 For more information concerning this matter generally, you should contact Martin Badcock at the FSA (direct line: 020 7066 1560/fax: 020 7066 1561).

**John Kirby**  
**FSA Enforcement Division**