
FINAL NOTICE

To: **Danny Osborne trading as Osborne Motor Company and Osborne Motors**

Address: **220 London Road, Hadleigh, Benfleet, Essex, SS7 2PD**

FRN: **673335**

Dated: **24 September 2025**

ACTION

1. For the reasons given in this Final Notice, the Authority hereby cancels Mr Osborne's Part 4A permission to carry on regulated activities.
2. The Authority issued to Mr Osborne the Decision Notice, which notified it that for the reasons given in this notice and pursuant to section 55J of the Act, the Authority had decided to take the action specified above.
3. Mr Osborne has not referred the matter to the Tribunal within 28 days of the date on which the Decision Notice was issued to it.
4. Accordingly, the Authority has today cancelled the Mr Osborne's Part 4A permission. The cancellation takes effect from the date of this Final Notice.

SUMMARY OF REASONS

5. On the basis of the facts and matters set out in this Notice, it appears to the Authority that Mr Osborne is failing to satisfy the suitability Threshold Condition, in that Mr Osborne is not a fit and proper person to conduct regulated activities having regard to all the circumstances. Specifically, the Authority considers that the Mr Osborne has

failed to pay overdue regulatory fees and levies owed to the Authority, despite repeated request to do so.

6. The cancellation action set out at paragraph 1 above has been imposed in order to advance the Authority's consumer protection and integrity objectives (sections 1C and 1D of the Act).

DEFINITIONS

7. The definitions below are used in this Notice (and in the Annex):
 - "the Act" means the Financial Services and Markets Act 2000;
 - "the Authority" means the Financial Conduct Authority;
 - "COND" means the Threshold Conditions part of the Handbook;
 - "the Decision Notice" means the Decision Notice given to Mr Osborne on 20 August 2025;
 - "FEES" means the Authority's FEES Manual, part of the Handbook;
 - "FSCS" means the Financial Services Compensation Scheme;
 - "the general levy" means the levy a firm must pay to the Authority towards the costs of operating the compulsory jurisdiction of the Financial Ombudsman Service;
 - "the Handbook" means the Authority's Handbook of rules and guidance;
 - "the IML levy" means the Illegal Money Lending levy;
 - "Mr Osborne" means Danny Osborne trading as Osborne Motor Company and Osborne Motors;
 - "Mr Osborne's Part 4A permissions" means the permissions granted by the Authority to Mr Osborne under the Act;
 - "Part 4A permission" means permission to conduct regulated activities, granted by the Authority under Part 4A of the Act;
 - "the Principles" means the Authority's Principles for Businesses;
 - "SFGB Levy" means the Single Financial Guidance Body Levy;
 - "the suitability Threshold Condition" means the threshold condition set out in paragraph 2E of Schedule 6 to the Act;
 - "SUP" means the Supervision Manual, part of the Handbook;
 - "the Threshold Conditions" means the threshold conditions set out in Schedule 6 to the Act; and
 - "the Tribunal" means the Upper Tribunal (Tax and Chancery Chamber).

RELEVANT STATUTORY AND REGULATORY PROVISIONS

8. The statutory and regulatory provisions relevant to this Notice are set out in the Annex.

FACTS AND MATTERS

9. Mr Osborne was authorised by the Authority on 1 May 2015 and is permitted to conduct consumer credit activities as set out in the Financial Services Register.
10. Mr Osborne has failed to pay regulatory fees and levies totalling £2,123.87 owed to the Authority consisting of an:
 - a) an invoice dated 5 August 2020 for £160.33 which was due for payment by 3 November 2020, for annual fees and levies for the period 1 April 2020 to 31 March 2021;
 - b) an invoice dated 8 September 2021 for £305.30 which was due for payment by 7 December 2021, for annual fees and levies for the period 1 April 2021 to 31 March 2022;
 - c) an invoice dated 1 July 2022 for £250.00 which was due for payment by 31 July 2022, for late submission of a regulatory return, which was due to be submitted by 20 May 2022;
 - d) an invoice dated 1 July 2022 for £250.00 which was due for payment by 31 July 2022, for late submission of a regulatory return, which was due to be submitted by 6 June 2022;
 - e) an invoice dated 12 August 2022 for £250.00 which was due for payment by 11 September 2022, for late submission of Mr Osborne Details Attestation, which was due to be submitted by 6 July 2022;
 - f) an invoice dated 6 September 2022 for £408.24 which was due for payment by 6 October 2022, for annual fees and levies for the period 1 April 2022 to 31 March 2023;
 - g) an invoice dated 16 June 2023 for £250.00 which was due for payment by 16 July 2023, for late submission of a regulatory return, which was due to be submitted by 23 May 2023; and
 - h) an invoice dated 16 June 2023 for £250.00 which was due for payment by 16 July 2023, for late submission of a regulatory return, which was due to be submitted by 5 June 2023.
11. In addition, Mr Osborne has failed to respond adequately to the Authority's repeated requests that he pay the fees and levies owed to the Authority.

FAILINGS

12. From the facts and matters described above, the Authority having regard to its operational objectives, which include protecting and enhancing the integrity of the UK financial system and the protection of consumers, considers that Mr Osborne is failing to satisfy the suitability Threshold Condition, in that Mr Osborne is not a fit and proper person to conduct regulated activities having regard to all the circumstances. Specifically, Mr Osborne failed to pay overdue fees and levies owed to the Authority in breach of one or more of the rules set out in FEES and SUP demonstrating that he is not ready, willing, and organised to comply with the requirements and standards under the regulatory system.
13. For the reasons set out in this Notice, the Authority has cancelled Mr Osborne's Part 4A permission.

PROCEDURAL MATTERS

14. This Final Notice is given to Mr Osborne under and in accordance with section 390 of the Act.

Decision Maker

15. The decision which gave rise to the obligation to give this Final Notice was made by an Authority staff member under executive procedures.

Publicity

16. 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 Authority must publish such information about which this notice relates as the Authority considers appropriate. The information may be published in such manner as the Authority considers appropriate. However, the Authority may not publish information if such publication would, in the opinion of the Authority, be unfair to Mr Osborne or prejudicial to the interest of consumers or detrimental to the stability of the UK financial system.
17. The Authority intends to publish such information about the matter to which this Final Notice relates as it considers appropriate.

Authority Contacts

18. For more information concerning this matter generally, Mr Osborne should contact Connie Wray (direct line: 0113 541 2072 or email: connie.wray@fca.org.uk).

Jeremy Parkinson

Enforcement and Market Oversight Division

ANNEX

RELEVANT STATUTORY PROVISIONS

1. The Authority's operational objectives established in section 1B(3) of the Act include protecting and enhancing the integrity of the UK financial system and securing an appropriate degree of protection for consumers.
2. The Authority is authorised by section 55J of the Act to cancel an authorised person's Part 4A permission, if it appears to the Authority that an authorised person is failing, or is likely to fail, to satisfy the Threshold Conditions.
3. The suitability Threshold Condition set out in Part 1B(2E) of Schedule 6 to the Act provides, in relation to a person ("A") carrying on or seeking to carry on regulated activities which do not consist of or include a PRA-regulated activity, that:

"A must be a fit and proper person having regard to all the circumstances, including –

[...]

(f) whether A's business is being ... managed in such a way as to ensure that its affairs will be conducted in a sound and prudent manner.

[...]"

RELEVANT REGULATORY PROVISIONS

4. In exercising its power to cancel a Part 4A permission, the Authority must have regard to the regulatory requirements and guidance published in the Handbook and in regulatory guides. The main considerations relevant to the action stated in this Decision Notice are set out below.
5. A number of the Authority's fees rules are set out below at paragraphs 10 to 22 of the Annex. Mr Osborne has failed to comply with one or more of the Authority's fees rules, not the totality of the fees rules listed.

The Threshold Conditions

6. Guidance on the Threshold Conditions is set out in COND.
7. COND 1.2.1 sets out that the Threshold Conditions represent the minimum conditions to which the Authority is responsible, which a firm is required to satisfy, and continue to satisfy, in order to be given and to retain a Part 4A permission.

COND 2.5 – Guidance on the suitability Threshold Condition

8. COND 2.5.1AUK reproduces the relevant statutory provision that a person concerned must be a fit and proper person having regard to all the circumstances, including, amongst other things, whether its business is being, or is to be, managed in such a way as to ensure that its affairs will be conducted in a sound and prudent manner.
9. COND 2.5.6G gives examples of the kind of particular considerations to which the Authority may have regard when assessing whether a firm will satisfy, and continue to satisfy, the suitability Threshold Condition including, but not limited to:

- whether the firm has been open and co-operative in all its dealings with the Authority (Principle 11 Relations with regulators) and is ready, willing and organised to comply with the requirements and standards under the regulatory system in addition to other legal, regulatory and professional obligations; the relevant requirements and standards will depend on the circumstances of each case, including the regulated activities which the firm has permission, or is seeking permission to carry on (COND 2.5.6G(1)); and
- whether the firm has contravened, amongst other things, any provisions of the Act or the regulatory system (which includes the Threshold Conditions, the Principles and other rules, the Statements of Principle, codes and guidance) (COND 2.5.6G(4)).

The Fees Manual

Chapter 2 of FEES relates to late payments and recovery of unpaid fees.

10. FEES 2.2.1R provides that:

“If a person does not pay the total amount of a periodic fee, FOS levy, or share of the FSCS levy, CFEB levy or SFGB levy, TPR SFGB levy or TPR DA levy before the end of the date on which it is due, under the relevant provision in FEES 4, 4A, 5, 6, 7, 7A, 7C or 7D that person must pay an addition amount as follows:

if the fee was not paid in full before the end of the due date, an administrative fee of £250;”

11. FEES 2.2.2G state that:

“The [Authority], (for [Authority] and PRA periodic fees, FOS and FSCS levies, SFGB levies, TPR SFGB levies and a TPR DA levy), expects to issue invoices at least 30 days before the date on which the relevant amounts fall due. Accordingly it will generally be the case that a person will have at least 30 days from the issue of the invoice before an administrative fee becomes payable.”

12. FEES 2.2.4 states that:

“In addition, the [Authority] may be entitled to take regulatory action in relation to the non-payment of fees, FOS levies, SFGB levies, TPR SFGB levies and a TPR DA levy. The FCA may also take regulatory action in relation to the non-payment of a share of the FSCS levy, after reference of the matter to the FCA by the FSCS. What action (if any) that is taken by the FCA will be decided upon in the light of the particular circumstances of the case.”

Chapter 4 of FEES covers all periodic fees and transaction reporting fees.

13. FEES 4.2.1R requires that:

“A person shown in column (1) of the table in FEES 4.2.11 R as the relevant fee payer must pay each periodic fee applicable to it, calculated in accordance with the provisions referred to in column (2) of the applicable table, as adjusted by any relevant provision in this chapter:

- (1) in full and without deduction (unless permitted or required by a provision in FEES); and

- (2) on or before the date given in column (3) of that table, unless FEES 4.2.10 R applies."

14. FEES 4.3.1R states that:

"The periodic fee payable by a firm (except an AIFM qualifier, ICVC or a UCITS qualifier) is:

- (1) each periodic fee applicable to it calculated in accordance with FEES 4.3.3 R, using information obtained in accordance with FEES 4.4; plus
- (1A) any periodic fee applicable to it calculated in accordance with FEES 4.3.3A R using information relating to its UK business obtained in accordance with FEES 4.4 (or by other means in the case of the Bank of England); less
- (2) any deductions from the periodic fee specified in Part 2 of FEES 4 Annex 2AR or Part 7 of FEES 4 Annex 11R."

Chapter 5 of FEES relates to Financial Ombudsman Service Funding.

15. FEES 5.7.1R requires that:

"A firm must pay annually to the [Authority] the general levy on or before the later of 1 April and 30 calendar days after the date when the invoice is issued by the Authority."

Chapter 6 of FEES relates to Financial Services Compensation Scheme Funding.

16. FEES 6.7.1R requires that:

"A participant firm that is not within FEES 6.7.-1R, must pay its share of any levy made by the FSCS in one payment".

17. FEES 6.7.3R states that:

"A participant firm's share of a levy to which FEES 6.7.1R applies is due on, and payable within 30 days of, the date when the invoice is issued."

Chapter 7A of FEES relates to the Single Financial Guidance Body Funding.

18. FEES 7A.3.1R requires that:

"A firm must pay the SFGB money advice levy or SFGB debt advice levy applicable to it:

- (1) in full and without deduction (unless permitted or required by a provision in FEES); and
- (2) by 1 August or, if later, within 30 days of the date of the invoice in the fee year to which that sum relates."

19. FEES 7A.4.1R requires that:

"A firm must pay the SFGB pensions guidance levy applicable to it:

- (1) in full and without deduction by 1 August or, if later, within 30 days of the date of the invoice in the fee year to which that sum relates; and
- (2) in accordance with the rules in this section.”

Chapter 7B of FEES relates to the Devolved Authorities levy

20. FEES 7B.2.1R states that:

“A firm must pay the DA levy applicable to it:
in full and without deduction (unless permitted or required in FEES); and
by 1 August or, if later, within 30 days of the invoice in the fee year to which the sum relates.”

Chapter 13 of FEES relates to the Illegal Money Lending levy.

21. FEES 13.2.1R requires that:

“A firm must pay each IML levy applicable to it:

- (1) in full and without deduction by 1 August (or, if later, within 30 days of the date of the invoice) in the financial year to which the sum relates; and
- (2) in accordance with the rules in this chapter.”

The Supervision Manual

Chapter 6B of SUP regarding cancellation of a firm’s permission

22. Chapter 6B of SUP sets out the application of Authority’s power to vary or cancel a firms Part 4A permission and end its authorisation.
23. SUP 6B.1.1(1)G reproduces the relevant statutory provision that the Authority may use its own initiative power to vary or cancel the permission of an authorised person under section 55J of the Act, where the person is failing or is likely to fail to satisfy the Threshold Conditions.
24. SUP 6B.5.1(1)G states that the Authority will consider cancelling a firm’s Part 4A permission using its own initiative powers contained in section 55J of the Act in circumstances where the Authority has very serious concerns about a firm, or the way its business is or has been conducted.
25. SUP 6B.5.2G provides examples of the types of circumstances in which the Authority will consider cancelling a Part 4A permission on its own initiative, including non-payment of Authority fees or repeated failure to pay Authority fees except under threat of enforcement action (SUP 6B.5.2(5)G).

Chapter 16 of SUP relates to the Authority’s reporting requirements.

26. In respect of late reporting fees, SUP 16.3.14R states that:

"If a firm does not submit a complete report by the date on which it is due in accordance with the rules in, or referred to in, this chapter or the provisions of relevant legislation and any prescribed submission procedures, the firm must pay an administrative fee of £250."