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## FINAL NOTICE

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**To:** **Forseti Capital LLP**

**Address:** **6 Church Crescent  
London  
N10 3ND**

**FRN:** **503664**

**Dated:** **8 May 2018**

### **ACTION**

1. For the reasons set out in this Final Notice, the Authority hereby takes the following action against FCL.
2. The Authority issued to FCL the Decision Notice which notified FCL that for the reasons given below and pursuant to section 55J of the Act, the Authority had decided to cancel FCL's Part 4A permission.
3. FCL has not referred the matter to the Tribunal within 28 days of the date on which the Decision Notice was given to it.
4. Accordingly, the Authority has today cancelled FCL's Part 4A permission.

## DEFINITIONS

5. The definitions below are used in this Final Notice:

"the Act" means the Financial Services and Markets Act 2000;

"the Authority" means the Financial Conduct Authority;

"the Decision Notice" means the Decision Notice issued to FCL dated 1 March 2018;

"FCL" means Forseti Capital LLP;

"FCL's Part 4A permission" means the permission granted by the Authority to FCL pursuant to Part 4A of the Act;

"the Overdue Balance" means the amount owed by FCL to the Authority comprising an invoice for administrative fee of £250 for late submission of a regulatory return, which had been due for payment by 13 November 2016, an invoice for administrative fee of £250 for late submission of a regulatory return, which had been due for payment by 13 November 2016, an invoice for administrative fee of £250 for late submission of a regulatory return, which had been due for payment by 8 December 2016, and an invoice for administrative fee of £250 for late submission of a regulatory return, which had been due for payment by 9 March 2017;

"the Principles" means the Authority's Principles for Businesses;

"the suitability Threshold Condition" means the threshold condition set out in paragraph 2E of Schedule 6 to the Act;

"the Threshold Conditions" means the threshold conditions set out in Schedule 6 to the Act;

"the Tribunal" means the Upper Tribunal (Tax and Chancery Chamber); and

"the Warning Notice" means the Warning Notice issued to FCL dated 6 February 2018.

## REASONS FOR THE ACTION

6. On the basis of the facts and matters and conclusions described in the Warning Notice, and in the Decision Notice, it appears to the Authority that FCL is failing to meet the suitability Threshold Condition, in that the Authority is not satisfied that FCL is a fit and proper person having regard to all the circumstances, including whether FCL managed its business in such a way as to ensure that its affairs were conducted in a sound and prudent manner.
7. FCL has failed to pay the Overdue Balance and it has not been open and co-operative in all its dealings with the Authority, in that FCL has failed to respond to the Authority's repeated requests for it to pay the Overdue Balance, and has thereby failed to comply with Principle 11 of the Principles and to satisfy the Authority that it is ready, willing and organised to comply with the requirements and standards of the regulatory system.
8. These failures, which are significant in the context of FCL's suitability, lead the Authority to conclude that FCL has failed to manage its business in such a way as to ensure that its affairs are conducted in a sound and prudent manner, that it is not a fit and proper person, and that it is therefore failing to satisfy the Threshold

Conditions in relation to the regulated activities for which it was granted a Part 4A permission.

### **DECISION MAKER**

9. The decision which gave rise to the obligation to give this Final Notice was made by the Regulatory Decisions Committee.

### **IMPORTANT**

10. This Final Notice is given to FCL in accordance with section 390(1) of the Act.

#### **Publicity**

11. The Authority must publish such information about the matter to which this Final 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 FCL or prejudicial to the interest of consumers.
12. The Authority intends to publish such information about the matter to which this Final Notice relates as it considers appropriate.

#### **Authority contact**

13. For more information concerning this matter generally, please contact Funmi Ojo at the Authority (direct line: 020 7066 1354).

**Anna Couzens**  
**Enforcement and Market Oversight Division**