
FINAL NOTICE

To: Ian Orbart

**Of: 34 Surrey Drive
Tamworth
Staffordshire
B78 3XB**

**Individual
Reference Number: IXO01034**

Dated: 12 September 2012

ACTION

1. For the reasons set out in this Final Notice, the Financial Services Authority (the “FSA”) hereby takes the following action against Ian Orbart.
2. The FSA gave Ian Orbart a Decision Notice on 8 August 2012 (the “Decision Notice”), which notified Ian Orbart that, for the reasons given below and pursuant to section 56 of the Financial Services and Markets Act 2000 (the “Act”), the FSA had decided to make an order prohibiting him from performing any function in relation to any regulated activity carried on by any authorised person, exempt person or exempt professional firm (the “Prohibition Order”).
3. Ian Orbart has not referred the matter to the Upper Tribunal (Tax and Chancery Division) within 28 days of the date on which the Decision Notice was given to him.
4. Accordingly, for the reasons set out below, the FSA hereby makes an order pursuant to section 56 of the Act prohibiting Ian Orbart from performing any function in relation to any regulated activity carried on by any authorised person, exempt person or exempt professional firm. The Prohibition Order takes effect from 12 September 2012.

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REASONS FOR THE ORDER

5. The FSA has concluded, on the basis of the facts and matters and conclusions described in the Warning Notice issued to Ian Orbart dated 22 June 2012, and in the Decision Notice, that Ian Orbart is not a fit and proper person to perform any functions as his conduct demonstrates a lack of honesty and integrity. Specifically, Ian Orbart:
 - (a) was dismissed from an FSA authorised firm (“Firm A”) for dishonesty;
 - (b) obtained a false reference purporting to be from Firm A in order to gain employment at another FSA authorised firm (“Firm B”), which reference contained no adverse information and which included a false description of the circumstances of the cessation of his employment at Firm A;
 - (c) failed to disclose his dismissal from Firm A on his application to Firm B; and
 - (d) failed to disclose his dismissal from Firm A to the FSA in an application, signed by Ian Orbart and submitted by Firm B, for approval to perform controlled functions at Firm B.
6. The FSA considers that Ian Orbart is not a fit and proper person as he has acted without honesty and integrity and, having regard to its regulatory objectives (including the protection of consumers and maintaining market confidence), it is necessary for the FSA to exercise its power to make a Prohibition Order against Ian Orbart.

DECISION MAKER

7. The decision which gave rise to the obligation to give this Final Notice was made by the Regulatory Decisions Committee.
8. This Final Notice is given to Ian Orbart in accordance with section 390(1) of the Act.

PUBLICITY

9. Sections 391(4), 391(6) and 391(7) of the Act apply to the publication of information about the matter to which this Final 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 Ian Orbart or prejudicial to the interests of consumers.
10. The FSA intends to publish this Final Notice and such information about the matter to which this Final Notice relates as it considers appropriate.

FSA CONTACT

11. For more information concerning this matter generally, please contact Kathryn Willis at the FSA (direct line: 020 7066 2098/ fax: 020 7066 2099).

John Kirby
FSA Enforcement and Financial Crime Division