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## **FINAL NOTICE**

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**To:** **Peak Bikes Limited**

**Address:** **Unit 2, Old Brick Works Lane, Chesterfield, Derbyshire, S41 7JD**

**FRN:** **831584**

**Dated:** **14 March 2023**

### **ACTION**

1. For the reasons set out in this Final Notice, the Authority hereby takes the following action against Peak Bikes Limited.
2. The Authority issued to Peak Bikes Limited the Decision Notice which notified Peak Bikes Limited that for the reasons given below and pursuant to section 55J of the Act, the Authority had decided to cancel Peak Bikes Limited's Part 4A permission.
3. Peak Bikes Limited 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 Peak Bikes Limited'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 by the Authority to PBL dated 20 December 2022;

“the Overdue Balance” means the outstanding sum of £956.39 owed by PBL to the Authority consisting of: an invoice for £250.00 for an administrative fee for non-submission of regulatory return, which was due for payment by 13 June 2019 and an invoice for £706.39 for annual fees and levies for the period 1 April 2019 to 31 March 2020, which was due for payment by 14 November 2019;

“PBL” means Peak Bikes Limited;

“PBL’s Part 4A permission” means the permission granted by the Authority to PBL pursuant to Part 4A of the Act;

“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 by the Authority to PBL dated 29 November 2022.

## 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 PBL is failing to satisfy the suitability Threshold Condition, in that the Authority is not satisfied that PBL is a fit and proper person having regard to all the circumstances, including whether PBL managed its business in such a way as to ensure that its affairs were conducted in a sound and prudent manner.
7. PBL 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 PBL 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 PBL’s suitability, lead the Authority to conclude that PBL 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 has had a Part 4A permission.

## **DECISION MAKER**

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

## **IMPORTANT**

10. This Final Notice is given to PBL 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 PBL 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 Maciej Alexander Bajko at the Authority (direct line: 020 7066 1838).