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Email

1 February 2017

Our Ref: FOI4878

Dear

**Freedom of Information: Right to know request**

Firstly, please accept our sincere apologies for the delay in responding to your request.

We refer to your original request for information under the Freedom of Information Act 2000 ("the Act"), to our internal review letter dated 6 December 2016 (the "Internal Review"), and to your subsequent request asking that we provide the information that we stated in our letter of 6 December 2016 that we may be able to provide.

We had considered in the Internal Review whether it may be possible for us to search for the information falling within the scope of parts 2 to 4 of your original request. In particular, we referred to the possibility of updating to 31 March 2016 points 2 -4 of a previous response we issued under the Act, FOI1401<sup>1</sup> relating to Judicial Reviews in which some information was provided. The terms of points 2 -4 of that request are below at Annex A.

As we indicated in the Internal Review, we can now provide you with an update to points 2 - 4 of FOI1401 to cover the financial year 2015-16 (i.e. to 31 March 2016).

We confirm that there was one instance where applications for Judicial Review proceedings were made against the FCA in the financial year 2015/16.<sup>2</sup> This consisted of a single application made by three claimants, which comprised two companies and one individual.<sup>3</sup> This application was refused. In line with FOI4101, we have included a table containing a breakdown of Judicial Reviews by individuals and corporates, for the last 4 financial years, below at Annex B.

Yours sincerely

Information Access Team  
Financial Conduct Authority

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<sup>1</sup> As at <https://www.fca.org.uk/publication/foi/foi4101-response.pdf>

<sup>2</sup> Any applications where the FCA was simply an interested party were not taken into account.

<sup>3</sup> The individual operated the companies as a sole practitioner.

## Annex A

2. *How many judicial review proceedings have been commenced against the FCA? Of that number how many were brought by individuals and how many by corporates?*
3. *How many judicial review proceedings against the FCA had permission granted? Of that number how many were brought by individuals and how many by corporates?*
4. *How many judicial review applications had permission refused? Of that number how many were brought by individuals and how many by corporates?*

## Annex B

**2. How many judicial review proceedings have been commenced against the FCA? Of that number how many were brought by individuals and how many by corporates?**

	Total	Individual	Corporate
2012/13	1	1	0
2013/14*	3	3	1
2014/15	3	1	2
2015/16*	1	1	2

**3. How many judicial review proceedings against the FCA had permission granted? Of that number how many were brought by individuals and how many by corporates?**

	Total	Individual	Corporate
2012/13	0	0	0
2013/14	1	1	0
2014/15	1	0	1
2015/16	0	0	0

**4. How many judicial review applications had permission refused? Of that number how many were brought by individuals and how many by corporates?**

	Total	Individual	Corporate
2012/13	1	1	0
2013/14*	1	1	1
2014/15	3	2	1
2015/16*	1	1	2

\*One application was submitted by both individual(s) and corporate(s).