

Via Email

11 January 2018

Our Ref: FOI5497

Dear

Freedom of Information: Right to know request

I refer to your request for information under the Freedom of Information Act 2000 ("the Act"), for the following information contained in FN's issued by Enforcement.

'For the time period August 2012 to present:*

1. In relation to all regulated individuals in the UK, the number of instances when an individual was disqualified, for providing wholly or partially false or misleading information to a regulator, tribunal or court.

2. In relation to all regulated individuals in the UK, the number of instances when an individual was disqualified for behaviour which may have been in breach of criminal law.

3. In relation to all regulated individuals in the UK, the number of instances when an individual was disqualified, after a finding of discriminatory conduct by an Employment Tribunal or Court.

4. Any information pertaining to the policy of the FCA in respect of continued authorisation (or enforcement action including, inter alia, disqualification) of any individual who is found guilty by an Employment Tribunal or Court of behaviour that is a breach of the Equality Act 2010. In particular, conduct which is found to be seriously racist, sexist, homophobic or otherwise discriminatory.'

Your request has been considered and each point has been answered below.

We have taken "disqualification" to mean "a prohibition order" as defined in s. 56 of Financial Services and Markets Act 2000 ("**FSMA**").

The search methodology undertaken was to open from the FCA website each Final Notice relating to prohibition and conduct searches for the following terms:

"Employment Tribunal"

"Equality Act"

"Discrimination"
"Discriminatory"
"Racism"
"Sexism"
"Homophobia"

None of the above search terms matched any text found in the Final Notices.

We also used the following search criteria:

"Misleading"
"Offence"
"False information"

This search resulted in 82 matches. The Notices were then manually checked to determine the reason for issuing the Notice.

The answers to your questions are as follows:

Point 1: 14 instances were identified.

Point 2: 30 instances were identified. This number only includes instances when an individual was convicted or pled guilty.

Point 3: The number is zero.

Point 4: The FCA does not have any specific policy on authorisation-related matters. All FCA policies are publicly available as part of the FCA Handbook ("Regulatory Guides") which can be found at: <https://www.handbook.fca.org.uk/handbook>.

Yours sincerely

Information Disclosure Team
Financial Conduct Authority