

Via Email

13 March 2018

Our Ref: FOI5613

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 in relation to the Senior Manager & Certification Regime.

'1. As at the date of your response to this request, how many enforcement investigations does the FCA have open into:

a. Individuals who hold Senior Management Functions (for the purposes of the Senior Managers Regime).

b. Individuals who are classified by their firms as falling within the Certification Regime?

c. Individuals who are neither Senior Managers or Certified Persons but fall within the approved persons regime.

d. Individuals who are not Senior Managers, Certified Persons or approved persons.

2. In relation to the request set out in 1(a) above, please can you provide a breakdown of the number provided to show which Senior Management Functions are held by individuals who are under investigation.

3. Please provide the total number of open enforcement cases as at the date of the FCA's response to this request.'

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

Point 1a: There are five open enforcement investigations into individuals who currently hold Senior Management Functions.

Point 1b: There are ten open enforcement investigations into individuals who are classified by their firms as falling within the Certification Regime.

Point 1c: There are 128 open enforcement investigations into individuals who are neither Senior Managers nor Certified Persons but fall within the approved persons regime.

Point 1d: There are 163 open enforcement investigations into individuals who are not Senior Managers, Certified Persons or approved persons.

Point 2:

- SMF1 Chief Executive Function = 1
- SMF7 Group Entity Senior Manager Function = 2
- SMF16 Compliance Oversight Function = 2
- SMF17 Money Laundering Reporting Function = 1

One of the individuals included in the figures above holds more than one Function.

Point 3: There are 486 open enforcement investigations in total as of 23 February 2018.

Yours sincerely

Information Disclosure Team
Financial Conduct Authority