

Date: 23 December 2020

Our Ref: FOI7640

Freedom of Information: Right to know request

Thank you for your email of 17 September 2020, in which you asked for statistics on our investigations into criminal and civil breaches. Please see Annex A for full details of your request.

We have processed your request in line with the provisions of the Freedom of Information Act 2000. Please accept our apologies for the delay in responding to you

Question 1

The table below sets out the total number of investigations opened between 2017 and 2020 into criminal breaches of the Money Laundering Regulations 2007 (MLR 2007) by individuals and firms, with one exception explained below:

Year	Individuals	Firms
2017	9	13
2018	2	4
2019	2	1
2020	0	0

Please note we have included all investigations into breaches which may have given rise to criminal proceedings, including dual-track investigations. This is where we investigate breaches which may give rise to either criminal or civil proceedings.

The exception is that this table does not include investigations conducted into criminal breaches of **both** MLR 2007 and MLR 2017 between 2017 and 2020

Question 2

The table below sets out the total number of investigations opened between 2017 and 2020 into criminal breaches of the Money Laundering Regulations 2017 (MLR 2017) by individuals and firms, including dual track investigations, with one exception explained below:

Year	Individuals	Firms
2017	0	0
2018	0	0
2019	0	1
2020	0	1

The exception is that this table does not include investigations conducted into criminal breaches of **both** MLR 2007 and MLR 2017 between 2017 and 2020.

The table below sets out the investigations into criminal breaches of **both** MLR 2007 and MLR 2017 opened between 2017 and 2020:

Year	Individuals	Firms
2017	0	1
2018	0	0
2019	3	3
2020	0	2

Questions 3,4,9,10,13 & 14

The FCA currently has 17 open investigations into AML failings.

Of these 17:

- 14 relate to breaches of MLR 2007,
- 1 relates to breaches of MLR 2017,
- 2 relate to breaches of both MLR 2007 and MLR 2017.

Of these 17:

- 3 are dual track AML investigations (1 relates to breaches of MLR 2007, 1 relates to breaches of the MLR 2017 and 1 relates to breaches of both MLR 2007 and MLR 2017),
- 1 concerns criminal breaches only,
- 13 concern civil breaches only.

Of these 17:

- the subjects in 13 are firms, and the subjects in 4 are individuals.

Question 5

The FCA has 1 investigation currently open into criminal breaches of Regulations 7,8,14 and 19 of MLR 2007.

Question 6

The FCA has 1 investigation currently open into criminal breaches of Regulations 18,19,27,28,33, and 35 of MLR 2017.

Question 7

The table below sets out the total number of investigations opened between 2017 and 2020 solely into civil breaches of MLR 2007 by individuals and firms. We did open dual track investigations as well, as to which, see above:

Year	Individuals	Firms
2017	0	1
2018	1	3
2019	1	0
2020	0	0

Question 8

We can confirm there were no investigations opened between 2017 and 2020 solely into civil breaches of the MLR 2017 by individuals or firms. We did open dual track investigations, as to which, see above.

Question 11

There are currently 9 investigations open solely into civil breaches of the MLR 2007. The table below sets out the breaches of the Regulations under MLR 2007 under investigation:

MLR 2007	Total
Regs 7	5
Regs 8	5
Regs 9	2
Regs 11	1
Regs 14	5
Regs 15	1
Regs 19	1
Regs 20	3
Regs 21	2
Regs 42	1

Please be aware some investigations are into multiple breaches of the Regulations under MLR 2007.

Question 12

The FCA currently has open no investigations solely into civil breaches of MLR 2017.

Question 15

The FCA has opened no investigations where one of the reasons given in the memorandum of appointment for the investigation referenced the COVID-19 pandemic.

Your right to complain under FOIA

If you are unhappy with this response, you have the right to request an internal review. To do so, please contact us within 40 working days of the date of this response at FreedomofInformationAppeals@fca.org.uk.

If you are not content with the outcome of the internal review, you also have a right of appeal to the Information Commissioner by phone or on their website at:

Telephone: 0303 123 1113

Website: www.ico.org.uk

Yours sincerely

Information Disclosure Team
Financial Conduct Authority

Annex A

Request received on 17 September 2020:

"With reference to the information previously disclosed by the FCA in response to FOI6825 and FOI6832 (available on the FCA's online disclosure log) I would like to request up to date information on the statistics below.

Statistics on criminal investigations

1. *Please provide the total number of criminal investigations opened in each of 2017, 2018, 2019 and 2020 into alleged breaches of the Money Laundering Regulations 2007 (MLR 2007) by a) individuals and b) firms.*
2. *Please provide the total number of criminal investigations opened in each of 2017, 2018, 2019 and 2020 into alleged breaches of the Money Laundering Regulations 2017 (MLR 2017) by a) individuals and b) firms.*
3. *Please provide the total number of currently-open criminal investigations into alleged breaches of the MLR 2007 by a) individuals and b) firms.*
4. *Please provide the total number of currently-open criminal investigations into alleged breaches of the MLR 2017 by a) individuals and b) firms.*
5. *Please provide the total number of currently-open criminal investigations into alleged breaches by firms of the MLR 2007 by regulation under investigation.*
6. *Please provide the total number of currently-open criminal investigations into alleged breaches by firms of the MLR 2017 by regulation under investigation.*

Statistics on civil investigations

7. *Please provide the total number of civil investigations opened in each of 2017, 2018, 2019 and 2020 into alleged breaches of the Money Laundering Regulations 2007 (MLR 2007) by a) individuals and b) firms.*
8. *Please provide the total number of civil investigations opened in each of 2017, 2018, 2019 and 2020 into alleged breaches of the Money Laundering Regulations 2017 (MLR 2017) by a) individuals and b) firms.*
9. *Please provide the total number of currently-open civil investigations into alleged breaches of the MLR 2007 by a) individuals and b) firms.*
10. *Please provide the total number of currently-open civil investigations into alleged breaches of the MLR 2017 by a) individuals and b) firms.*
11. *Please provide the total number of currently-open civil investigations into alleged breaches by firms of the MLR 2007 by regulation under investigation.*
12. *Please provide the total number of currently-open civil investigations into alleged breaches by firms of the MLR 2017 by regulation under investigation.*

Statistics on dual track investigations

13. *Please provide the total number of currently-open "dual track" criminal and civil investigations into alleged breaches of the MLR 2007 by a) individuals and b) firms.*
14. *Please provide the total number of currently-open "dual track" criminal and civil investigations into alleged breaches of the MLR 2017 by a) individuals and b) firms.*

COVID:

15. *Please provide the number of enforcement investigations opened where the reasons given in the memorandum of appointment referenced the COVID-19 pandemic. If so and if possible, please provide the category of investigation as per the data within the Annual Enforcement Performance Report, e.g. Retail, Wholesale etc."*