

Date: 18 November 2020

Our Ref: FOI7699

Freedom of Information: Right to know request

Thank you for your email of 5 October 2020, in which you asked for information in relation to Enforcement investigations.

We are handling your email as a request for information under the Freedom of Information Act 2000 (FOIA) and apologise for the delay in responding.

We have answered each question in turn.

a) How many enforcement investigations were opened against individuals, under the Senior Managers & Certification Regime (or, where relevant, the Senior Insurance Managers Regime) ("Investigations Opened"), in each of (i) 2016; (ii) 2017; (iii) 2018; (iv) 2019; and (v) between 1 January and 30 September 2020;

2016 - 2

2017 - 7

2018 - 8

2019 - 11

1 Jan - 30 Sept 2020 - 9

b) How many of the Investigations Opened in each of (i) 2016; (ii) 2017; (iii) 2018; (iv) 2019; and (v) the first 9 months of 2020, has ended with some form of regulatory action being taken against 1 or more individuals;

In 2018 the FCA imposed a financial penalty on 1 individual. Further details can be found [here](#).

In 2019 the FCA issued a decision notice to impose a financial penalty and prohibition for another individual. However, this decision notice has been referred to the Upper Tribunal. Details can be found [here](#).

c) How many of the Investigations Opened in each of (i) 2016; (ii) 2017; (iii) 2018; (iv) 2019; and (v) the first 9 months of 2020, concerned individuals who were approved as an SMF1, SMF3, SMF4, SMF16, and/or SMF17;

2016 - 1

2017 - 1

2018 - 2

2019 - 5

2020 - 9

d) How many of the Investigations Opened in each of (i) 2016; (ii) 2017; (iii) 2018; (iv) 2019; and (v) the first 9 months of 2020, has ended with some form of regulatory action being taken against an individual approved as an SMF1, SMF3, SMF4, SMF16 and/or SMF17;

We can confirm that 1 investigation opened in 2017 ended in regulatory action found [here](#). This individual was approved as SMF1.

e) In each of the 12 month periods beginning 28 September 2017; 28 September 2018; and 28 September 2019, how many of the Investigations Opened concerned "non-financial" misconduct of the kind referred to by Megan Butler in her letter to the Women and Equalities Committee of the House of Commons dated 28 September 2018 (for example, sexual harassment, sexual discrimination or other forms of sexual misconduct);

28 September 2017 – 28 September 2018 - Nil

28 September 2018 – 28 September 2019 – 5

28 September 2019 – 28 September 2020 - Nil

f) How many of the Investigations Opened in each of the periods referred to in (e), has ended with some form of regulatory action being taken against an individual for non-financial misconduct.

28 September 2018 – 28 September 2019 - 3

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:

Website: www.ico.org.uk

Yours sincerely

Information Disclosure Team
Financial Conduct Authority