Financial Services and Markets Act 2000

2000 CHAPTER 8

PART XII

CONTROL OVER AUTHORISED PERSONS

[F1 Offences

Textual Amendments

F1 Ss. 178-191G and cross-headings substituted (21.3.2009) for ss. 178-191 and cross-headings by The Financial Services and Markets Act 2000 (Controllers) Regulations 2009 (S.I. 2009/534), reg. 3, **Sch. 1** (with reg. 8)

191F Offences under this Part

(1) A person who fails to comply with an obligation to notify the **[**[F2]appropriate regulator**]** under section 178(1) or 191D(1) is guilty of an offence.

(2) A person who gives notice to the **[**[F2]appropriate regulator**]** under section 178(1) and makes the acquisition to which the notice relates before the expiry date of the assessment period is guilty of an offence unless the **[**[F2]appropriate regulator**]** has approved the acquisition or given a warning notice under section 189(4)(b)(i).

(3) A person who contravenes an interim condition in a warning notice given under section 189(4)(b)(i) or a condition in a decision notice given under section 189(7) or a final notice which confirms a decision notice under that section is guilty of an offence.

(4) A person who makes an acquisition in contravention of a warning notice given under section 189(4)(b)(ii) or a decision notice given under section 189(7) or a final notice which confirms a decision notice under that section is guilty of an offence.

(5) A person who makes an acquisition after the **[**[F2]appropriate regulator's**]** approval for the acquisition has ceased to be effective by virtue of section 191 is guilty of an offence.

Status: *Point in time view as at 01/10/2013.*
Changes to legislation: *Financial Services and Markets Act 2000, Cross Heading: Offences is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

(6) A person who provides information to the **[**[F2]appropriate regulator**]** which is false in a material particular is guilty of an offence.

(7) A person who breaches a direction contained in a restriction notice given under section 191B is guilty of an offence.

(8) A person guilty of an offence under subsection (1) to (3) or (5) to (7) is liable—
- (a) on summary conviction to a fine not exceeding the statutory maximum; or
- (b) on conviction on indictment, to a fine.

(9) A person guilty of an offence under subsection (4) is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum; or
- (b) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine, or both.**]**

Textual Amendments

F2 Words in Pt. 12 substituted (1.4.2013) by Financial Services Act 2012 (c. 21), **ss. 26(2)**, 122(3) (with Sch. 20); S.I. 2013/423, art. 3, Sch.

Status:
Point in time view as at 01/10/2013.

Changes to legislation:
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