



# Financial Services and Markets Act 2000

## 2000 CHAPTER 8

### [<sup>F1</sup>PART 8A

#### SHORT SELLING

##### *Breach of short selling [<sup>F1</sup>regulation]etc*

#### [<sup>F1</sup>131H Procedure and right to refer to Tribunal

- (1) If the [<sup>F2</sup>FCA] proposes to take action against a person under section 131G, it must give the person a warning notice.
- (2) A warning notice about a proposal to impose a penalty must state the amount of the penalty.
- (3) A warning notice about a proposal to publish a statement must set out the terms of the statement.
- (4) If the [<sup>F2</sup>FCA] decides to take action against a person under section 131G, it must give the person a decision notice.
- (5) A decision notice about the imposition of a penalty must state the amount of the penalty.
- (6) A decision notice about the publication of a statement must set out the terms of the statement.
- (7) If the [<sup>F2</sup>FCA] decides to take action against a person under section 131G, the person may refer the matter to the Tribunal.]

#### Textual Amendments

- F1** Pt. 8A inserted (8.6.2010) by [Financial Services Act 2010](#) (c. 28), **ss. 8, 26(2)(b)**
- F2** Word in Pt. 8A substituted (1.4.2013) by [Financial Services Act 2012](#) (c. 21), **ss. 25(1), 122(3)** (with s. 25(2), Sch. 20); S.I. 2013/423, art. 3, Sch.

**Status:**

Point in time view as at 06/04/2021.

**Changes to legislation:**

Financial Services and Markets Act 2000, Section 131H is up to date with all changes known to be in force on or before 31 May 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.