



# Financial Services and Markets Act 2000

## 2000 CHAPTER 8

### PART XI

#### INFORMATION GATHERING AND INVESTIGATIONS

##### *Powers to gather information*

#### **166 Reports by skilled persons.**

- (1) The Authority may, by notice in writing given to a person to whom subsection (2) applies, require him to provide the Authority with a report on any matter about which the Authority has required or could require the provision of information or production of documents under section 165.
- (2) This subsection applies to—
  - (a) an authorised person (“A”),
  - (b) any other member of A’s group,
  - (c) a partnership of which A is a member, or
  - (d) a person who has at any relevant time been a person falling within paragraph (a), (b) or (c),who is, or was at the relevant time, carrying on a business.
- (3) The Authority may require the report to be in such form as may be specified in the notice.
- (4) The person appointed to make a report required by subsection (1) must be a person—
  - (a) nominated or approved by the Authority; and
  - (b) appearing to the Authority to have the skills necessary to make a report on the matter concerned.
- (5) It is the duty of any person who is providing (or who at any time has provided) services to a person to whom subsection (2) applies in relation to a matter on which a report is required under subsection (1) to give a person appointed to provide such a report all such assistance as the appointed person may reasonably require.

*Status: Point in time view as at 31/12/2006. This version of this provision has been superseded.*

*Changes to legislation: Financial Services and Markets Act 2000, Section 166 is up to date with all changes known to be in force on or before 17 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) The obligation imposed by subsection (5) is enforceable, on the application of the Authority, by an injunction or, in Scotland, by an order for specific performance under section 45 of the <sup>M1</sup>Court of Session Act 1988.

**Modifications etc. (not altering text)**

- C1** S. 166 modified (1.12.2001) by S.I. 2001/2657, **arts. 1(1), 16** (which was revoked (8.10.2001) by S.I. 2001/3083, **arts. 1(2), 23**); S.I. 2001/3538, **art. 2(1)**  
 S. 166 modified (1.12.2001) by S.I. 2001/3083, **arts. 1(2), 16**; S.I. 2001/3538, **art. 2(1)**
- C2** S. 166 amended (18.7.2002 for certain purposes and 21.8.2002 otherwise) by **The Electronic Commerce Directive (Financial Services and Markets) Regulations 2002** (S.I. 2002/1775), **regs. 1, 12(3)**
- C3** S. 166 applied (with modifications) (11.4.2002 for certain purposes and 27.4.2002 otherwise) by **The Financial Services and Markets Act 2000 (Regulated Activities) Order 2001** (S.I. 2001/544), **art. 9G(7)** (as inserted by **The Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) Order 2002** (S.I. 2002/682), **arts. 1(2), 4**)
- C4** S. 166 applied (with modifications) (6.3.2008) by **The Regulated Covered Bonds Regulations 2008** (S.I. 2008/346), **reg. 46, Sch. para. 4**
- C5** S. 166(1)(3)(4) extended (1.12.2001) by S.I. 2001/3646, **arts. 1(1), 4(1)(3)(4)**

**Marginal Citations**

- M1** 1988 c. 36.

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