



Financial Services and Markets Act 2000

2000 CHAPTER 8

PART XXV

INJUNCTIONS AND RESTITUTION

Injunctions

381 Injunctions in cases of market abuse.

- (1) If, on the application of the Authority, the court is satisfied—
 - (a) that there is a reasonable likelihood that any person will engage in market abuse, or
 - (b) that any person is or has engaged in market abuse and that there is a reasonable likelihood that the market abuse will continue or be repeated,the court may make an order restraining (or in Scotland an interdict prohibiting) the market abuse.
- (2) If on the application of the Authority the court is satisfied—
 - (a) that any person is or has engaged in market abuse, and
 - (b) that there are steps which could be taken for remedying the market abuse,the court may make an order requiring him to take such steps as the court may direct to remedy it.
- (3) Subsection (4) applies if, on the application of the Authority, the court is satisfied that any person—
 - (a) may be engaged in market abuse; or
 - (b) may have been engaged in market abuse.
- (4) The court make an order restraining (or in Scotland an interdict prohibiting) the person concerned from disposing of, or otherwise dealing with, any assets of his which it is satisfied that he is reasonably likely to dispose of, or otherwise deal with.

Status: Point in time view as at 13/08/2009. This version of this provision has been superseded.

Changes to legislation: Financial Services and Markets Act 2000, Section 381 is up to date with all changes known to be in force on or before 03 July 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)

- (5) The jurisdiction conferred by this section is exercisable by the High Court and the Court of Session.
- (6) In subsection (2), references to remedying any market abuse include references to mitigating its effect.

Status:

Point in time view as at 13/08/2009. This version of this provision has been superseded.

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