



Financial Services and Markets Act 2000

2000 CHAPTER 8

PART VI

OFFICIAL LISTING

Penalties

92 Procedure.

- (1) If the [^{F1}FCA] proposes to take action against a person under section 91, it must give him a warning notice.
- (2) A warning notice about a proposal to impose a penalty must state the amount of the proposed penalty.
- (3) A warning notice about a proposal to publish a statement must set out the terms of the proposed statement.
- (4) If the [^{F1}FCA] decides to take action against a person under section 91, it must give him 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 [^{F1}FCA] decides to take action against a person under section 91, he may refer the matter to the Tribunal.

Textual Amendments

- F1** Words in ss. 89A-97 substituted (24.1.2013 for specified purposes, 1.4.2013 in so far as not already in force) by [Financial Services Act 2012 \(c. 21\)](#), [ss.16\(2\)\(3\)\(g\)](#), [122\(3\)](#) (with [Sch. 20](#)); [S.I. 2013/113](#), [art. 2\(1\)\(c\)](#), [Sch. Pt. 3](#); [S.I. 2013/423](#), [art. 3](#), [Sch.](#)

Status: Point in time view as at 01/04/2013.

Changes to legislation: *Financial Services and Markets Act 2000, Section 92 is up to date with all changes known to be in force on or before 12 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)*

Modifications etc. (not altering text)

- C1** S. 92(1)(3)(4)(6)(7) applied (with modifications) (1.12.2001) by [S.I. 2001/2957](#), [arts. 1, 11\(3\), 12, 13](#); [S.I. 2001/3538](#), [art. 2\(1\)](#)

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