

Supervision

Chapter 9

Individual guidance

9.1 Application and purpose

Application

- 9.1.1 **G** (1) This chapter applies to:
- (a) every *firm*;
 - (b) *persons* that are subject to the requirements of the *Part 6 rules*; and
 - (c) *persons* generally.
- (2) ■ SUP 9.3 (Giving individual guidance to a firm on the FCA's own initiative) is, however, only relevant to a *firm*.

Purpose

- 9.1.2 **G** Individual *guidance* is *guidance* that is not given to *persons* or regulated *persons* generally or to a class of regulated *person*. It will normally be given to one particular *person*, which relates to its own particular circumstances or plans. It may be oral or written. Individual *guidance* will not be published but may at the FCA's discretion be converted to general *guidance* and published in the *Handbook*. Written individual *guidance* will often be labelled as such
- 9.1.3 **G** A *person* may need to ask the FCA for individual *guidance* on how the *rules* and general *guidance* in the *Handbook*, the *Act* or other regulatory requirements apply in their particular circumstances. This chapter describes how a *person* may do this. Section 139A of the *Act* gives the FCA the power to give *guidance* consisting of such information and advice as it considers appropriate.
- 9.1.4 **G** The FCA may at times also consider it appropriate to give a *firm* individual *guidance* on its own initiative, for example on how it considers a *firm* should comply with a *rule*. ■ SUP 9.3 describes when and how the FCA will seek to do this.