

Chapter 10

Injunctions

10.1 Introduction

10.1.1

An exceptionally urgent case in these circumstances is one where the *FCA* staff believe that a decision to begin proceedings

- (1) should be taken before it is possible to follow the procedure described in paragraph ■ 10.1.2; and
- (2) it is necessary to protect the interests of consumers or potential consumers.

10.1.2

The orders the court may make following an application by the *FCA* under the powers referred to in this chapter are generally known in England and Wales as *injunctions*, and in Scotland as *interdicts*. In the chapter, the word '*injunction*' and the word '*order*' also mean '*interdict*'. The *FCA*'s effective use of these powers will help it work towards its *operational objectives*, in particular, those of securing an appropriate degree of protection for *consumers*, protecting and enhancing the integrity of the *UK financial system* and promoting effective competition in the interests of *consumers* in the markets.

10.1.3

Decisions about whether to apply to the civil courts for injunctions under the *Act* will be made by the *RDC* Chairman or, in an urgent case and if the Chairman is not available, by an *RDC* Deputy Chairman. In an exceptionally urgent case the matter will be decided by the director of Enforcement or, in his or her absence, another member of the *FCA*'s executive of at least director of division level.