

Chapter 4

Supervision

4.2F Information gathering power on FCA's own initiative

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- (1) While the *FCA* will seek to obtain information from an *RIE* in the context of an open, cooperative and constructive relationship with the *RIE*, where it appears to the *FCA* that obtaining information in that context will not achieve the necessary results, the *FCA* or (as the case may be) its officers may, under section 165(7) of the *Act*, by notice in writing, require any of the following persons to provide or produce specified information or information of a specified description, at a specified place and before the end of a reasonable period, in such form and with such verifications or authentications as it may reasonably require:
- (a) the *RIE*; or
 - (b) a person who is connected with the *RIE*.
- (2) Under section 165(11) of the *Act*, a person is connected with a *recognised body* if he is or has at any relevant time been:
- (a) a member of the *RIE*'s group; or
 - (b) a controller of the *RIE*; or
 - (c) any other member of a partnership of which the *RIE* is a member; or
 - (d) a person mentioned in Part I of Schedule 15 of the *Act* (reading references in that Part to the 'authorised person' as references to the *RIE*).