

Chapter 16

Reporting requirements

		<div>16.23Annual Financial Crime Report</div>
		<div>Application</div>
16.23.1	R	<div><p>This section applies to all <i>firms</i> (a) subject to the <i>Money Laundering Regulations</i> and (b) listed in the table below, except for:</p><div><div>(1) a <i>credit union</i>;</div><div>(2) a <i>P2P platform operator</i>;</div><div>(3) an <i>authorised professional firm</i>; or</div><div>(4) a <i>firm</i> with <i>limited permissions</i> only.</div><div>(5) [deleted]</div></div></div>
16.23.2	R	<div><div>Table: Firms to which SUP 16.23.1R applies (subject to the exclusions in SUP 16.23.1R).</div><div><div>a <i>UK bank</i>;</div><div>a <i>building society</i>;</div><div>a <i>non-UK bank</i>;</div><div>a <i>mortgage lender</i>;</div><div>a <i>mortgage administrator</i>; or</div><div>a <i>firm</i> offering <i>life and annuity</i> insurance products.</div><div>a <i>firm</i> that has permission to carry on one or more of the following activities:<div><div>advising on investments, provided that during the relevant financial year the <i>firm</i>:</div><div><div>(i) held <i>client money</i> under CASS 5 (Client money: insurance distribution activity) and/or CASS 7 (Client money rules); and/or</div><div>(ii) held <i>safe custody assets</i> under CASS 6 (Custody rules);</div></div><div>arranging (bringing about deals) in investments, provided that during the relevant financial year the <i>firm</i>:</div><div><div>(i) arranging (bringing about deals) in investments, provided that during the relevant financial year the <i>firm</i>:</div><div>(ii) held <i>safe custody assets</i> under CASS 6 (Custody rules);</div></div><div>dealing in investments as agent;</div><div>dealing in investments as principal;</div></div></div></div></div>

assisting in the administration and performance of a contract of insurance in relation to non-investment insurance contracts;
managing investments;
establishing, operating or winding up a collective investment scheme;
establishing, operating or winding up a personal pension scheme;
establishing, operating or winding up a stakeholder pension scheme;
managing a UK UCITS;
managing an AIF;
safeguarding and administering investments;
acting as trustee or depositary of a UK UCITS;
acting as trustee or depositary of an AIF;
operating a multilateral trading facility; and/or
operating an organised trading facility.

a *firm* that has reported total revenue of £5 million or more as at its last accounting reference date and has permission to carry on one or more of the following activities:

advising on investments;
arranging (bringing about deals) in investments;
advising on pension transfers and pension opt-outs; and
credit-related regulated activity.

Purpose

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- (1) The purpose of this section is to ensure that the *FCA* receives regular and comprehensive information about the *firm's* systems and controls in preventing *financial crime*.
- (2) The purpose of collecting the data in the Annual Financial Crime Report is to assist the *FCA* in assessing the nature of *financial crime* risks within the financial services industry.

Requirement to submit the Annual Financial Crime Report

16.23.4 R

A *firm* must submit the Annual Financial Crime Report to the *FCA* annually in respect of its financial year ending on its latest accounting reference date.

A *firm* is only required to submit data that relates to the parts of its business subject to the *Money Laundering Regulations*.

16.23.5 G

- (1) If a *group* includes more than one *firm*, a single Annual Financial Crime Report may be submitted, and so satisfy the requirements of all *firms* in the *group*.
- (2) Such a report should contain the information required from all the relevant *firms*, meet all relevant due dates, indicate all the *firms* on whose behalf it is submitted and give their firm reference numbers (FRNs). The obligation to report under SUP 16.23.4R remains with the individual *firm*.

- 16.23.6

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Method for submitting the Annual Financial Crime Report

A *firm* must submit the Annual Financial Crime Report in the form specified in ■ SUP 16 Annex 42AR using the appropriate online systems accessible from the FCA’s website.
- 16.23.7

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Time period for firms submitting their Annual Financial Crime Report

A *firm* must submit the Annual Financial Crime Report within 60 *business days* of the *firm’s accounting reference date*.