Powers exercised

A. The Financial Conduct Authority (“the FCA”) makes this instrument in the exercise of the following power in the Financial Services and Markets Act 2000 (“the Act”) and related provision:

(1) section 395 (The Authority’s procedures); and
(2) regulation 19 (procedure for disciplinary measures) of the OPBAS Regulations.

Commencement

B. This instrument comes into force on 1 October 2020.

Amendments to the Handbook

C. The Glossary of definitions is amended in accordance with Annex A to this instrument.

D. The Decision Procedure and Penalties manual (DEPP) is amended in accordance with Annex B to this instrument.

Citation

E. This instrument may be cited as the Decision Procedure and Penalties Manual (Office for Professional Body Anti-Money Laundering Supervision) Regulations Instrument 2020.

By order of the Board
30 September 2020
Annex A

Amendments to the Glossary of definitions

Insert the following new definitions in the appropriate alphabetical position. The text is not underlined.

**OPBAS Regulations** the Oversight of Professional Body Anti-Money Laundering and Counter Terrorist Financing Supervision Regulations 2017 (SI 2017/1301).

**self-regulatory organisation** one of the professional bodies listed in Schedule 1 to the *Money Laundering Regulations*.  

Annex B

Amendments to the Decision Procedure and Penalties manual (DEPP)

In this Annex, underlining indicates new text.

2 Statutory notices and the allocation of decision making

...  

2 Annex 1 Warning notices and decision notices under the Act and certain other enactments

<table>
<thead>
<tr>
<th>Proxy Advisors (Shareholders’ Rights) Regulations</th>
<th>Description</th>
<th>Handbook reference</th>
<th>Decision maker</th>
</tr>
</thead>
<tbody>
<tr>
<td>...</td>
<td>...</td>
<td></td>
<td></td>
</tr>
<tr>
<td>OPBAS Regulations</td>
<td>Description</td>
<td>Handbook reference</td>
<td>Decision maker</td>
</tr>
<tr>
<td>Regulation 16</td>
<td>when the FCA is proposing or deciding to publish a statement censuring a self-regulatory organisation</td>
<td>RDC</td>
<td></td>
</tr>
<tr>
<td>Regulation 17</td>
<td>when the FCA is proposing to make a recommendation to the Treasury that a self-regulatory organisation is removed from Schedule 1 to the Money Laundering Regulations</td>
<td>RDC</td>
<td></td>
</tr>
<tr>
<td>Regulation 17</td>
<td>when the FCA is deciding to recommend to the Executive procedures where no representations</td>
<td>Executive procedures where no representations</td>
<td></td>
</tr>
<tr>
<td>Treasury that a self-regulatory organisation is removed from Schedule 1 to the Money Laundering Regulations</td>
<td>are made in response to a warning notice, otherwise by the RDC</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>