

## Chapter 13

# Reports by skilled persons

## 13.2 The FCA's power

### Who may be required to provide a report?

- 13.2.1** **G** Under section 166 (Reports by skilled persons) as applied by section 312P (Information gathering and investigations) of the *Act*, the *FCA* may, by giving a written notice, itself appoint a *skilled person* to provide it with a report, or require any of the following *persons* to provide it with a report by a *skilled person*:
- (1) a *critical third party*;
  - (2) a member of a *critical third party's group*;
  - (3) a *controller* of the *critical third party*;
  - (4) a *person* mentioned in Part 1 of Schedule 15 to the *Act* (for example, an *employee* or agent of the *critical third party*); and
  - (5) a *person* who has at any relevant time been a *person* falling within (2) to (4).
- 13.2.2** **G** Under section 166A (Appointment of skilled person to collect and update information) as applied by section 312P (Information gathering and investigations) of the *Act*, the *FCA* may require a *critical third party* to appoint, or may itself appoint, a *skilled person* to collect or update information.