



ppa please

~~cc/BG~~

NBPM

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**CONFIDENTIAL**

The Rt Hon Paul Channon MP  
Secretary of State for Trade and Industry  
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23 April 1986

**FINANCIAL SERVICES BILL : STATUS AND POWERS OF THE DESIGNATED AGENCY**

Thank you for copying to me your letter of 17 April to Nigel Lawson with your proposals for amending the Bill in light of the backbench amendments which were carried against the Government at Committee Stage. I have also seen the subsequent correspondence.

I note that you propose that the Secretary of State should be able to transfer to the Securities and Investments Board his power to prosecute for offences under the Bill. The Bill as introduced contained provisions reserving prosecutions in England, Wales and Northern Ireland to the Secretary of State, the DPP and the DPP for Northern Ireland. The Bill was silent as to prosecutions in Scotland which are, in accordance with the general law, the responsibility of the Lord Advocate acting either himself (in the case of a prosecution in the High Court of Justiciary) or through the procurator fiscal (in a sheriff court case).

I am glad to note from your letter that the proposal to give the SIB prosecution powers does not apply to Scotland, where prosecutions for offences under the Bill will be dealt with under the general law.

I am copying this letter to the Prime Minister, the Lord President, the Lord Chancellor, the Home Secretary, the Chancellor of the Exchequer, the Lord Privy Seal, the Chancellor of the Duchy of Lancaster, the Attorney General, the Chief Whip, Lord Denham, the Minister of State (Privy Council Office), the Governor of the Bank of England and Sir Robert Armstrong.

CAMERON OF LOCHBROOM



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