

Question Set F

For other stakeholders

Please note all of these points before answering:

- If you have any questions please contact Andy Agathangelou, Chair of the APPG's Secretariat, at [Email](#)
- Only reply to this question set if it applies to you.
- This Call for Evidence is being handled by the APPG's [Secretariat](#) and support staff, who will collate the evidence and provide it to [the APPG's members](#).
- Respondents' information will only be shared as necessary to enable the successful completion of the exercise and it will not be shared beyond the scope of this Call for Evidence.
- Please note that we ask respondents to only give evidence that they are free to provide. It is entirely the responsibility of the respondent to ensure they take into account any agreement(s) they may have entered into.
- Respondents may choose to skip answering any of the questions if they wish.
- It is for each respondent to decide whether their name and/or their responses are put into the public domain.

The process to follow

- Select the question set that relates to you. You may respond to more than one question set if you have different experiences of contact with the FCA.
- Download it, as a Word document, and save it on your computer.
- Provide your answers after each question.
- Please leave blank any questions that don't apply to you or that you do not wish to answer.
- Save the completed document on your computer.
- Please email it to Andy Agathangelou, **by 5pm on Monday 10th January**, at [Email](#)

Other important points to note

- This exercise is about gathering evidence on what people think about the FCA; it is not about providing any assistance, guidance or advice on any case a respondent may have against the FCA, or any other entity.
- Respondents are asked to only provide answers to the questions given.

- Respondents are asked to not provide any supplementary evidence or documentation.

Question Set F

For other stakeholders

Your Details

Name:

Professor Nigel Harper Chartered Banker

Company/Business (if applicable):

Ethical Banking Standards Council

Address including postcode:

REDACTED

Email address:

REDACTED

Mobile telephone number:

REDACTED

Permissions

- Do you give permission that your name is put into the public domain?
- Please enter Yes or No. **YES**
- Do you give permission that your response is put into the public domain?
 - Please enter Yes or No. **YES** (With Email address, phone number and postal address redacted).

Questions

1. Please tell us about yourself and outline, just briefly to begin with, how you came to interact with the Financial Conduct Authority?
I was employed by HMRC as their sole Retail Banking Specialist for Large Business Tax from 2009-2016 when I retired.
2. What is your interest in, or connection with, the FCA?

As liaison for Large Business Tax, I met with Dr. Andrew Bailey to discuss issues that HMRC investigators revealed when examining the Large Bank's Tax Returns and their egregious Tax avoidance schemes. I had on-going dialogue with Dr. Andrew Bailey, John Davidson and many other at FCA, HMT and BoE officials.

3. Briefly describe the interactions you have personally had with the FCA.

Meetings and a plethora of email traffic concerning banking fraud and corruption. Blatant fraud by Lloyds Banking Group Directors and Senior Management and HSBC Directors about film schemes and Tanker Leasing defeasance. The evidence is lodge with the Upper Tier Tribunal which is there for all to see. With regards to Film schemes over 1 million documents are lodged at the Court.

4. In broad terms, what have your dealings with the FCA been like?

Sadly, they have never acted honourably, ethically, or morally. They block many HMRC initiatives ably supported by former Chancellors who protect their buddies. This is particularly relevant when dealing with Film schemes.

5. Have you ever witnessed any actions or conduct that, in your reasonable belief, breached any law, regulatory code or applicable or relevant policy? If so, please explain which law, code or policy you believe was breached.

The HSBC Film schemes promoted by Accountants Agents who were unregulated with the abuse of the "sophisticated investor" classification enabled money laundering regulations to be abused. One file note in HSBC's books referred to a Person called "Mafia"!!!! I wrote a Report for Dr. Andrew Bailey which recommended that the Chairman of the Bank at that time was prosecuted. The evidence was overwhelming.

I also had considerable email traffic between myself and John Davidson regarding the lack of qualified bankers. I was pressing for the FSA and FCA to make it compulsory for Bankers to be professionally qualified. Both Dr. Andrew Bailey and John Davidson thought that bankers would not appreciate this, and they had no interest in pursuing this. This was despite the fact that unqualified bankers had destroyed global economies in 2008 and beyond.

Unfortunately, Dr. Andrew Bailey whom I met in 2012 is a very different person today. The bullying and threats from Lloyds Banking Group, RBS and the Treasury have led to him being subservient and compliant with the bankers' frauds and corruption. I know him to be an honourable man and a person that I once respected highly. Indeed, one conversation that we had related to the corruption within the Investment Banking sector, and he told me that he would never hire an Investment Banker. How have things changed? I still believe that deep down he is intrinsically honest. I could see that he was under enormous pressure, and I offered to protect his back from the corruption and fraud that bankers were undertaking. I offered to work for him. Unfortunately, this offer was never accepted. I have the emails. I would have stopped this situation dead in its tracks.

I knew this because of my work within HMRC, where I recommended on many occasions that bankers should have been prosecuted, along with their fraudulent and corrupt Agents.

Laws Breached: AML and Large Business Exposure Regulations in addition to all the FCA Principles of Business.

6. Have you experienced situations where interacting with the FCA has been helpful to either yourself or others? If so, please explain what made the interaction(s) helpful.

NO.

7. What are your thoughts on whether the FCA lacks the powers that it needs; or conversely, that it doesn't make good use of the powers it already has?

The smoke screen that Dr. Andrew Bailey and the FCA hide behind, namely the "perimeter" is a sham.

Both the Banking Licence and Stock Exchange Listings Rules require bankers to act with integrity, skill, and honesty. All the 11 FCA Principles of Business Apply.

To act otherwise should lead to the Bank of England and FCA withdrawing or suspending Banking Licenses and Stock Exchange Listings. This has not happened on anyone's watch, except when Osborne closed the corrupt and failed FSA.

This now needs to happen to the corrupt and failed FCA so that Boris can instal a "Controller for Banking" and "Professional Complaints Regulator for all Agents" to ruthlessly police their activities and instil discipline across the Financial Services sector.

Corruption and fraud should never be tolerated.

The FCA have the powers, but no one knows how to apply them, because they are not qualified bankers. Why would a politician know anything about banking when they have no expertise or knowledge of the profession that they are supposed to regulating?

This is akin to asking an Estate Agent to undertake brain surgery upon a patient. Impossible to do successfully.

8. Have you experienced any difficulties or shortcomings in your interactions with the FCA?

Yes. FSMA, GDPR, Companies Act, Employment Law, AML, all prevent honest regulators to regulate robustly and ruthlessly. The Laws are determined by the Agents who leave so many holes for their lawyers to crawl through and destroy the "spirit of the law" and permit lawyerfest to occur. SMCR is unworkable.

9. Have you experienced the FCA being reluctant to give clear answers to questions?

Yes.

10. What is your perception of the culture of the FCA, and what do you think of it?

Corrupt and fraudulent culture led by a Chairman, (appointed by the Treasury) who believes that it is alright to game the Tax Authorities. (Sorry gov, did not mean to do this!!! mentality pervades the whole of the Board. Who is Regulating? No one.

11. Have you ever complained officially about the FCA; if so to whom? What happened, and how do you feel about what happened? What feedback, if any, have you had about your complaint? How helpful was the feedback? How long has it taken for your complaint to be processed?

Yes, I ask for the FCA to prosecute Charles Randall and Nikhil Rathie only 5 days before Charles Randall announced his intention to step down. His complete failure to control and regulate those crooks who have been fined (fines equate to crimes) is legend.

12. What do you think about the possibility of conflict-of-interest issues at the FCA?

This is endemic throughout the Company.

13. Do you believe there should be spot checks by the FCA on regulated and/or unregulated entities, perhaps similar to the spot-checks by VAT inspectors

Yes, without a doubt. But not announced as they are now.

14. What positives are there about the FCA that you would like to comment on?

None. They enable corruption and fraud in the city. Untouchable.

15. If you could change three things about the FCA, what would they be?

Close them down.

Install a Controller for Banking and Professional Complaints Regulator for all Agents and Employ qualified and time served professional bankers and Fraud Police to act as ruthless regulators.

16. The FCA is undertaking a Transformation Project. Do you have any comments to make about that?

Scrap the FCA and start again. The cancer is deep rooted and must be eradicated. They have too many victims that they have failed to protect. The fines culture enables fraud and corruption to permeate every orifice of government, banking, and Financial Services.

As an Ambassador for the TTF and Action4Justice I have been sickened by the trauma, financial terrorism that the FCA has inflicted upon all victims of financial terrorists.

Banking when I joined in 1971 was never set up to make customers commit suicide!!!

Oxford University Report a few years ago confirmed that some 10,000 bank customers had committed suicide since 2008. One is bad enough. 10,000 is corporate murder which continues today ably assisted by HMRC with the Mortgage Prisoners with John Glen leading the pack. Poorly trained staff and management permit the FCA's failure.

17. Are there any other comments that you would like to make?

My reference copied below from the Chartered Banker Institute tells you all that you need to know about my persistence in truth and integrity for banking.

Despite the Equalities Act guaranteeing me an interview at HMT they considered my application and from what I have been told it appears that my views are too honest and unacceptable for the Bank of England, so I have not been called for interview. I was told that the Treasury were unhappy with my Book which I included with my application. I know it told too many home truths. I am one of the most qualified and experienced bankers in the Country. I am too honest. They want dishonest and compliant people who are ignorant about the Principles of Banking and Law Relating to Banking.

At least I know the Treasury do not want honest bankers anywhere near banking. This would highlight their deficiencies, corruption, and fraud.

My application to join the Bank of England as External Member Prudential Regulation Committee from CEO Chartered Banker Institute.

It is left to me and others to prosecute Chairman of Bank's as the FCA do not do this.

16th September 2021

Dr. Andrew Bailey
Governor
Bank of England
Threadneedle Street
London EC2R 8AH

External Member Prudential Regulation Committee: Professor Nigel Harper

Dear Andrew,

On behalf of the Chartered Banker Institute, and personally, I am delighted to have this opportunity to provide a reference for Nigel, who I believe is well-known to both of us and to the wider banking community.

I have known Nigel for more than a decade as a highly qualified and greatly experienced finance professional; a Chartered Banker and a Fellow of the Chartered Banker Institute. He couples his extensive expertise and experience as a lending banker and, more recently, banking adviser to bodies such as HMRC with an unshakeable commitment to professionalism – that is, the sense that bankers should conduct themselves in a manner that puts customers' and the public interest before their own.

Above all, Nigel is a man of high integrity and remains a tireless advocate for the proud traditions of banking. He is unafraid to 'speak truth to power' when he uncovers evidence that others, especially those in positions of authority, do not hold themselves to the same high standards of professionalism that he does. He speaks up when others hold their counsel.

As a former Council member of the Institute, and more recently with other educational institutes as an examiner and educator Nigel has made a significant contribution to the training and development of future generations of banking and financial services professionals. He is a strong supporter of the importance of 'traditional' aspects of banking education such as the canons of lending, coupling this with an appreciation of how such traditional precepts can be applied to banking as it is today.

If you and your PRA colleagues are seeking to make significant changes, I am sure Nigel would make an immediate impact and would therefore be worthy of appropriate consideration for this key role as an External Member of the Prudential Regulation Committee.

Yours sincerely,



Simon Thompson FCBI
Chief Executive

~~ END ~~

Thank you