



The Insolvency Service

Delivering economic confidence

“LIFTING THE MIST”

The Criminal Investigation Teams
of
The Insolvency Service





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Introduction

- How do we support the “purpose” statements?
- A brief history of the CIT’s
- C.I.T Structure & support
- Who and what do we investigate?
- How do we investigate?
- Powers and policies
- Internal connections and external partners
- Good practice





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Supporting those in financial distress

Integral part of The Insolvency Service

Full application of the Victim's Code

Victim's Right of Review

Most criminal sanctions are available





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Tackling financial wrongdoing

- Criminal referrals
- Triage
- POCA
- Intelligence assessments
- Joint working
- Knowledge, experience and expertise
- Civil and/or criminal redress
- Investigator training programme





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Maximising returns to creditors

- Criminal and civil are ok
- Section 13 CDDA – potential liability
- Victim compensation
- Confidence in integrity





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A brief history of the CIT's

D.T.I

B.I.S

B.E.I.S

THE INSOLVENCY SERVICE - INSS





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CIT Structure & support

North – Manchester 1 x Chief Investigator,
2 X Senior Investigator, 12 x Investigators
+ Admin x 2

Midlands and Wales – Nottingham & Cardiff

South – Watford

Targeting and Intelligence Team – Birmingham

Dedicated lawyers – Complex/General

F.I.U + Intelligence





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Who and what do we investigate?

- Liquidated Companies – Companies Act 1986
- Bankrupts – Insolvency Act 1986
- Sec 11/13 CDDA 1986
- Sec 2 Fraud/fraudulent or wrongful trading
- Principal areas of investigation





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How do we investigate?

Sources of cases

Assessment process

Acceptance criteria

Allocation of investigations

Case management

Timescales

Possible outcomes

Measurement of Success





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Powers and policies

- Authority to investigate
- No power of arrest or compulsion
- PACE Productions
- Applications to search premises
- Execution of warrants
- Seized material + LPP
- Electronic evidence
- Statute barred evidence
- Disclosure





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Internal connections

- Criminal cases can be referred by
- Official Receiver's
- IES – Insolvent Investigations or Companies Live





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External partners

- I.P's – Liquidation
- Trustees - Bankruptcy
- GAIN
- Fraud Forums
- LEA's
- Hotline reporting
- Action Fraud
- HMRC/Companies House
- Others





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Good Practice

- Talk to us
- Report early – secure evidence
- Secure retention and protection
- Accurate records
- Clear & concise reporting
- Speculate
- Be timely in response
- **THINK ABOUT DISCLOSURE - PLEASE**

