

**FEEs (ALTERNATIVE DISPUTE RESOLUTION COMPETENT AUTHORITY)
(FINANCIAL OMBUDSMAN SERVICE) INSTRUMENT 2015**

Chapter 12

FOS ADR levy

12.2 FOS ADR levy

Obligation to pay FOS ADR levy

12.2.1 **R** *FOS Ltd* must pay the *FOS ADR levy*:

- (1) in full and without deduction; and
- (2) in accordance with this chapter.

Time of invoice and payment

12.2.2 **R** (1) The *FCA* will raise the *FOS ADR levy* annually in arrears.

(2) The *FCA* will invoice *FOS Ltd* in April for the *FOS ADR levy* relating to the previous *fee year*.

(3) *FOS Ltd* must pay the *FOS ADR levy* within 30 days of the date of the invoice.

Calculation of FOS ADR levy

12.2.3 **R** The *FOS ADR levy* is calculated as follows:

- (1) Determine the number of hours, or part of an hour, taken by the *FCA*, in performing functions under the *ADR Regulations*.
- (2) Using the table at ■ FEES 3 Annex 9R(11), determine the relevant pay grades of those employed by the *FCA* to perform the functions under the *ADR Regulations*.
- (3) Next, multiply the applicable rate in the table at ■ FEES 3 Annex 9R(11) by the number of hours or part hours obtained under (1).
- (4) Then add any fees and disbursements invoiced to the *FCA* by any *person* in respect of services performed by that *person* for the *FCA* to assist the *FCA* in performing its functions under the *ADR Regulations*.
- (5) The resulting figure is the *FOS ADR levy*.

12.2.4 **G** (1) The hourly rates chargeable for *FCA* employees are set out in the table at ■ FEES 3 Annex 9R(11) for Special Project Fee for Restructuring.

(2) *FCA* board members are treated as “Any other person employed by the *FCA*” for this purpose.

12.2.5 **G** The obligation to pay the *FOS ADR levy* is ongoing.

Value-added tax (VAT).....

- 12.2.6 **R**
- (1) All levies payable under ■ FEES 12 are stated net of VAT.
 - (2) Where VAT is applicable, this must also be included.