Chapter 4

Periodic fees



## 4.4 Information on which fees are calculated

- 4.4.1 R A firm (other than the Society) must notify to the FCA (in its own capacity and, if applicable, in its capacity as collection agent for the PRA) the value (as at the valuation date specified in Part 5 of ■ FEES 4 Annex 1AR) of each element of business on which the periodic fee payable by the firm is to be calculated.
- 4.4.2 A firm (other than the Society) must send to the FCA (in its own capacity and, if applicable, in its capacity as collection agent for the PRA) in writing the information required under ■ FEES 4.4.1 R as soon as reasonably practicable, and in any event within two months, after the date specified as the valuation date in Part 5 of ■ FEES 4 Annex 1AR in relation to fees payable to the FCA (or ■ FEES 4.2.7B R where applicable) unless ■ FEES 4.4.2AR applies.
- 4.4.2A If a firm is a UK Solvency II firm in activity group A.3 or A.4 and the PRA or the FCA has either:
  - (1) not received the necessary tariff data on a timely basis in line with Part 3 and 5 of ■ FEES 4 Annex 1AR; or
  - (2) deemed the tariff data received to be incomplete or insufficiently reliable, by reference to a specific firm or across all or part of the activity group,

the FCA may use tariff data from the previous reporting period for the periodic fees calculation.

- 4.4.2B R For firms in activity group A.3 and A.4, if the data source specified in the applicable tariff base in Part 3 of ■ FEES 4 Annex 1AR is not available to the PRA or FCA for any reason and the same data is available to the PRA or FCA from an alternative source, the FCA may use that alternative source to calculate the tariff rates under ■ FEES 4 Annex 2AR.
- R 4.4.3 To the extent that a *firm* has provided the information required by this section as part of its compliance with another provision of the Handbook, it is deemed to have complied with the provisions of this section.
- In most cases a firm will provide the information required by this section as 4.4.4 part of its compliance with the provisions of SUP. To the extent that the FCA does not obtain sufficient, or sufficiently detailed, information it may seek

this by using the general information gathering powers (see  $\blacksquare$  SUP 2 (Information gathering by the FCA or PRA on its own initiative)).

- **4.4.5** R [deleted], except those provided on a *cross border services* basis.
- The obligations of a *firm* to supply information as set out in ■FEES 4.4.1 R and FEES 4.4.2 R do not apply in respect of any of its *payment services* business.
- Where the FCA grants a person's application for annulment of a cancellation or variation of Part 4A permission under Schedule 6A to the Act and on the date the annulment has effect the date for notification to the FCA referred to in FEES 4.4.2R of the information on which a person's periodic fee is calculated has passed, the date for compliance referred to in FEES 4.4.2R does not apply, but the person must comply with FEES 4.4.1R and FEES 4.4.2R within 2 months after the date on which the annulment takes effect.

## Information relating to payment services and the issuance of electronic money

- A fee-paying payment service provider and a fee-paying electronic money issuer must notify to the FCA the value (as at the valuation date specified in Part 4 of FEES 4 Annex 11) of each element of business on which the periodic fee (other than a flat fee) payable by the firm under 1 R is to be calculated, including any payment services carried on by its agents from an establishment in the United Kingdom.
- A firm must send to the FCA in writing the information required under FEES 4.4.7 D as soon as reasonably practicable, and in any event within two months, after the date specified as the valuation date in Part 4 of FEES 4 Annex 11.
- To the extent that a *firm* has provided the information required by FEES 4.4.7 D to the *FCA* as part of its compliance with another provision of the *Handbook*, it is deemed to have complied with the provisions of that direction.