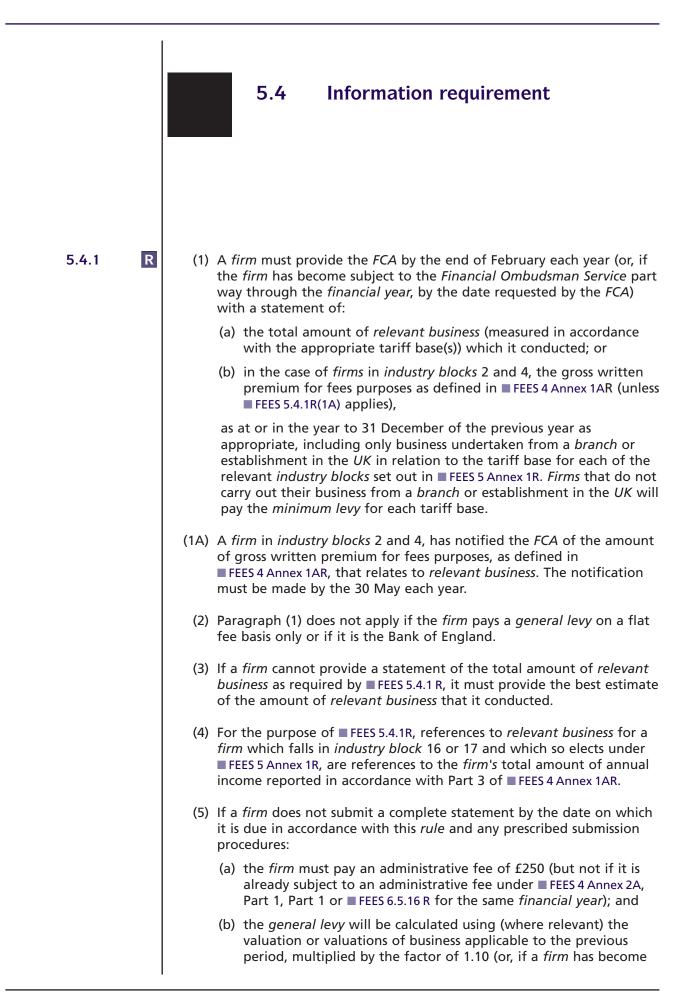
Fees Manual

Chapter 5

Financial Ombudsman Service Funding

FEES 5 : Financial Ombudsman Service Funding



		 subject to the Financial Ombudsman Service part way through the financial year, on the basis of the information provided to the FCA for the purposes of ■ FEES 4.4.2 R) or on any other reasonable basis, making such adjustments as seem appropriate in subsequent levies once the true figures are known. (6) 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 takes effect the time for providing information in this rule has passed, then that time for compliance does not apply, but a person's annulment takes effect.
5.4.1-A	R	 (1) In the case of <i>firms</i> in <i>industry blocks</i> 2 and 4 the requirements under FEES 5.4.1R apply in relation to the tariff bases(s) and tariff data in FEES 5 Annex 1R. If a <i>firm</i> is a UK Solvency II firm in <i>industry blocks</i> 2 and 4 in FEES 5 Annex 1R, the <i>FCA</i> may use tariff data from the previous reporting period for the periodic fees calculation if the <i>PRA</i> or the <i>FCA</i> has either:
		 (a) not received the necessary tariff data in a timely basis in line with Part 3 and 5 of ■ FEES 4 Annex 1AR; or
		(b) deemed the tariff data received to be incomplete or insufficiently reliable, by reference to a specific <i>firm</i> or across all or part of the <i>industry block</i> .
5.4.1A	D	The information requirement set out under FEES 5.4.1 R is applied under this direction to a fee-paying payment service provider and a fee-paying electronic money issuer.
5.4.1B	R	For firms in industry blocks 2 and 4, if the data source specified in the applicable tariff base in Part 3 of \blacksquare FEES 4 Annex 1AR is not available to the <i>PRA</i> or <i>FCA</i> for any reason and the same data is available to the <i>PRA</i> or <i>FCA</i> from an alternative source, the <i>FCA</i> may use that alternative source to calculate the tariff rates under \blacksquare FEES 5 Annex 1R.
5.4.2	G	Failure to submit a statement in accordance with the <i>rules</i> in this chapter may also lead to the imposition of a financial penalty and other disciplinary sanctions (see \blacksquare DEPP 6.6.1 G to \blacksquare DEPP 6.6.5 G).
5.4.3	G	■ SUP 16.3 (General provisions on reporting) contains further <i>rules</i> on the method of submission of reports under ■ FEES 5.4.1 R.
5.4.4	G	(1) From 1 April 2025, a new definition of <i>relevant business</i> is introduced. This new definition applies in relation to business done with all types of <i>eligible complainant</i> described in ■ DISP 2.7.3R. <i>Firms</i> must use this new definition for any <i>relevant business</i> conducted from 1 April 2025 onwards.

- (2) Where the pre-April 2025 *Glossary* definition of *relevant business* applies (ie, to *relevant business* of a *firm* up until 31 March 2025):
 - (a) a *firm* should not provide a statement of *relevant business* if it deals only with *eligible complainants* who are not *consumers*; and
 - (b) FEES 5.4.1R does not apply in relation to business done with other types of *eligible complainant* described in DISP 2.7.3R(2) to (7).