

**Fees Manual (Financial Ombudsman Service Case Fees 2009/2010)
Instrument 2009**

Powers exercised

- A. The Financial Ombudsman Service Limited amends the Financial Services Authority's Fees manual (FEES), in the exercise of the following powers in the Financial Services and Markets Act 2000:
- (1) Schedule 17 paragraph 15 (Fees);
 - (2) Schedule 17 paragraph 16C (Fees); and
 - (3) Schedule 17 paragraph 18 (Terms of reference to the scheme).

Approval

- B. The amendments have not yet been approved by the Financial Services Authority. They are therefore made subject to the approval of the Financial Services Authority.

Commencement

- C. This instrument comes into force on 1 April 2009 subject to the approval of the Financial Services Authority having been received before that time.

Amendment of the Fees manual

- D. The Board specifies the amounts to be included in Part 3, Part 3A and Part 4 of FEES 5 Annex 1R as indicated in the Annex to this instrument.

Citation

- E. This instrument may be cited as the Fees Manual (Financial Ombudsman Service Case Fees 2009/2010) Instrument 2009.

By order of the Board of the Financial Ombudsman Service Limited
13 March 2009

Annex

Amendments to the Fees manual (FEES)

In this Annex, underlining indicates new text and striking through indicates deleted text.

5 Annex 1R Annual Fees Payable in Relation to ~~2009/09~~ 2009/10

Part 3: Case fees

Table: Standard case fees and special case fees

Compulsory jurisdiction – case fee table		
case fee		
standard case fee	£450 <u>£500</u>	(for the fourth chargeable case and any subsequent chargeable case in this financial year 2008/09 <u>2009/10</u>)
special case fee	£450 <u>£500</u>	(for the fourth chargeable case and any subsequent chargeable case in this financial year 2008/08 <u>2009/10</u>)
<p>The definitions of <i>standard case fee</i> and <i>special case fee</i> are in FEES 5.5, (case fees) in the <i>FSA Handbook</i>.</p> <p>The definition of a <i>chargeable case</i> is in the Glossary to the <i>FSA Handbook</i></p>		

Part 3A: Case fees licences

Table: Consumer credit jurisdiction – standard case fee

Consumer credit jurisdiction – case fee table		
case fee		
standard case fee	£450 <u>£500</u>	(for the fourth chargeable case and any subsequent chargeable case in this financial year 2008/09 <u>2009/10</u>)
<u>special case fee</u>	<u>£500</u>	(for the fourth <u>chargeable case</u> and <u>any subsequent chargeable case</u> in this financial year <u>2009/10</u>)
<p>The definitions of <i>standard case fee</i> and <i>special case fee</i> are in FEES 5.5, (case fees) in the <i>FSA Handbook</i>.</p> <p>The definition of a <i>chargeable case</i> is in the Glossary to the <i>FSA Handbook</i></p>		

Part 4: VJ participants

Table: Fee tariffs and case fees for VJ participants

Voluntary jurisdiction – general levy tariff and case fee table					
industry block and business activity		tariff basis	tariff rate	minimum levy	standard case fee and special case fee* (Note 1)
1V	deposit acceptors, <i>mortgage lenders</i> and <i>administrators</i> , including debit/credit/charge card issuers and electronic money institutions	number of relevant accounts, <u>adjusted in respect of e-money accounts on the same basis as for Industry block 1 in Part 2 of FEES 5 Annex 1</u> (Note 2)	£0.0178 <u>£0.027</u>	£100	£450 <u>£500</u>
2V	VJ participants undertaking insurance activities subject only to prudential regulation	per £1,000 of relevant annual gross premium income	£0.165 <u>£0.126</u>	£100	£450 <u>£500</u>
3V	VJ participants undertaking insurance activities subject to prudential and conduct of business regulation	Per £1,000 of relevant adjusted annual gross premium income	£0.073 <u>£0.025</u>	£100	£450 <u>£500</u>
6V	intermediaries	n/a	n/a	£60 <u>£75</u>	£450 <u>£500</u>
7V	<u>Freight-forwarding companies</u>	<u>n/a</u>	<u>n/a</u>	<u>£75</u>	<u>£500</u>
8V	National Savings & Investments	n/a	n/a	£10,000	£450 <u>£500</u>
9V	Post Office Limited	n/a	n/a	£10,000	£450 <u>£500</u>
10V	Persons not covered by 1V to 8V <u>9V</u> undertaking activities which would be <i>regulated activities</i> or <i>consumer credit activities</i> if they were carried on from an establishment in the <i>United Kingdom</i>	n/a	n/a	£60 <u>£75</u>	£450 <u>£500</u>

Notes

***note on case fees:**

- (1) The standard case fee and the special case fee are both £500. As for the compulsory jurisdiction, *VJ participants* will only be charged for the fourth and subsequent chargeable case in this financial year ~~2008/09~~ 2009/10.

note on relevant accounts:

- (2) The FSA's consultation paper CP08/18 (chapter 7) contains a proposal to amend the definition of relevant accounts in relation to e-money accounts. (http://www.fsa.gov.uk/pubs/cp/cp08_18.pdf)