

PERIODIC FEES (2019/2020) AND OTHER FEES (EU EXIT) INSTRUMENT 2019**Powers exercised**

- A. The Financial Conduct Authority (“the FCA”) makes this instrument in the exercise of:
- (1) the following powers and related provisions in or under the Financial Services and Markets Act 2000 (“the Act”):
 - (a) section 137A (The FCA’s general rules);
 - (b) section 137SA (Rules to recover expenses relating to the single financial guidance body);
 - (c) section 137SB (Rules to recover debt advice expenses incurred by the devolved authorities);
 - (d) section 137T (General supplementary powers);
 - (e) section 139A (Power of the FCA to give guidance);
 - (f) section 333T (Funding of action against illegal money lending);
 - (g) paragraph 23 (Fees) in Part 3 (Penalties and Fees) of Schedule 1ZA (The Financial Conduct Authority); and
 - (2) the following provisions of the Payment Services Regulations 2017 as amended by the Electronic Money, Payment Services and Payment Systems (Amendment and Transitional Provisions) (EU Exit) Regulations 2018:
 - (a) regulation 120 (Guidance); and
 - (b) regulation 35 of part 3 of schedule 3 (Power to charge fees);
 - (3) the following provisions of the Electronic Money Regulations 2011 as amended by the Electronic Money, Payment Services and Payment Systems (Amendment and Transitional Provisions) (EU Exit) Regulations 2018:
 - (a) regulation 60 (Guidance); and
 - (b) regulation 12K of part 1A of Schedule 3 (Power to charge fees); and
 - (4) regulations 206 and 208 of the Financial Services and Markets Act 2000 (Amendment) (EU Exit) Regulations 2019; and
 - (5) regulation 63 of the EEA Passport Rights (Amendment, etc. and Transitional Provisions) (EU Exit) Regulations 2018 (power to charge fees).
- B. The rule-making powers listed above are specified for the purpose of section 138G (Rule-making instruments) of the Act.

Commencement

- C. This instrument comes into force on exit day as defined in the European Union (Withdrawal) Act 2018.

Amendments to the Handbook

D. The Fees manual (FEES) is amended in accordance with the Annex to this instrument.

Notes

E. In the Annex to this instrument, the “notes” (indicated by “Note:”, “**Note:**” or “Note”) are included for the convenience of readers but do not form part of the legislative text.

Citation

F. This instrument may be cited as the Periodic Fees (2019/2020) and Other Fees (EU Exit) Instrument 2019.

By order of the Board
27 June 2019

Annex

Amendments to the Fees manual (FEES)

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

4A Temporary Permissions Regime (TPR) and Financial Service Contracts Regime (FSCR) – periodic fees

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4A TP persons periodic fees for the period from 1 April 2019 to 31 March 2020

**Annex
1R**

Part 1

Activity group	Fee payable	
A.1	Band Width (£ million of Modified Eligible Liabilities (MELs))	Fee (£/£m or part £m of MELs)
		General Periodic fee
	>10 - 140	{tbe} <u>14.89</u>
	>140 - 630	{tbe} <u>14.89</u>
	>630 – 1,580	{tbe} <u>14.89</u>
	>1,580 – 13,400	{tbe} <u>18.613</u>
	>13,400	{tbe} <u>24.569</u>
A.2	Band Width (no. of mortgages and/or <i>home finance transactions</i>)	Fee (£/mortgage)
	>50	{tbe} <u>2.594</u>
A.3	Gross written premium for fees purposes (GWP)	Periodic fee
	Band Width (£ million of GPI)	Fee (£/£m or part £m of GWP)
	>0.5	{tbe} <u>339.43</u>
	PLUS	

	Best estimate liabilities for fees purposes (BEL)	General Periodic fee
	Band Width (£ million of BEL)	Fee (£/£m of part £m of BEL)
	>1	{tbe} <u>19.518</u>
A.4	Gross written premium for fees purposes (GWP)	General Periodic fee
	Band Width (£ million of GWP)	Fee (£/£m or part £m of GWP)
	>1	{tbe} <u>194.80</u>
	PLUS	
	Best estimate liabilities for fees purposes	General Periodic fee
	Band Width (£ million of BEL)	Fee (£/£m or part £m of BEL)
	>1	{tbe} <u>13.952</u>
A.7	For class 1(C), (2), (3) and (4) firms:	
	Band Width (£ million of Funds under Management (FuM))	Fee (£/£m of part £m of FuM)
	>10	{tbe} <u>5.44</u>
	Class 1 (C) firms are defined in FEES 4 Annex 1A	
A.9	Band Width (£ million of Gross Income (GI))	Fee (£/£m of part £m of GI)
	>1	{tbe} <u>800.49</u>
A.10	Band Width (no. of traders)	Fee (£/trader)
	>1	{tbe} <u>6,126.94</u>
A.13	For class (2) firms	
	Band Width (£ thousands of annual income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>2.558</u>
	For a <i>professional firm</i> in A.13 the fee is calculated as above less 10%.	
A.14	Band Width (£ thousands of annual income (AI))	Fee (£/£ thousand or part £ thousand of AI)

	> 100	{tbe} <u>1.62</u>
A.18	Band Width (£ thousands of Annual Income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>10.764</u>
A.19	Band Width (£ thousands of Annual Income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>1.668</u>
	more than £100 billion	{tbe}
CC.2	Band Width (£ thousands of annual income (AI))	Fee (£)
	0 - 50	{tbe} <u>318</u>
	>50 - 100	{tbe} <u>530</u>
	>100	{tbe} <u>1,061</u>
	PLUS:	
		Fee (£/£ thousand or part £ thousand of AI)
	>250	{tbe} <u>1.30</u>

Part 2

The table below shows the tariff rates (minimum fees) applicable to each of the fee blocks set out in Part 1 of *FEES* 4A Annex 1R other than fee-block CC2.

Activity group	Fee payable
A.0	£{tbe} <u>1,151</u> unless it is a <i>TP firm</i> that also pays minimum fees set out in the PRA Rulebook <i>PRA Rulebook</i> , in which case it is £{tbe} <u>574</u> .

Part 3

TA PI firm or *TA RAISP firm*

Activity group	Fee payable
G.2	Minimum fee (£) {tbe} <u>525</u>

	£ million or part £ million of Modified Eligible Liabilities (MELs)	Fee (£/£m or part £m of MELs)
	>0.1	{tbc} <u>0.6009</u>
	≥10–140	{tbc}
G.3	Minimum fee (£)	{tbc} <u>525</u>
	£ thousands or part £ thousand of Relevant Income	Fee (£/£thousand or part £ thousand of Relevant Income)
	>100	{tbc} <u>0.4041</u>

Part 4*TA EMI firm*

Activity group	Fee payable	
G.10	Minimum fee (£)	{tbc} <u>1,726</u>
	£ million or part £ million of average outstanding electronic money (AOEM)	Fee (£/£m or part £m of AOEM)
	>5.0	{tbc} <u>80.00</u>

4A **TPR funds periodic fees for the period from 1 April 2019 to 31 March 2020**
Annex
2R

Part 1

Scheme type	Basic fee (£)	Total funds/sub-funds aggregate	Fee (£)
<i>EEA UCITS scheme</i> recognised under Part 6 of The Collective Investment Schemes (Amendment etc.) (EU Exit) Regulations 2018	{tbc} <u>350</u>	1-2	{tbc} <u>350</u>
		3-6	{tbc} <u>875</u>
		7-15	{tbc} <u>1,750</u>
		16-50	{tbc} <u>3,850</u>

		>50	{tbe} <u>7,700</u>
<p>Note:</p> <p>Schemes are charged according to the number of funds or sub-funds which a TP firm is operating and marketing in the UK as at 31 March immediately before the start of the period to which the fee applies. For example, for 2019/20 fees a reference to 31 March means 31 March 2019.</p>			

Part 2

Scheme type	Fee (£)
<i>EEA AIF, EuVECA, EuSEF, or EEA ELTIF</i> which may be marketed in the <i>UK</i> under Part 9A of The Alternative Investment Fund Managers (Amendment) (EU Exit) Regulations 2018	0

7C Temporary Permissions Regime (TPR) and Financial Service Contracts Regime (FSCR) - Single Financial Guidance Body levy

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7C TPR SFGB money advice levy for the period from 1 April 2019 to 31 March 2020
Annex 1R

This table shows the *TPR SFGB money advice levy* applicable to each activity group (fee-block).

Activity group	TPR SFGB money advice levy payable	
Part 1 <i>TP firms</i>		
A.1	Band Width (£ million of Modified Eligible Liabilities (MELs))	Fee (£/£m or part £m of MELs)
	>10	{tbe} <u>1.312</u>
A.2	Band Width (no. of mortgages and/or <i>home finance transactions</i>)	Fee (£/mortgage)
	>50	{tbe} <u>0.522</u>

A.3	Gross written premium for fees purposes (GWP)	
	Band Width (£ million of GWP)	Fee (£/£m or part £m of GWP)
	>0.5	{tbe} <u>26.681</u>
	PLUS	
	Best estimate liabilities for fees purposes (BEL)	
	Band Width (£ million of BEL)	Fee (£/£m of part £m of BEL)
	>1	{tbe} <u>1.514</u>
A.4	Gross written premium for fees purposes (GWP)	
	Band Width (£ million of GWP)	Fee (£/£m or part £m of GWP)
	>1	{tbe} <u>12.316</u>
	PLUS	
	Best estimate liabilities for fees purposes (BEL)	
	Band Width (£ million of BEL)	Fee (£/£m or part £m of BEL)
	>1	{tbe} <u>0.928</u>
A.7	For class 1(C), (2), (3) and (4) <i>firms</i> :	
	Band Width (£ million of Funds under Management (FuM))	Fee (£/£m of part £m of FuM)

	>10	{tbe} <u>0.137</u>
	Class 1(C) firms are defined in <i>FEES</i> 4 Annex 1AR.	
A.9	Band Width (£ million of Gross Income (GI))	Fee (£/£m of part £m of GI)
	>1	{tbe} <u>77.457</u>
A.10	Band Width (no. of traders)	Fee (£/trader)
	>1	{tbe} <u>146.77</u>
A.13	For class (2) firms	
	Band Width (£ thousands of annual income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>0.0628</u>
	For a <i>professional firm</i> in A.13 the fee is calculated as above less 10%.	
A.14	Band Width (£ thousands of annual income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>0.028</u>
A.18	Band Width (£ thousands of Annual Income (AI))	Fee ((£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>0.171</u>
A.19	Band Width (£ thousands of Annual Income (AI))	Fee (£/£ thousand or part £ thousand of AI)
	>100	{tbe} <u>0.0338</u>

CC.2	Minimum fee (£)	{tbe} <u>10</u>
	£ thousands of annual income (AI)	Fee (£/£ thousand or part £ thousand of AI)
	>250	{tbe} <u>0.101</u>
Part 2 TA PI firms and TA RAISP firms		
G.3	Minimum fee (£)	{tbe} <u>10</u>
	£ thousands or part £ thousand of Relevant Income	Fee (£/£thousand or part £ thousand of Relevant Income)
	>100	{tbe} <u>0.0234</u>
Part 3 TA EMI firms		
G.10	Minimum fee (£)	{tbe} <u>10</u>
	£ million or part £m of average outstanding electronic money (AOEM)	Fee (£/£m or part £m of AOEM)
	>5.0	{tbe} <u>4.12</u>
	£ thousands of annual income (AI)	Fee (£/£ thousand or part £ thousand of AI)
	>250	{tbe}
Part 4		
(1)	This Part sets out the minimum <i>TPR SFGB money advice levy</i> applicable to the <i>TPR firms</i> specified in (3) below.	
(2)	The minimum <i>TPR SFGB money advice levy</i> payable by any <i>firm</i> referred to in (3) is £{tbe} <u>10.00</u>	

(3)	A <i>TP firm</i> is referred to in this paragraph if it falls within the following activity groups: A.1; A.2; A.3; A.4; A.7; A.9; A.10; A.13; A.14; A.18; and A.19.
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7C Annex 2R TPR SFGB debt advice levy for the period from 1 April 2019 to 31 March 2020

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Part 4

This table shows the tariff rates applicable to each of the fee-blocks set out in Part 1.

Activity group	TPR SFGB debt advice levy payable	
A.2 Home finance providers and administrators	Band width (£ million of secured debt) >0	Fee (£/£m or part £m of secured debt) {tbe} <u>18.981</u>
CC.3 Consumer credit lending	Band width (£ million of value of lending) >0 (Note 1)	Fee (£/£m or part £m of value of lending) {tbe} <u>103.07</u>
Note		
(1) <i>Credit unions</i> and <i>community finance organisations</i> do not pay any <i>TPR SFGB debt advice levy</i> on the first £2,000,000 of value of lending.		

7C Annex 3R TPR SFGB pensions guidance levy for the period 1 April 2019 to 31 March 2020

This table shows the *TPR SFGB pensions guidance levy* applicable to each activity group (fee-block).

Activity group	SFGB pensions guidance levy payable	
<i>TP firms</i>		
A.1	Band width (£ million of modified eligible liabilities (MELS)) >10	Fee (£/£m or part £m of MELS)

		{tbc} <u>2.201</u>
A.4	Gross written premium for fees purposes (GWP)	
	Band Width (£ million of GWP)	Fee (£/£m or part £m of GWP)
	>1	{tbc} <u>51.382</u>
A.7	For class 1(B), 1(C), (2) and (3) firms: Band width (£ million of funds under management (FuM))	Fee (£/£m or part £m of FuM) {tbc} <u>0.848</u>
	>10	
A.9	Band width (£ million of gross income (GI))	Fee (£/£m or part £m of GI)
	>1	{tbc} <u>332.32</u>
A.13	Band width (£ thousands of annual income (AI))	Fee (£/£ thousand or part of £ thousand of AI)
	>100	{tbc} <u>0.1182</u>

7D Temporary Permissions Regime (TPR) – Devolved Authorities levy

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7D TPR DA levy for the period from 1 April 2019 to 31 March 2020

Annex 1R

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Part 4

This table shows the tariff rates applicable to each of the fee-blocks set out in Part 1.

Activity group	TPR DA levy payable	
A.2 Home finance providers and administrators	Band width (£million of secured debt)	Fee (£/£m or part £m of secured debt)

	>0	tbe <u>2.794</u>
CC.3 Consumer credit lending	Band width (£million of value of lending)	Fee (£/£m or part £m of value of lending)
	>0 (Note 1)	tbe <u>15.18</u>
<p>Note: Credit unions and community finance organisations do not pay any TPR DA levy on the first £2,000,000 of value of lending.</p>		

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13A Temporary Permissions Regime (TPR) and Financial Service Contracts Regime (FSCR) – Illegal money lending levy

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13A Annex 1R TPR Illegal money lending (IML) levy for 2019/20 Annex 1R

Activity group	Description	Fee (£)
Activity group CC2. Credit-related regulated activities:	Up to £250,000 consumer credit income:	tbe <u>10</u>
	Over £250,000 consumer credit income:	tbe <u>10</u> + £ tbe <u>0.195</u> per £1,000

Insert the following new TP 22A after TP 22 (Transitional provisions relating to FSCS levy arrangements from 1 April 2019 or, if later, from exit day as defined in the European Union (Withdrawal) Act 2018). The text is not underlined.

TP 22A Transitional provisions relating to the payment of fees or levies by TP persons in 2019/20, taking effect on exit day

(1)	(2) Material provision to which	(3)	(4) Transitional provision	(5) Transitional provision:	(6) Handbook provision:
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	transitional provision applies			dates in force	coming into force	
22A.1	<i>FEES 4A, FEES 7C, FEES 7D, FEES 13A</i>	R	Nothing in the <i>rules</i> in <i>FEES 4A, 7B, 7C or 13A</i> imposes a liability to pay a fee or a levy on a <i>TP person</i> that is not a <i>branch</i> in the <i>United Kingdom</i> .	From <i>exit day</i> for the 2019/2020 <i>fee year</i>	Amended with effect from <i>exit day</i>	
22A.2	<i>FEES 4A, FEES 7C, FEES 7D, FEES 13A</i>	R	The fees or levies paid by a <i>TP person</i> that is a <i>branch</i> will be subject to the following modifications:	From <i>exit day</i> for the 2019/2020 <i>fee year</i>	Amended with effect from <i>exit day</i>	
			Activity group			Percentage deducted from the tariff payable under the chapters of <i>FEES</i> referred to in (2) applicable to the <i>TP person</i>
			A.1			10%
			A.3			10%
			A.4			10%
			A.7			10%
			A.9			10%
			A.10			10%.
			A.13			10%
			A.18			10%
			A.19			50%
			B. MTF and OTF operators			Not applicable
			AP.0			100%
			G.2	40%		
			G.3	40%		

			G.10	40%		
			Note 1	The modifications to fee tariffs payable by a <i>TP person</i> which has established a <i>branch</i> in the <i>United Kingdom</i> apply only in relation to the relevant regulated activities of the <i>firm</i> which are carried on in the <i>United Kingdom</i> .		
			Note 2	The <i>FCA</i> minimum fees described in Parts 2, 3 and 4 of <i>FEES 4A Annex 1R</i> and Part 4 of <i>FEES 7C Annex 1R</i> apply in full and the modifications in this TP 22A.2 do not apply to them.		