

**FEES (OFFICE FOR PROFESSIONAL BODY ANTI-MONEY LAUNDERING  
SUPERVISION) INSTRUMENT 2019**

**Powers exercised**

- A. The Financial Conduct Authority makes this instrument in the exercise of:
- (1) the power under regulation 27 (costs of supervision) of the Oversight of Professional Body Anti-Money Laundering and Counter Terrorist Financing Supervision Regulations 2017;
  - (2) the power under regulation 102 of the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017; and
  - (3) the power in section 139A of the Financial Services and Markets Act 2000.

**Commencement**

- B. This instrument comes into force on 14 March 2019.

**Amendments to the Handbook**

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

**Notes**

- D. In the Annex to this instrument, a note (indicated by “**Note:**”) after a provision indicates, for the convenience of readers, that it is a provision made pursuant to:
- (1) regulation 27 of the Oversight of Professional Body Anti-Money Laundering and Counter Terrorist Financing Regulations 2017; or
  - (2) regulation 102 of the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017.

**Citation**

- E. This instrument may be cited as the Fees (Office for Professional Body Anti-Money Laundering Supervision) Instrument 2019.

By order of the Board  
28 February 2019

## Annex

## Amendments to the Fees manual (FEES)

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

**App 2** ~~Office for professional body anti-money laundering supervision~~  
**Professional Body Anti-money laundering Supervision fees**

**App 2.1** **Introduction**

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Glossary of definitions

App 2.1.6 In this Appendix and in FEES TP 19A, an expression in bold (other than in headings and titles) has the meaning given in FEES Appendix 2 Annex 3G.

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**App 2.3** **Periodic fees imposed under Regulation 27 of the OPBAS Regulations**

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Information on which fees are calculated

App 2.3.8 A **professional body supervisor** must send to the FCA the information required under Part 1 of FEES Appendix 2 Annex 2, ~~(as at the date specified in Part 2 of FEES Appendix 2 Annex 2)~~ on which the periodic fee payable by the **professional body supervisor** is to be calculated.

[Note: Regulation 27 of the **OPBAS Regulations**]

App 2.3.9 A **professional body supervisor** must send to the FCA in writing the information required under FEES App 2.3.8 ~~as soon as reasonably practicable after the date specified as the review date in FEES Appendix 2 Annex 2, and in any event within two months of that date~~ on or before 31 October preceding the relevant fee year.

[Note: Regulation 27 of the **OPBAS Regulations**]

App 2.3.10 If a **professional body supervisor** fails to send to the **FCA** the information required under *FEES* App 2.3.8 ~~within two months of the review date specified in *FEES* Appendix 2 Annex 2~~ by the date specified in *FEES* Appendix 2.3.9, the **FCA** may use the information provided by the **professional body supervisor** under Regulation 51 and Schedule 4 to the **MLR** or Regulation 7 27 of the **OPBAS Regulations** as the basis for calculating fees payable by the **professional body supervisor**.

[Note: Regulation 27 of the **OPBAS Regulations**]

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App 2 **Periodic fees imposed under Regulation 27 of the OPBAS Regulations for**  
Annex 2 ~~the period 1 April 2019 to 31 March 2020~~ : tariff base, review date, tariff rates

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Part 2

This table sets out the review date for a <b>professional body supervisor's</b> fees. A <b>professional body supervisor</b> is required to send to the <b>FCA</b> the information in Part 1 of this Annex as at the review date set out below, as soon as reasonably practicable, and in any event <del>within two months of</del> by the date shown in <del>this table</del> <i>FEES</i> App 2.3.9 and/or any relevant transitional provision.	
D.2 <b>Professional body supervisors</b>	The <u>most recent</u> number of supervised individuals (calculated in accordance with Part 1) <del>as at [tbc]</del> <u>during the twelve months ending 5 April</u> before the relevant <b>fee year</b> .

Part 3

This table sets out the tariff rates applicable to **professional body supervisors**.

Fee payable in relation to 2018/2019	Amount payable (£)
Minimum fee, payable by all <b>professional body supervisors</b> subject to the <b>OPBAS Regulations</b> .	£5,000
Variable fee, payable by <b>professional body</b>	£[tbc] multiplied by the total number of supervised individuals in excess of the threshold of 6,000.

supervisors where the number of supervised individuals is 6,000 or more.	[See Note]
[ <del>Note: references</del> <u>reference</u> to “the number of supervised individuals” is to those supervised individuals calculated in accordance with Part 1.]	

After FEES TP 19 (Transitional provisions relating to statements provided by participant firms before 1 April 2019 with respect to the FSCS 2019/20 financial year) insert the following new TP 19A. The text is not underlined.

**TP 19A Transitional provisions relating to the payment of fees in 2019/20, taking effect on 14 March 2019**

These transitional provisions will apply to **professional body supervisors** only for the 2019/2020 **fee year**.

(1)	(2) Material to which the transitional provision applies	(3)	(4) Transitional provision	(5) Transitional provision: dates in force	(6) Handbook provision: coming into force
19A.1	FEES App 2.3.9	R	The fees payable for the 2019/2020 fee year, will be calculated based on the data submitted by a <b>professional body supervisor</b> for the 2018/2019 fee year.	From 14 March 2019	14 March 2019