

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** **R** 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** **R** 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.
- 4.4.3** **R** 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.
- 4.4.4** **G** In most cases a *firm* will provide the information required by this section as 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 ■ 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.

4.4.6 **R** 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.

4.4.6A **R** 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

4.4.7 **D** 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*.

4.4.8 **D** 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.

4.4.9 **D** 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.