Notice of Fees

Published in accordance with: Article 15 of the Financial Services Commission (Jersey) Law 1998, as amended and Article 12A of the Control of Borrowing (Jersey) Order 1958

Payable by or in relation to: Control of Borrowing (Jersey) Order

Pursuant to: Control of Borrowing (Jersey) Order 1958; and Article 15(6) of the Financial Services Commission (Jersey) Law 1998, as amended

Commencement date: The fees set out in this notice and the attached schedules are effective for the period from 1 July 2023 – 30 June 2024

1 Interpretation

1.1 In this notice, unless the context otherwise requires

CoBO means the Control of Borrowing (Jersey) Order 1958

DSP means a ‘designated service provider’ required to be appointed by a JPF

Jersey UT (non-fund) means a Jersey unit trust which is not an investment fund

JFSC means the Jersey Financial Services Commission

JPF means a Jersey Private Fund which has been issued with a relevant consent and which is operated in accordance with the JPF Guide

JPF Guide means the Jersey Private Fund Guide as may be amended from time to time

JPF Return means the annual compliance return for a JPF required to be provided to the JFSC in each relevant year by the relevant DSP (the form of which is included as part of the JPF Guide)

NDS (non-fund) means a non-domiciled structure which is not an investment fund

2 Application fee

2.1 For the purposes of Article 12A of CoBO:

2.1.1 a fee of £1,710 shall be payable in respect of any JPF applying to the JFSC’s authorisation team for the issue of an initial JPF CoBO consent;

2.1.2 a fee of £635 shall be payable in respect of any application to the JFSC’s Authorisation team for the issue of a CoBO consent, which is not subject to the fee specified in 2.1.1 above;

2.1.3 a fee of £525 shall be payable in respect of any Jersey UT (non-fund) applying to the Jersey Companies Registry for the issue of an initial CoBO consent pursuant to Articles 9(1)(a) and/or 9(1)(b) of CoBO;
2.1.4 a fee of £525 shall be payable in respect of any NDS (non-fund) applying to the Jersey Companies Registry for the issue of an initial CoBO consent pursuant to Articles 1, 3, 9(1)(a), 9(1)(b), 10(1)(a), 10(1)(b), 11(1)(a) and/or 11(1)(b) of CoBO;

2.1.5 a fee of £265 shall be payable in respect of any application for the issue of an amended CoBO consent where the original CoBO consent was issued in accordance with sub-paragraphs 2.1.3 to 2.1.4.

3  JPF annual fee

3.1 A fee shall be paid in respect of a JPF on 1 July in each relevant year for so long as the JPF’s CoBO consent remains in force.

3.2 The fee must be paid no later than 31 July in each relevant year, and shall be paid directly by the governing body of the JPF or by the DSP on behalf of the JPF.

3.3 The fee payable on an annual basis shall be £1,365 and shall be pro-rated.

4  JPF late payment of fees

4.1 If the JFSC does not receive the fee due from a JPF (or the JPF’s DSP on behalf of the JPF) by the date in paragraph 3.2 an additional late payment fee of 5% of the unpaid principal amount will be applied on the day after that date, and on the first day of each calendar month after that.

5  JPF late filing fees

5.1 If the DSP fails to file or deliver the JPF Return to the JFSC under the provisions of CoBO on or before the date that the JPF Return becomes due, the DSP shall be liable to pay a fee of £100 on the day after the document falls due and an additional £100 on the first day of each month after that in which the JPF Return remains unfiled or undelivered unless the DSP has given the JFSC prior written notice of the reason for the late filing or delivery of the JPF Return and the JFSC has agreed in writing with the relevant DSP that the filing may be late.