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## SCHEDULES

### SCHEDULE 10

Section 69(7).

#### REQUISITE PARTICULARS OF INCOME OR RELATED BUSINESSES

##### PART I

##### REQUISITE PARTICULARS WHERE NO ADOPTION OF PART II

##### *Conveyancers*

- 1 Where the business associate of the building society provides conveyancing services the requisite particulars of its business in any financial year are the following—
- (a) the number of cases in which it has provided conveyancing services in respect of [<sup>F1</sup>a loan] secured on land and the purchase of the land both to the society and to the borrower;
  - (b) the number of cases in which it has provided the society (but not the borrower) with conveyancing services in respect of [<sup>F1</sup>a loan] secured on land;
  - (c) the aggregate amount of the fees paid to it by the society or by or on behalf of the borrower for the provision of conveyancing services falling within sub-paragraphs (a) and (b) above;
  - (d) the aggregate of the amounts paid to it by the society by way of commission for its having introduced investment business to the society;
  - (e) the aggregate amount of any fees paid to it by the society in consideration of the provision of conveyancing services in respect of any land held by the society [<sup>F2</sup>under section 6, 10, 17 or 19];
  - (f) the aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F3</sup>administrative services] to the society.

#### Textual Amendments

- F1** Words in **Sch. 10 paras. 1, 2, 5, 6** substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), **Sch. 7 para. 60(2)(a)**; S.I. 1997/2668, art. 2, **Sch. Pt. II(w)(z)(xxxvi)**
- F2** Words in **Sch. 10 paras. 1, 2, 5, 6** repealed (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 46(2), 47(3), **Sch. 7 para. 60(2)(b)**, **Sch. 9**; S.I. 1997/2668, art. 2, **Sch. Pt. II(w)(y)(z)(xxxvi)(cc)(xix)**
- F3** Words in **Sch. 10 paras. 1-8** substituted (9.6.1997) by 1997 c. 32, s. 43, **Sch. 7 para. 60(1)**; S.I. 1997/1427, **art. 2(k)(n)(xvii)**

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### *Valuers and surveyors*

- 2 Where the business associate of the building society provides the services of surveying and valuing property the requisite particulars of its business in any financial year are the following—
- (a) the number of cases in which it has, in respect of any land which is to secure [<sup>F4</sup>a loan], surveyed the land or provided a valuation of it on behalf of the society or the borrower or both;
  - (b) the number of cases in which it has, on behalf of the society (but not the borrower), surveyed any land which is to secure [<sup>F4</sup>a loan] or provided the society with a valuation of it;
  - (c) the aggregate amount of the fees paid to it by the society or by or on behalf of the borrower for the provision of the services falling within subparagraphs (a) and (b) above;
  - (d) the aggregate of the amounts paid to it by the society by way of commission for its having introduced investment business to the society;
  - (e) the aggregate amount of any fees paid to it by the society in consideration of the provision of surveying or valuing services in respect of any property held by the society [<sup>F5</sup>under section 6, 10, 17 or 19];
  - (f) the aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F6</sup>administrative services] to the society.

#### **Textual Amendments**

- F4** Words in *Sch. 10 paras. 1, 2, 5, 6* substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), **Sch. 7 para. 60(2)(a)**; S.I. 1997/2668, art. 2, **Sch. Pt. II(w)(z)(xxxvi)**
- F5** Words in *Sch. 10 paras. 1, 2, 5, 6* repealed (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 46(2), 47(3), *Sch. 7 para. 60(2)(b)*, **Sch. 9**; S.I. 1997/2668, art. 2, **Sch. Pt. II(w)(y)(z)(xxxvi)(cc)(xix)**
- F6** Words in *Sch. 10 paras. 1-8* substituted (9.6.1997) by 1997 c. 32, s. 43, **Sch. 7 para. 60(1)**; S.I. 1997/1427, **art. 2(k)(n)(xvii)**

### *Accountants*

- 3 Where the business associate of the building society provides accountancy services the requisite particulars of its business in any financial year are the following—
- (a) the aggregate amount of the fees paid to it by the society for the provision of accountancy services; and
  - (b) the aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F7</sup>administrative services] to the society.

#### **Textual Amendments**

- F7** Words in *Sch. 10 paras. 1-8* substituted (9.6.1997) by 1997 c. 32, s. 43, **Sch. 7 para. 60(1)**; S.I. 1997/1427, **art. 2(k)(n)(xvii)**

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*Insurance agents, etc.*

- 4 Where the business associate of the building society arranges for the provision of relevant insurance the requisite particulars of its business in any financial year are the following—
- (a) the aggregate of the amounts paid to it by the society or by way of commission by insurers in respect of relevant insurance effected by the society or by borrowers in compliance with the terms on which [<sup>F8</sup>loans] secured on land are made by the society; and
  - (b) the aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F9</sup>administrative services] to the society.

**Textual Amendments**

- F8** Word in *Sch. 10 paras. 4, 8* substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), **Sch. 7 para. 60(3)**; S.I. 1997/2668, art. 2, **Sch. Pt. II(w)(z)(xxxvi)**
- F9** Words in *Sch. 10 paras. 1-8* substituted (9.6.1997) by 1997 c. 32, s. 43, **Sch. 7 para. 60(1)**; S.I. 1997/1427, **art. 2(k)(n)(xvii)**

**PART II**

REQUISITE PARTICULARS ON ADOPTION OF THIS PART

*Conveyancers*

- 5 Where the business associate of the building society provides conveyancing services the requisite particulars of its business in any financial year are the following—
- (a) the prescribed band within which falls the estimated number of cases in which it has provided conveyancing services in respect of [<sup>F10</sup>a loan] secured on land and the purchase of the land both to the society and to the borrower;
  - (b) the prescribed band within which falls the estimated number of cases in which it has provided the society (but not the borrower) with conveyancing services in respect of [<sup>F10</sup>a loan] secured on land;
  - (c) the prescribed band within which falls the estimated aggregate amount of the fees paid to it by the society or by or on behalf of the borrower for the provision of conveyancing services falling within sub-paragraphs (a) and (b) above;
  - (d) the prescribed band within which falls the estimated aggregate of the amounts paid to it by the society by way of commission for its having introduced investment business to the society;
  - (e) the prescribed band within which falls the estimated aggregate amount of any fees paid to it by the society in consideration of the provision of conveyancing services in respect of any land held by the society [<sup>F11</sup>under section 6, 10, 17 or 19];

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- (f) the prescribed band within which falls the estimated aggregate of any fees paid to it by the society in consideration of the provision of [F12administrative services] to the society.

#### Textual Amendments

- F10** Words in Sch. 10 paras. 1, 2, 5, 6 substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), Sch. 7 para. 60(2)(a); S.I. 1997/2668, art. 2, Sch. Pt. II(w)(z)(xxxvi)
- F11** Words in Sch. 10 paras. 1, 2, 5, 6 repealed (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 46(2), 47(3), Sch. 7 para. 60(2)(b), Sch. 9; S.I. 1997/2668, art. 2, Sch. Pt. II(w)(y)(z)(xxxvi)(cc)(xix)
- F12** Words in Sch. 10 paras. 1-8 substituted (9.6.1997) by 1997 c. 32, s. 43, Sch. 7 para. 60(1); S.I. 1997/1427, art. 2(k)(n)(xvii)

#### *Valuers and surveyors*

- 6 Where the business associate of the building society provides the services of surveying and valuing property the requisite particulars of its business in any financial year are the following—
- (a) the prescribed band within which falls the estimated number of cases in which it has, in respect of any land which is to secure [F13a loan], surveyed the land or provided a valuation of it on behalf of the society or the borrower or both;
- (b) the prescribed band within which falls the estimated number of cases in which it has, on behalf of the society (but not the borrower), surveyed any land which is to secure an advance or provided the society with a valuation of it;
- (c) the prescribed band within which falls the estimated aggregate amount of the fees paid to it by the society or by or on behalf of the borrower for the provision of the services falling within sub-paragraphs (a) and (b) above;
- (d) the prescribed band within which falls the estimated aggregate of the amounts paid to it by the society by way of commission for its having introduced investment business to the society;
- (e) the prescribed band within which falls the estimated aggregate of any fees paid to it by the society in consideration of the provision of surveying or valuing services in respect of any property held by the society [F14under section 6, 10, 17 or 19];
- (f) the prescribed band within which falls the estimated aggregate amounts of any fees paid to it by the society in consideration of the provision of [F15administrative services] to the society.

#### Textual Amendments

- F13** Words in Sch. 10 paras. 1, 2, 5, 6 substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), Sch. 7 para. 60(2)(a); S.I. 1997/2668, art. 2, Sch. Pt. II(w)(z)(xxxvi)
- F14** Words in Sch. 10 paras. 1, 2, 5, 6 repealed (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 46(2), 47(3), Sch. 7 para. 60(2)(b), Sch. 9; S.I. 1997/2668, art. 2, Sch. Pt. II(w)(y)(z)(xxxvi)(cc)(xix)

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**F15** Words in Sch. 10 paras. 1-8 substituted (9.6.1997) by 1997 c. 32, s. 43, Sch. 7 para. 60(1); S.I. 1997/1427, art. 2(k)(n)(xvii)

#### *Accountants*

- 7 Where the business associate of the building society provides accountancy services the requisite particulars of its business in any financial year are the following—
- (a) the prescribed band within which falls the estimated aggregate amount of the fees paid to it by the society for the provision of accountancy services; and
  - (b) the prescribed band within which falls the estimated aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F16</sup>administrative services] to the society.

#### **Textual Amendments**

**F16** Words in Sch. 10 paras. 1-8 substituted (9.6.1997) by 1997 c. 32, s. 43, Sch. 7 para. 60(1); S.I. 1997/1427, art. 2(k)(n)(xvii)

#### *Insurance agents, etc.*

- 8 Where the business associate of the building society arranges for the provision of relevant insurance the requisite particulars of its business in any financial year are the following—
- (a) the prescribed band within which falls the estimated aggregate of the amounts paid to it by the society or by way of commission by insurers in respect of relevant insurance effected by the society or by borrowers in compliance with the terms on which [<sup>F17</sup>loans] secured on land are made by the society; and
  - (b) the prescribed band within which falls the estimated aggregate amount of any fees paid to it by the society in consideration of the provision of [<sup>F18</sup>administrative services] to the society.

#### **Textual Amendments**

**F17** Words in Sch. 10 paras. 4, 8 substituted (1.12.1997 in specified cases and for specified purposes and otherwise in accordance with art. 2(2)(3)(5) of S.I. 1997/2668) by 1997 c. 32, ss. 43, 47(3), Sch. 7 para. 60(3); S.I. 1997/2668, art. 2, Sch. Pt. II(w)(z)(xxxvi)

**F18** Words in Sch. 10 paras. 1-8 substituted (9.6.1997) by 1997 c. 32, s. 43, Sch. 7 para. 60(1); S.I. 1997/1427, art. 2(k)(n)(xvii)

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### PART III

#### SUPPLEMENTARY

##### *Power to prescribe bands for Part II particulars*

- 9 (1) The [<sup>F19</sup>Treasury] may by order prescribe, for the purposes of the provisions of Part II of this Schedule,—
- (a) series of numbers by reference to limits specified in the order, or
  - (b) series of monetary amounts by reference to limits so specified;
- and, in any provision of Part II, “prescribed band” means, in relation to cases, any series of numbers so prescribed for the purposes of that provision and, in relation to monetary amounts, any series of monetary amounts so prescribed for the purposes of that provision.
- (2) The power conferred by this paragraph includes power to prescribe different series of numbers or of monetary amounts for the purposes of different provisions.
- (3) The power to make an order under this paragraph is exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

#### **Textual Amendments**

**F19** Words in [Sch. 10 para. 9\(1\)](#) substituted (17.8.2001 for certain purposes and otherwise 1.12.2001) by [S.I. 2001/2617, arts. 2, 8, 13\(1\)](#), [Sch. 3 Pt II para. 205](#) (with [art. 13\(3\)](#), [Sch. 5](#)); [S.I. 2001/3538, art. 2](#)

#### **Modifications etc. (not altering text)**

**C1** [Sch. 10 paras. 9\(1\)\(2\)](#): Functions of Building Societies Commission transferred (1.12.2001) to the Treasury by 2001/2617, arts. 2(b), 4(1), Sch. 1 Pt III; [S.I. 2001/3538, art. 2](#)

#### *Interpretation*

- 10 (1) In this Schedule—
- “administrative services” means services falling within section 69(4);
  - “business associate” and “associated”, in relation to a building society, have the same meaning as in section 69;
  - “financial year” means a financial year of the society with which the business associate is associated;
  - “prescribed band” has the meaning given by paragraph 9(1) above; and
  - “relevant insurance” means insurance falling within section 69(3)(d).
- (2) In section 69, “the volume of the business”, in relation to any business constituted by the provision of any services referred to in any provision of Part I or Part II of this Schedule means—
- (a) in the case of a paragraph of Part I, the aggregate of all the fees and commissions which are the subject of the requisite particulars under that paragraph; and
  - (b) in the case of a paragraph of Part II, the aggregate of the amounts which are specified in orders under paragraph 9 above as the upper limits of the prescribed bands within which fall the estimated aggregates of the fees or

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commissions or other amounts received which are the subject of the requisite particulars under the provisions of that paragraph

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