

SCHEDULE 3

Discretionary requirements

PART 2

Variable monetary penalties: maximum amounts

| <i>Breach</i> | <i>Maximum amount which may be imposed as a variable monetary penalty</i> |
|---|---|
| Failure to comply with the requirement to charge in accordance with regulation 6 (regulation 11(1) and (2)) | £10,000 |
| Failure to comply with the requirement to pay the net proceeds of the charge to the Department in accordance with regulation 8 (regulation 11(1) and (2)) | £20,000 or 10% of the amount estimated to be due – whichever is the greater |
| Failure to keep records in accordance with regulation 9 (regulation 11(1) and (2)) | £5,000 |
| Failure to retain records in accordance with regulation 9 (regulation 11(1) and (2)) | £5,000 |
| Failure to supply records in accordance with regulation 10 (regulation 11(1) and (2)) | £5,000 |
| Without reasonable cause, giving false or misleading information to the Administrator (regulation 11(3)) | £20,000 |
| Without reasonable cause, otherwise obstructing or failing to assist the Administrator in the conduct of its functions under these Regulations (regulation 11(3)) | £20,000 |