

## SCHEDULES

### SCHEDULE 2

#### THE FEE LIMIT

##### *Procedure*

- 5 (1) The Secretary of State must—
- (a) notify the OfS of initial and subsequent determinations made under—
    - (i) paragraph 2(3) (meaning of “a high level quality rating” for the purposes of paragraph 2),
    - (ii) paragraph 2(6) (meaning of “the sub-level amount” for the purposes of paragraph 2), or
    - (iii) paragraph 3(5) (meaning of “the sub-level amount” for the purposes of paragraph 3), and
  - (b) publish those determinations.
- (2) No regulations may be made under paragraph 2 increasing the higher amount unless—
- (a) the Secretary of State is satisfied that the increase is no greater than is required to maintain the value of the amount in real terms, or
  - (b) each House of Parliament has passed a resolution that, with effect from a date specified in the resolution, the higher amount should be increased to an amount specified in the resolution, and the increase is an increase to the specified amount with effect from the specified date.
- (3) For the purposes of sub-paragraph (2)(a), the Secretary of State is to have regard to such index of prices as may be specified in, or determined in accordance with, regulations made by the Secretary of State under this sub-paragraph.