

SCHEDULES

SCHEDULE 7

Sections 67, 77 and 121.

QUALIFYING REVENUE: SUPPLEMENTARY PROVISIONS

PART I

QUALIFYING REVENUE FOR PURPOSES OF PART I OR II OF THIS ACT

Computation of qualifying revenue

- 1 (1) It shall be the duty of the Commission to draw up, and from time to time review, a statement setting out the principles to be followed in ascertaining the qualifying revenue in relation to a person—
- (a) for any accounting period of his, or
 - (b) for any year,
- for the purposes of any provision of Part I or Part II of this Act.
- (2) A statement under this paragraph may set out different principles for persons holding different kinds of licences.
- (3) Before drawing up or revising a statement under this paragraph the Commission shall consult the Secretary of State and the Treasury.
- (4) The Commission shall—
- (a) publish the statement drawn up under this paragraph and every revision of that statement; and
 - (b) transmit a copy of that statement, and every revision of it, to the Secretary of State;
- and the Secretary of State shall lay copies of the statement and of every such revision before each House of Parliament.

Disputes

- 2 (1) For the purposes of any provision of Part I or Part II of this Act—
- (a) the amount of the qualifying revenue in relation to any person for any accounting period of his, or (as the case may be) for any year, or
 - (b) the amount of any payment to be made to the Commission by any person in respect of any such revenue, or of an instalment of any such payment,
- shall, in the event of a disagreement between the Commission and that person, be the amount determined by the Commission.
- (2) No determination of the Commission under this paragraph shall be called in question in any court of law, or be the subject of any arbitration; but nothing in this sub-paragraph shall prevent the bringing of proceedings for judicial review.

Status: This is the original version (as it was originally enacted).

PART II

QUALIFYING REVENUE FOR PURPOSES OF PART III OF THIS ACT

Computation of qualifying revenue

- 1 (1) It shall be the duty of the Authority to draw up, and from time to time review, a statement setting out the principles to be followed in ascertaining the qualifying revenue for any accounting period of a licence holder for the purposes of any provision of Part III of this Act.
- (2) A statement under this paragraph may set out different principles for persons holding different kinds of licences.
- (3) Before drawing up or revising a statement under this paragraph the Authority shall consult the Secretary of State and the Treasury.
- (4) The Authority shall—
- (a) publish the statement drawn up under this paragraph and every revision of that statement; and
 - (b) transmit a copy of that statement, and every revision of it, to the Secretary of State;
- and the Secretary of State shall lay copies of the statement and of every such revision before each House of Parliament.

Disputes

- 2 (1) For the purposes of any provision of Part III of this Act—
- (a) the amount of the qualifying revenue for any accounting period of a person, or
 - (b) the amount of any payment to be made to the Authority by any person in respect of any such revenue, or of an instalment of any such payment,
- shall, in the event of a disagreement between the Authority and that person, be the amount determined by the Authority.
- (2) No determination of the Authority under this paragraph shall be called in question in any court of law, or be the subject of any arbitration; but nothing in this sub-paragraph shall prevent the bringing of proceedings for judicial review.