

Island of Guernsey

Ordinance of the States **LXII**

1976

Made 16th December, 1976.
Coming into Operation ... 1st January, 1977.

The Harbour Dues (No. 2) Ordinance, 1976

THE STATES, in exercise of the powers conferred upon them by subsection (3) of section three and section six of the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957, and in pursuance of their Resolution of the thirtieth day of September, nineteen hundred and seventy-six, hereby order:—

1. In paragraph (a) of subsection (1) of section three of the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957, as amended (hereinafter referred to as “the principal Law”)(a), the words “one shilling and four pence per net registered ton” are hereby deleted and the words “fifteen new pence per gross registered ton” are hereby substituted therefor.

Variation of rate in section three of Law of 1957.

2. (1) Harbour dues payable under the provisions of subsection (1) of section three of the principal

Exemptions from harbour dues.

(a) Ordre en Conseil Vol. XVII, p. 264; Recueil d'Ordonnances Tome XII, p. 3; No. VII of 1976.

Law shall not be paid by the owner of a vessel to which this section applies or the owner of an aircraft remaining in the harbour of Saint Peter Port, the harbour of Saint Sampson or the roadstead after the expiration of a period of fourteen days commencing on the date on which that vessel or that aircraft last entered the harbour of Saint Peter Port, the harbour of Saint Sampson or the roadstead, as the case may be.

(2) A vessel is a vessel to which this section applies—

- (a) if, when trading, it is solely engaged in trading between two or more places within the Bailiwick; or
- (b) whilst, for a period not exceeding three consecutive months from the date of its last entry, it is in the harbour of Saint Peter Port or the harbour of Saint Sampson for the purpose of undergoing repairs and if such repairs are carried out by persons none of whom is at the time a member of the crew of that vessel.

New
Schedule to
Law of 1957.

3. The Schedule to the principal Law is hereby repealed and the Schedule set out in the First Schedule to this Ordinance is hereby substituted therefor.

Repeals.

4. The Ordinances set out in the Second Schedule to this Ordinance are hereby repealed.

Citation.

5. This Ordinance may be cited as the Harbour Dues (No. 2) Ordinance, 1976.

Commence-
ment.

6. This Ordinance shall come into force on the first day of January, nineteen hundred and seventy-seven.

FIRST SCHEDULE

Section three

SCHEDULE

PART I

Harbour dues—vessels

<i>Category</i>	<i>Type of Vessel</i>	<i>Rate per gross registered ton</i>
A.	Passenger vessels entering harbour—	
	(a) not exceeding 250 tons	2p
	(b) exceeding 250 tons—	
	(i) for every ton not exceeding 500 tons	5p
	(ii) for every ton exceeding 500 tons but not exceeding 1500 tons	1p
	(iii) for every ton exceeding 1500 tons	0.25p
B.	Passenger vessels entering the harbour of Saint Sampson from the harbour of Saint Peter Port and vice versa (provided they have not quitted territorial waters)	50% of the appropriate dues set out in items (a) or (b) of category A above.
C.	Cargo vessels entering harbour—	
	(a) not carrying hydrocarbon oils or gas in bulk	5p
	(b) carrying hydrocarbon oils or gas in bulk	15p
D.	Cargo vessels entering the harbour of Saint Sampson from the harbour of Saint Peter port and vice versa (provided they have not quitted territorial waters)	50% of the appropriate dues set out in items (a) or (b) of category C above.

<i>Category</i>	<i>Type of Vessel</i>	<i>Rate per gross registered ton</i>
E.	Vessels performing an act of trade in the roadstead	50% of the appropriate dues set out in items (a) or (b) of category A above or in items (a) or (b) of category C above, as the case may be: Provided that the maximum dues chargeable under this category shall not exceed forty pounds.
F.	Vessels entering harbour whilst engaged in transshipment of passengers or goods between one or other of the harbours and vessels inside or outside the roadstead and on completion of such service.	50% of the appropriate dues set out in items (a) or (b) of category A above or in items (a) or (b) of category C above, as the case may be: Provided that the maximum dues chargeable under this category shall not exceed five pounds.

Calculation of harbour dues

In calculating the amount of any harbour dues payable under the provisions of this Part of this Schedule in any case where the aggregate amount payable is not a multiple of a whole new penny the amount payable shall be taken to the nearest whole new penny below.

Interpretation of Part I of this Schedule

For the purposes of this Part of this Schedule the gross registered tonnage of a vessel shall be taken to be—

- (a) in the case of a British registered ship, the gross registered tonnage shown in the Certificate of British Tonnage relating to that vessel, and
- (b) in the case of a vessel other than a British registered ship, such tonnage in relation to that vessel as shall be determined by the Board.

PART II

Harbour dues—passengers

<i>Passengers</i>	<i>Rate per passenger</i>
Passengers landed or embarked from or on a vessel at the harbour of Saint Peter Port or the harbour of Saint Sampson from or for a place outside the Bailiwick other than passengers landed or embarked from or on a cruise vessel	25p

Interpretation of Part II of this Schedule

In this Part of this Schedule the expression "cruise vessel" means a vessel which enters a harbour or the roadstead solely for the purpose of enabling passengers thereon to visit the Island as part of the itinerary of a cruise or for the purposes of embarking or disembarking passengers beginning or ending a cruise in the vessel.

"

SECOND SCHEDULE

Section four

Repeals

The Harbour Dues Ordinance, 1958
The Harbour Dues Ordinance, 1976

R. H. VIDELO,

Her Majesty's Greffier.