

Island of  Guernsey

Ordinance of the States **XXIX**

1978

Made 30th November, 1978.
Coming into Operation ... 1st January, 1979.

The Harbour Dues Ordinance, 1978

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 twenty-sixth day of October, nineteen hundred and seventy-eight, hereby order:—

1. The Schedule to the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957^(a) is hereby repealed and the Schedule set out in the First Schedule to this Ordinance is hereby substituted therefor. New Schedule to Law of 1957.

2. The Ordinances set out in the left hand column of the Second Schedule to this Ordinance are hereby repealed to the extent set out in the right hand column of that Schedule. Repeals.

(a) Ordres en Conseil Vol. XVII, p. 264; Recueil d'Ordonnances Tome XX, p. 464.

Citation and
collective
title.

3. (1) This Ordinance may be cited as the Harbour Dues Ordinance, 1978.

(2) This Ordinance and the Harbour Dues (No. 2) Ordinance, 1976, may be cited together as the Harbour Dues Ordinances, 1976 and 1978.

Commence-
ment.

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

Category	Type of Vessel	Rate per gross registered ton
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.
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 transhipment 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 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

Passengers	Rate per passenger
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.	40p Provided that the dues chargeable under this category may be reduced or waived, at the discretion of the Board, in respect of any passenger who has not attained the age of fifteen years landed or embarked on a vessel if the Board is satisfied that that passenger has been or is about to be conveyed in that vessel at zero or at a reduced fare.

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.

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SECOND SCHEDULE

Section two

Repeals

Ordinances repealed	Extent of repeal
The Harbour Dues (No. 2) Ordinance, 1976	Section three and First Schedule
The Harbour Dues (Amendment) Ordinance, 1977(b)	So far as it remains unrepealed
The Harbour Dues (Amendment) (No. 2) Ordinance, 1977(c)	The whole Ordinance

R. H. VIDELO,
Her Majesty's Greffier.

(b) No. XXIII of 1977.

(c) No. XXXVIII of 1977.