



ISLAND OF ALDERNEY

**ORDINANCE OF THE STATES**

**XII  
2009**

*Made* ..... *16<sup>th</sup> December 2009*

*Coming into force* ..... *1<sup>st</sup> January 2010*

**The Fees (Alderney) Ordinance, 2009**

The States of Alderney in pursuance of their Resolution of the 16<sup>th</sup> day of December 2009, and in exercise of all powers enabling them in that behalf, hereby order :-

**Amended Schedule**

1. In The Fees (Alderney) Ordinance, 1990, as amended, delete the Schedule and substitute the following :-

**SECTION 1**

**SCHEDULE**

**PART I**

**Fees imposed by virtue of The Fees (Alderney) Law, 1989**

Enactment and Section	Description	Existing fees payable	New Fees Payable
The Employment Permits (Alderney) Law, 1975 s.2	1. On the first application	£19	£20
	2. Renewal of permit	£13	£15
	3. Grant of indefinite permit by virtue of previous employment	£55	£55
Import and Export Control (Alderney) Law, 1946, Article 1, and the Import and Export of Goods (Control) (Alderney) Order, 2001	Issue of a licence permitting the permanent importation of a motor vehicle:		
Import and Export of	Scooter and Moped and Motorcycle and tri/quad bike	£32	£33

Enactment and Section	Description	Existing fees payable	New Fees Payable	
Goods (Control) (Alderney) Order, 2001 (Amendment) Order, 2003	<b>Private Motor Vehicles:-</b>			
	Unladen weight up to and including 20cwt	£130	£120	
	Unladen weight up to and including 21cwt	£140	£130	
	Unladen weight up to and including 22cwt	£150	£140	
	Unladen weight up to and including 23cwt	£160	£160	
	Unladen weight up to and including 24cwt	£170	£170	
	Unladen weight up to and including 25cwt	£190	£190	
	Unladen weight up to and including 26cwt	£210	£210	
	Unladen weight up to and including 27cwt	£230	£230	
	Unladen weight up to and including 28cwt	£250	£250	
	Unladen weight up to and including 29cwt	£270	£270	
	Unladen weight up to and including 30cwt	£300	£300	
	Unladen weight up to and including 31cwt	£330	£370	
	Unladen weight up to and including 32cwt	£360	£400	
	Unladen weight up to and including 33cwt	£390	£430	
	Unladen weight up to and including 34cwt	£410	£450	
	Unladen weight up to and including 35cwt	£450	£490	
	Unladen weight up to and including 36cwt	£490	£640	
	Unladen weight up to and including 37cwt	£530	£680	
	Unladen weight up to and including 38cwt	£570	£720	
	Unladen weight up to and including 39cwt	£610	£760	
	Unladen weight up to and including 40cwt	£650	£800	
	Unladen weight in excess of 40cwt	£650 plus £50 per cwt or part thereof over 40 cwt	£800 plus £200 per cwt or part thereof over 40 cwt	
		<b>Commercial Vehicles not exceeding 40 cwt unladen weight:-</b>		
	Unladen weight up to and including 20cwt	£130	£140	
	Unladen weight up to and including 21cwt	£140	£150	
	Unladen weight up to and including 22cwt	£150	£160	
Unladen weight up to and including 23cwt	£160	£170		
Unladen weight up to and including 24cwt	£170	£180		

Enactment and Section	Description	Existing fees payable	New Fees Payable
	Unladen weight up to and including 25cwt	£180	£190
	Unladen weight up to and including 26cwt	£190	£200
	Unladen weight up to and including 27cwt	£200	£210
	Unladen weight up to and including 28cwt	£210	£220
	Unladen weight up to and including 29cwt	£220	£230
	Unladen weight up to and including 30cwt	£235	£245
	Unladen weight exceeding 30cwt up to 40 cwt	£235 plus £15 per cwt or part thereof up to 40 cwt	£245 plus £20 per cwt or part thereof up to 40 cwt
	<b>Commercial Vehicles over 40 cwt and self propelled plant and machinery: -</b>		
	Unladen weight not exceeding 3 tons	£440	£450
	Unladen weight not exceeding 4 tons	£490	£500
	Unladen weight not exceeding 5 tons	£540	£550
	Unladen weight not exceeding 6 tons	£590	£600
	Unladen weight not exceeding 7 tons	£640	£650
	Unladen weight not exceeding 8 tons	£690	£700
	Unladen weight not exceeding 9 tons	£740	£750
	Unladen weight not exceeding 10 tons	£790	£800
		50% of Fees will be reimbursed on the permanent export of the vehicle from the Island, unless permanent export takes place within 28 days of importation, when 100% of fees will be reimbursed.	50% of Fees will be reimbursed on the permanent export of the vehicle from the Island, unless permanent export takes place within 28 days of importation, when 100% of fees will be reimbursed, less an administration charge of £25 for permanent export between 5 and 28 days.
Import and Export Control (Alderney) Law, 1946, Article 1, and the Import and Export of Goods (Control) (Alderney) Order, 2001  Import and	Issue of a licence permitting the importation, export or re-exportation to or from a non-European Union country of any species of flora or fauna or any animal or plant part or products protected by the Convention on International Trade in Endangered Species of Wild Fauna and Flora		

Enactment and Section	Description	Existing fees payable	New Fees Payable
Export of Goods (Control) (Alderney) Order, 2001, (Amendment) Order, 2003	<p>(CITES) as follows:-</p> <p><b>Plants and Corals:</b></p> <p>Licence in respect of one or more genera where the import, export and re-export is for commercial purposes;</p> <p><b>Mammals, Birds, Reptiles and Others:</b></p> <p>Licence in respect of one or more genera where the import, export and re-export is for commercial purposes;</p>	<p>£22 per genus</p> <p>£22 per species</p>	<p>£22 per genus</p> <p>£22 per species</p>
The Building and Development Control (Alderney) Law, 2002 s.5(1)(b)	<p>1. <u>Minor Works</u></p> <p>(i) <b>'A' Applications</b> applications not requiring working drawings; on receipt of application</p> <p>(ii) <b>'B' Applications</b> applications that require drawings or examples on receipt of application</p>	<p>£31.75</p> <p>£63.50</p>	<p>£31.75</p> <p>£63.50</p>
	<p>2. <b>'B' Applications</b> extensions and Alterations to existing premises (<i>Not to include the creation of a separate dwelling</i>)</p> <p><b>Building Regulation Approval Charge</b></p> <p>3. <b>D Permit</b> (<i>when introduced</i>)</p> <p><b>Building Regulation Approval Charge</b></p> <p>4. <b>C Permit</b> (<i>Person qualified under section 33(1)(a) or (b) of the Building and Development Control (Alderney) Law, 2002</i>)</p>	<p>£63.50 plus £0.21 per sq ft of all floor levels within the outside walls of the extension to the premises or part of the premises being altered</p> <p>£0.21 per sq ft</p> <p>£212.00 plus £0.21 per sq ft of all floor levels within the outside walls of the extension to the premises or part of the premises being altered.</p> <p>£0.21 per sq ft</p> <p>£530</p>	<p>£63.50 plus £0.21 per sq ft of all floor levels within the outside walls of the extension to the premises or part of the premises being altered</p> <p>£0.21 per sq ft</p> <p>£212.00 plus £0.21 per sq ft of all floor levels within the outside walls of the extension to the premises or part of the premises being altered.</p> <p>£0.21 per sq ft</p> <p>£530</p>

Enactment and Section	Description	Existing fees payable	New Fees Payable
	5. <b>New Development for owner/occupier</b> (i.e. demolition and rebuilding of existing dwelling)	£265.00 plus £0.21 per sq ft of all floor levels within the outside walls of the building.	£265.00 plus £0.21 per sq ft of all floor levels within the outside walls of the building.
	6.(i) <b>Hotel Development</b> (new Hotel)	£635.00 plus £0.42 per sq ft of all floor levels within the outside walls of the building.	£635.00 plus £0.42 per sq ft of all floor levels within the outside walls of the building.
	<b>Building Regulation Approval Charge</b>	£0.21 per sq ft	£0.21 per sq ft
	(ii) <b>Hotel Development</b> (Building already registered as a hotel and will remain as such)	£530	£530
	<b>Building Regulation Approval Charge</b>	£0.21 per sq ft	£0.21 per sq ft
	7. <b>Commercial Housing Developments</b>	£635.00 plus £0.42 per sq ft of all floor levels within the outside walls of each dwelling. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.	£635.00 plus £0.42 per sq ft of all floor levels within the outside walls of each dwelling. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.
	<b>Building Regulation Approval Charge</b>	£0.21 per sq ft	£0.21 per sq ft
	8. <b>Commercial Development</b> (i) Premises under 1,000 square feet.	£265.00 plus £0.32 per sq ft of all floor levels within the outside walls of each building. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application	£265.00 plus £0.32 per sq ft of all floor levels within the outside walls of each building. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application

Enactment and Section	Description	Existing fees payable	New Fees Payable
	<p data-bbox="422 421 655 477"><b>Building Regulation Approval Charge</b></p> <p data-bbox="422 533 667 589">(ii) Premises of 1000 square feet or more</p> <p data-bbox="422 1111 655 1167"><b>Building Regulation Approval Charge</b></p> <p data-bbox="422 1223 616 1279">9. Preliminary Declarations</p>	<p data-bbox="729 259 1077 365">shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.</p> <p data-bbox="826 421 979 450">£0.21 per sq ft</p> <p data-bbox="729 533 1077 1055">£530.00 plus £0.32 per sq ft of all floor levels within the outside walls of each building. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.</p> <p data-bbox="826 1111 979 1140">£0.21 per sq ft</p> <p data-bbox="729 1223 1050 1328">50% of the full application fee, the amount paid will be deducted from cost of full application</p>	<p data-bbox="1106 259 1453 365">shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.</p> <p data-bbox="1203 421 1356 450">£0.21 per sq ft</p> <p data-bbox="1106 533 1453 1055">£530.00 plus £0.32 per sq ft of all floor levels within the outside walls of each building. The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application in respect of which the additional fee was paid is refused by the Committee and for the purposes of this paragraph where an appeal is instituted to the Court against such a refusal the application shall be deemed to have been refused if and only if the appeal is settled or finally determined in the Committee's favour.</p> <p data-bbox="1203 1111 1356 1140">£0.21 per sq ft</p> <p data-bbox="1106 1223 1426 1328">50% of the full application fee, the amount paid will be deducted from cost of full application</p>

**Interpretation**

For the purposes of this Part of this Schedule, the following expressions shall have the following meanings:-

**“commercial housing development”** means a dwelling constructed other than for the applicant’s own use and occupation;

**“commercial premises”** means premises designed solely or principally for use in business, trade, the professions or commerce;

**"Committee"** means the Policy and Finance Committee of the States of Alderney;

**“constructed”** and **“dwelling”** have the meanings respectively given by section 9(1) of The Housing (Control of Occupation and Development) (Alderney) Law, 1994, as amended;

**“Commercial vehicle”** means a vehicle designed for the carriage of goods, and in the case of a car derived van, one that has no side windows to the rear of the driver’s door, together with minibuses, omnibuses, tractors and self propelled plant.

"**registration book**" means a document of a type described in section 7 of the Ordonnance supplémentaire à l'Ordonnance ayant rapport au Trafic Véhiculaire en cette Ile(a), as amended, as the same applies to the Island of Alderney;

"**unladen weight**" when used to describe the weight of a vehicle, means -  
the unladen weight as described in the particulars appearing in the registration book relating to the vehicle, or  
where there is no registration book relating to the vehicle, such weight as the Committee may reasonably determine in respect of the vehicle.

## PART II

### Fees revised by virtue of The Fees (Alderney) Law, 1989

<u>Enactment and Section</u>	<u>Description</u>	<u>Existing Fees payable</u>	<u>New Fees payable and periods of validity</u>
Loi relative au Colportage, 1930 Article IV	1. Hawker's Licence -1st Class	£30 - 3 months	£30 - 3 months
		£50 - 6 months	£50 - 6 months
		£70 - 9 months	£70 - 9 months
		£90 - 12 months	£90 - 12 months
	2nd Class	£220 - 6 months	£220 - 6 months
		£400 - 12 months	£400 - 12 months
	3rd Class	£1,400 - 6 months	£1,400 - 6 months
		£2,600 - 12 months	£2,600 - 12 months

## PART III

### Fees revised by virtue of individual enactments

<u>Enactment and Section</u>	<u>Description</u>	<u>Existing Fees payable</u>	<u>New Fees payable</u>
The Tourist (Alderney) Law (Fees) Ordinance 1983, section 1	Issue of Permit	£11 per bed	£12 per head
The Liquor Licensing Ordinance, 1994	1.(a) Residential Hotel Licence	£110	£113
	Full Hotel Licence	£320	£328
	Restaurant Licence	£130	£133
	Public House Licence	£120	£123
	Club Licence	£95	£97
The Dangerous Weapons (Alderney) Ordinance, 1965, section 8	Weapon Licence:		
	first weapon; additional weapon	£30 £11	£33 £12

(a) Recueil d'Ordonnances Tome VI, p.89.

Enactment and Section	Description	Existing Fees payable	New Fees payable
The Alderney Road Traffic and Public Highways Ordinances, 1966 to 1988, section 15	1. Public Vehicle Licence: Taxi/Minibus 2. Road Service Licence - Coach / Omnibus 3. Public Vehicle Driving Licence	£70 £30 £11	£70 £30 £11
The Hired Motor Vehicles (Alderney) Ordinance, 1972, section 2(4)	Inspection Fee:- Motor Cars - Motor Cycles -	£50 £25	£50 £25
The Licensing of Passenger Boats (Alderney) Ordinances, 1954 & 1972, section 6	1. Licence Fee, boat propelled by: (i) mechanical power; (ii) sail alone; (iii) oars or paddles alone 2. Boatman's Licence: (i) Water Taxi within Braye Bay (ii) (a) For use in Alderney Territorial Waters; (b) on subsequent renewal	(i) £82 (ii) £14 (iii) £8 (i) £82 (ii) (a) £160 (b) £82	(i) £82 (ii) £14 (iii) £8 (i) £82 (ii) (a) £160 (b) £82
The Water (Control) (Alderney) Law, 1994 Section 2(8)	Licence fee to sink, construct, open up, extend or improve any Well	£145	£145

#### PART IV

#### Fees payable in respect of marriages

Enactment and Section	Description	Existing fees payable	New fees payable
The Marriage Fees (Alderney) Ordinance, 1978, sections 1 and 2	1. Fees for officiating ministers for each certified copy of registration <u>Fees payable to the Registrar:</u> 2. When marriage takes place in Registrar-General's Office, by Certificate: (i) entry of Notice of Marriage; (ii) Certificate for Marriage; (iii) solemnisation of Marriage; (iv) additional fee when marriage performed outside Greffe hours of opening. 3. When marriage takes place in licensed building by Certificate: (i) entry of Notice of Marriage; (ii) Certificate for Marriage; (iii) attendance of Registrar; (iv) additional fee when marriage performed outside Greffe hours of opening.	£4.25 (i) £34 (ii) £17 (iii) £56 (iv) £41 (i) £34 (ii) £17 (iii) £56 (iv) £41	£4.35 (i) £35 (ii) £18 (iii) £57 (iv) £42 (i) £35 (ii) £18 (iii) £57 (iv) £42

Enactment and Section	Description	Existing fees payable	New fees payable
	4. When marriage takes place in Registrar-General's Office, by Licence:		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Licence for Marriage;	(ii) £29	(ii) £30
	(iii) solemnisation of Marriage;	(iii) £56	(iii) £57
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £41	(iv) £42
	5. When marriage takes place in licensed building by Licence:		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Licence for Marriage;	(ii) £29	(ii) £30
	(iii) attendance of Registrar	(iii) £56	(iii) £57
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £41	(iv) £42
	6. When marriage takes place in Registrar-General's Office, by Special Licence:		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Special Licence for Marriage;	(ii) £52	(ii) £53
	(iii) solemnisation of Marriage;	(iii) £56	(iii) £57
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £41	(iv) £42
	7. When marriage takes place in licensed building by Special Licence:		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Special Licence for Marriage;	(ii) £52	(ii) £53
	(iii) attendance of Registrar;	(iii) £56	(iii) £57
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £41	(iv) £42
	8. Marriage in private house by Special Licence;		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Special Licence for Marriage;	(ii) £52	(ii) £53
	(iii) attendance of Registrar;	(iii) £56	(iii) £57
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £41	(iv) £42
	9. Fees payable in accordance with Article IV of the "Loi Supplémentaire aux Mariages" 1926:		
	(i) entry of Notice of Marriage;	(i) £34	(i) £35
	(ii) Certificate for Marriage.	(ii) £17	(ii) £18
	10. <u>Approved buildings:</u> -		
	Annual fee in respect of premises licensed for the purpose of holding civil marriage ceremonies.	£120	£123

## PART V

### Fees imposed by virtue of The Nursing and Residential Homes (Registration and Occupation) (Alderney) Law, 1987

Enactment and Section	Description	Existing fees payable	New fees payable
The Nursing and Residential Homes (Registration and Operation) (Alderney) Law, 1987, section 1(2)(b)	1. Application made for the registration of a person in respect of a nursing home.	The aggregate of: £350.00; and £27.50 multiplied by the number of patients specified to the application as the maximum number of patients proposed to be accommodated in the home at any one time.	The aggregate of: £350.00; and £27.50 multiplied by the number of patients specified to the application as the maximum number of patients proposed to be accommodated in the home at any one time.
	2. Application made for the registration of a person in respect of a residential home.	The aggregate of: £350.00; and £27.50 multiplied by the number of residents specified to the application as the maximum number of residents proposed to be accommodated in the home at any one time.	The aggregate of: £350.00; and £27.50 multiplied by the number of residents specified to the application as the maximum number of residents proposed to be accommodated in the home at any one time.

#### Interpretation

2. The Interpretation (Guernsey) Law, 1948 **(b)** shall apply to the interpretation of this Ordinance as it applies to the interpretation of an enactment in force in Guernsey.

#### Repeal

3. The Fees (Alderney) Ordinance, 2008 is hereby repealed.

#### Citation and Commencement

4. This Ordinance may be cited as the Fees (Alderney) Ordinance, 2009 and comes into force on the 1st day of January 2010.

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**(b)** Ordres en Conseil Vol. XIII, p.355.

**S. E. KELLY**

Greffier

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