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Island of Alderney



Ordinance of the States VI 2005

Made 20th April, 2005

Coming into force.....1st May, 2005

THE FEES (AMENDMENT) (ALDERNEY) ORDINANCE, 2005

The States of Alderney in pursuance of their Resolution of the 20th day of April 2005, and in exercise of all powers enabling them in that behalf, hereby order:-

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

SCHEDULE

SECTION 1

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 | £8.00 | £9.00 |
| | 2. Renewal of permit | £4.00 | £4.50 |
| | 3. Grant of indefinite permit | £12.50 | £14.00 |

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| <p>Import and Export Control (Alderney) Law, 1946, Article 1, and the Import and Export of Goods (Control) (Alderney) Order, 2001</p> | <p>Issue of a licence permitting the permanent importation of a motor vehicle:</p> <ol style="list-style-type: none"> 1. Motor car and taxi cab 2. Scooter and Moped and Motorcycle and tri/quad bikes 3. Van or pick-up truck 4. Motor Lorry and self-propelled plant and machinery and non-agricultural tractors 5. Ominibus 6. Ambulance 7. Fire Engine 8. Agricultural Tractor 9. Invalid Vehicles | <p>£100 £25 £100 £250 £250 £0 £0 £0 £0</p> | <p>See below - - - - - - - -</p> |
| <p>Import and Export of Goods (Control) (Alderney) Order, 2001 (Amendment) Order, 2003</p> | <p>Issue of a licence permitting the permanent importation of a motor vehicle:</p> | <p>These fees will be reimbursed on the permanent export of the vehicle from the I s l a n d</p> | <p>£100 £100 £100 plus £5 per cwt or part thereof over 20cwt upto 30cwt</p> |
| | <p>1. Cars, taxis, and non-commercial four-wheel drive vehicles of an unladen weight not exceeding 20cwt;-</p> | <p>-</p> | <p>£100</p> |
| | <p>Car-derived van or pick-up, and commercial vehicle of unladen weight 20cwt or less;</p> | <p>-</p> | <p>£100</p> |
| | <p>Motor Car, taxi cab, and non-commercial four-wheel drive vehicles of unladen weight over 20cwt;</p> | <p>-</p> | <p>£100 plus £5 per cwt or part thereof over 20cwt upto 30cwt</p> |

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| Car-derived van, pickup, and commercial vehicle not exceeding 30cwt; | - | £100 plus £5 per cwt or part thereof over 20cwt |
| Motor Car, taxi cab, and non-commercial four wheel drive vehicle of unladen weight over 30cwt | - | £200 plus £10 per cwt or part thereof over 30 c w t |
| 2. Scooter and Moped and Motorcycle and tri/quad bike | - | £25 |
| 3. Motor lorry and Self-propelled plant and machinery and tractor Exceeding 30cwt unladen weight | - | £250 |
| 4. Omnibus | - | £250 |
| 5. Ambulance and Community Vehicle | - | To be charged at the appropriate rate for the vehicle from which the vehicle is d e r i v e d |
| 6. Fire Engine and Police Vehicle | - | To be charged at the appropriate rate for the vehicle from which the vehicle is d e r i v e d |
| 7. Invalid Vehicle | - | £0 |
| Fees will be reimbursed on the permanent export of the vehicle from the Island | | |

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| <p>Import and Export Control (Alderney) Law, 1946, Article 1, and the Import and Export of Goods (Control) (Alderney) Order, 2001</p> | <p>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 (CITES) as follows:</p> | | |
| <p>Import and Export of Goods (Control) (Alderney) Order, 2001, (Amendment) Order, 2003</p> | | | |
| | <p>Plants and Corals:</p> | | |
| | <p>Licence for fewer than five genera where the import, export or re-export is for commercial purposes;</p> | <p>£7 per genus</p> | <p>£7.70 per genus</p> |
| | <p>Licence in respect of five or more genera where the import, export and re-export is for commercial purposes;</p> | <p>£5 per genus</p> | <p>£5.50 per genus</p> |
| | <p>Licence in respect of any number of genera where the import, export and re-export is for commercial purposes.</p> | <p>£5 per genus</p> | <p>£5.50 per genus</p> |
| | <p>Mammals, Birds, Reptiles and Others:</p> | | |
| | <p>Licence for fewer than five genera where the import, export or re-export is for commercial purposes;</p> | <p>£10 per species</p> | <p>£11 per species</p> |
| | <p>Licence in respect of five or more genera where the import, export and re-export is for commercial purposes;</p> | <p>£8 per species</p> | <p>£8.80 per species</p> |
| | <p>Licence in respect of any number of genera where the import, export and re-export is for commercial purposes.</p> | <p>£5 per species</p> | <p>£5.50 per species</p> |

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| <p>The Building and Development Control (Alderney) Law, 1975 s.5(1)</p> | <p>1. <u>Minor Works</u></p> <p>(i) Minor works not requiring working drawings; on receipt of application</p> <p>(ii) Minor works of a permanent nature requiring working drawings; on deposit of plans</p> | <p>£17.00</p> <p>£35.00</p> | <p>£19.00</p> <p>£38.50</p> |
| | <p>2. <u>Extensions and Alterations to existing premises</u> - on deposit of plans</p> <p>3. <u>New Dwelling for Owner / Occupier</u> - on deposit of plans</p> <p>4. <u>Commercial Housing Developments</u> - on deposit of plans</p> | <p>£35.00 plus £0.08 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>£35.00 plus £0.08 per sq ft of all floor levels within the outside walls of each dwelling</p> <p>£290.00 plus £0.23 per sq ft of all floor levels within the outside walls of each dwelling.</p> <p>The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the</p> | <p>£38.50 plus £0.09 per sq ft of all floor levels within the outside walls of the extension to the premises being altered</p> <p>£38.50 plus £0.09 per sq ft of all floor levels within the outside walls of each dwelling</p> <p>£319.00 plus £0.25 per sq ft of all floor levels within the outside walls of each dwelling.</p> <p>The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the</p> |

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| | <p>5. <u>Commercial Premises</u></p> <p>a) Premises of 1,000 square feet or less - on deposit of plans</p> | <p>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>£115.00 plus £0.17 per sq ft of all floor levels within the outside walls of each building.</p> <p>The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application</p> | <p>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>£126.50 plus £0.18 per sq ft of all floor levels within the outside walls of each building.</p> <p>The additional fee payable in respect of the square footage of all floor levels, shall be refundable to the applicant if the application</p> |
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| | <p>b) Premises with an area of more than 1,000 square feet - on deposit of plans</p> | <p>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>£230.00 plus £0.17 per sq ft of all floor levels within the outside walls of each building.</p> <p>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</p> | <p>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>£253.00 plus £0.18 per sq ft of all floor levels within the outside walls of each building.</p> <p>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</p> |
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| | | 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. | 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. |
| | 6. Change of Use not involving costs mentioned in 1-5 above | £30.00 | £33.00 |

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;

"new dwelling for owner/occupier" means a dwelling constructed for the applicant's own use and occupation;

"**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 -

(a) the unladen weight as described in the particulars appearing in the registration book relating to the vehicle, or

(b) 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

| Enactment and Section | Description | Existing fees payable | New fees payable and periods of validity |
|---|---------------------------------|------------------------|--|
| Loi relative au Colportage, 1930 Article IV | 1. Hawker's Licence - 1st Class | £18.50 - 3 months | £20.00- 3 months |
| | | £36.50 - 6 months | £40.00- 6 months |
| | | £55.00 - 9 months | £60.50- 9 months |
| | | £73.50 -12 months | £81.00-12 months |
| | 2. Hawker's Licence -2nd Class | £157.50-6 months | £173.00 - 6 months |
| | | £315 - 12 months | £346.00 -12 months |
| | 3. Hawker's Licence -3rd Class | £1,050.00 6 months | £1,155.00 6 months |
| | | £2,100.00 12 months | £2,310.00 12 months |

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

PART III**Fees revised by virtue of individual enactments**

| Enactment and Section | Description | Existing fees payable | New fees payable |
|---|--|--|--|
| The Tourist (Alderney) Law (Fees) Ordinance, 1983, section 1 | Issue of permit | £6.50 per bed | £7.00 per bed |
| The Liquor Licensing Ordinance, 1994 | 1. (a) Residential Hotel Licence (b) Full Hotel Licence 2. Restaurant Licence 3. Public House Licence 4. Club Licence | £76.00 £226.00 £92.50 £92.50 £65.50 | £84.00 £248.00 £102.00 £102.00 £72.00 |
| The Motor Vehicles (International Circulation) (Alderney) Ordinance, 1961, section 1(4) | International Driving Licence | £5.50 | £6.00 |
| The Dangerous Weapons (Alderney) Ordinance, 1965 section 8 | Weapon Licence: (i) first weapon; (ii) additional weapon | £23.00 £8.00 | £25.00 £9.00 |
| 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: | £52.50 £21.00 £7.50 | £57.00 £23.00 £9.00 |
| The Hired Motor Vehicles (Alderney) Ordinance, 1972, section 2(4) | Inspection Fee:- Motor Cars - Motor Cycles - | £32.50 £16.00 | £36.00 £18.00 |
| The Licensing of Passenger Boats (Alderney) Ordinances, 1954 and 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) £59.00 ii) £10.50 iii) £5.50 i) £59.00 ii)(a) £115.00 (b) £59.00 | i) £65.00 ii) £11.50 iii) £6.00 i) £65.00 ii)(a) £127.00 (b) £65.00 |
| The Water (Control) (Alderney) Law, 1994 Section 2(8) | Licence fee to sink, construct, open up, extend or improve any Well | £105.00 | £115.50 |

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 | £2.50 | £3.00 |
| | <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; | i) £9.50 | i) £10.00 |
| | ii) Certificate for Marriage; | ii) £9.50 | ii) £10.00 |
| | iii) solemnisation of Marriage; | iii) £21.00 | iii) £23.00 |
| iv) additional fee when marriage performed outside Greffe hours of opening. | iv) £31.50 | iv) £35.00 | |
| 3. When marriage takes place in licensed building by Certificate: | | | |
| i) entry of Notice of Marriage; | i) £9.50 | i) £10.00 | |
| ii) Certificate for Marriage; | ii) £9.50 | ii) £10.00 | |
| iii) attendance of Registrar; | iii) £21.00 | iii) £23.00 | |
| iv) additional fee when marriage performed outside Greffe hours of opening. | iv) £31.50 | iv) £35.00 | |
| 4. When marriage takes place in Registrar-General's Office, by Licence: | | | |
| i) entry of Notice of Marriage; | i) £9.50 | i) £10.00 | |
| ii) Licence for Marriage; | ii) £19.00 | ii) £21.00 | |
| iii) solemnisation of Marriage; | iii) £21.00 | iii) £23.00 | |
| iv) additional fee when marriage performed outside Greffe hours of opening. | iv) £31.50 | iv) £35.00 | |
| 5. When marriage takes place in licensed building by Licence: | | | |
| i) entry of Notice of Marriage; | i) £9.50 | i) £10.00 | |
| ii) Licence for Marriage; | ii) £19.00 | ii) £21.00 | |
| iii) attendance of Registrar; | iii) £21.00 | iii) £23.00 | |
| iv) additional fee when marriage performed outside Greffe hours of opening. | iv) £31.50 | iv) £35.00 | |
| 6. When marriage takes place in Registrar-General's Office, by Special Licence: | | | |
| i) entry of Notice of Marriage; | i) £9.50 | i) £10.00 | |
| ii) Special Licence for Marriage; | ii) £40.00 | ii) £44.00 | |
| iii) solemnisation of Marriage; | iii) £21.00 | iii) £23.00 | |
| iv) additional fee when marriage performed outside Greffe hours of opening. | iv) £31.50 | iv) £35.00 | |

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| | <p>7. When marriage takes place in licensed building by Special Licence:</p> <p>i) entry of Notice of Marriage; ii) Special Licence for Marriage; iii) attendance of Registrar; iv) additional fee when marriage performed outside Greffe hours of opening.</p> <p>8. Marriage in private house by Special Licence:</p> <p>i) entry of Notice of Marriage; ii) Special Licence for Marriage; iii) attendance of Registrar; iv) additional fee when marriage performed outside Greffe hours of opening.</p> <p>9. Fees payable in accordance with Article IV of the "Loi Supplémentaire aux Mariages" 1926:</p> <p>i) entry of Notice of Marriage; ii) Certificate for Marriage.</p> | <p>i) £9.50 ii) £40.00 iii) £21.00 iv) £31.50</p> <p>i) £9.50 ii) £40.00 iii) £42.00 iv) £31.50</p> <p>i) £9.50 ii) £9.50</p> | <p>i) £10.00 ii) £44.00 iii) £23.00 iv) £35.00</p> <p>i) £10.00 ii) £44.00 iii) £46.00 iv) £35.00</p> <p>i) £10.00 ii) £10.00</p> |
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PART V

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

| Enactment and Section | Description | Existing fees payable | New fees payable |
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| <p>The Nursing and Residential Homes (Registration and Occupation) (Alderney) Law, 1987, section 1(2)(b)</p> | <p>1. Application made for the registration of a person in respect of a nursing home.</p> <p>2. Application made for the registration of a person in respect of a residential home.</p> | <p>The aggregate of: (a) £270.50; and (b) £21 multiplied by the number of patients specified to the application as the maximum no. of patients proposed to be accommodated in the home at any one time.</p> <p>The aggregate of: (a) £270.50; and (b) £21 multiplied by the number of residents specified to the application as the maximum no. of residents proposed to be accommodated in the home at any one time.</p> | <p>The aggregate of: (a) £298.00; and (b) £23 multiplied by the number of patients specified to the application as the maximum no. of patients proposed to be accommodated in the home at any one time.</p> <p>The aggregate of: (a) £298.00; and (b) £23 multiplied by the number of residents specified to the application as the maximum no. of residents proposed to be accommodated in the home at any one time.</p> |

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 following Ordinances are repealed, that is to say, the Fees (Amendment) (Alderney) Ordinance, 2003, the Fees (Amendment) (No 2) (Alderney) Ordinance, 2003 and the Fees (Amendment) (Alderney) Ordinance, 2004.

Citation

4. This Ordinance may be cited as the Fees (Amendment) (Alderney) Ordinance, 2005 and comes into force on the 1st day of May, 2005.

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

S.E. KELLY
Greffier