



ISLAND OF ALDERNEY

**XV
2010**

ORDINANCE OF THE STATES

Made *17th November 2010*

Coming into force *1st January 2011*

The Fees (Amendment) (Alderney) Ordinance, 2010

The States of Alderney in pursuance of their Resolution of the 17th day of November 2010, 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	£20	£20.50
	2. Renewal of permit	£15	£15.50
	3. Grant of indefinite permit by virtue of previous employment	£55	£56
Import and Export Control (Alderney) Law, 1946, Article 1, and the Import (Control) (Alderney) Order, 2010, Articles 1 and 3 and Sch. 7	Issue of a licence permitting the permanent importation of a motor vehicle: Scooter and Moped and Motorcycle and tri/quad bike Private Motor Vehicles:-	£33	£34

Enactment and Section	Description	Existing fees payable	New Fees Payable
	Unladen weight up to and including 20cwt	£120	£123
	Unladen weight up to and including 21cwt	£130	£133
	Unladen weight up to and including 22cwt	£140	£143
	Unladen weight up to and including 23cwt	£160	£164
	Unladen weight up to and including 24cwt	£170	£174
	Unladen weight up to and including 25cwt	£190	£194
	Unladen weight up to and including 26cwt	£210	£215
	Unladen weight up to and including 27cwt	£230	£235
	Unladen weight up to and including 28cwt	£250	£256
	Unladen weight up to and including 29cwt	£270	£276
	Unladen weight up to and including 30cwt	£300	£307
	Unladen weight up to and including 31cwt	£370	£379
	Unladen weight up to and including 32cwt	£400	£409
	Unladen weight up to and including 33cwt	£430	£440
	Unladen weight up to and including 34cwt	£450	£460
	Unladen weight up to and including 35cwt	£490	£501
	Unladen weight up to and including 36cwt	£640	£655
	Unladen weight up to and including 37cwt	£680	£696
	Unladen weight up to and including 38cwt	£720	£736
	Unladen weight up to and including 39cwt	£760	£777
	Unladen weight up to and including 40cwt	£800	£818
	Unladen weight in excess of 40cwt	£800 plus £200 per cwt or part thereof over 40 cwt	£818 plus £205 per cwt or part thereof over 40 cwt
	Commercial Vehicles not exceeding 40 cwt unladen weight:-		
	Unladen weight up to and including 20cwt	£140	£143
	Unladen weight up to and including 21cwt	£150	£153
	Unladen weight up to and including 22cwt	£160	£164
	Unladen weight up to and including 23cwt	£170	£174
	Unladen weight up to and including 24cwt	£180	£184
	Unladen weight up to and including 25cwt	£190	£194
	Unladen weight up to and including 26cwt	£200	£205
	Unladen weight up to and		

Enactment and Section	Description	Existing fees payable	New Fees Payable
	including 27cwt Unladen weight up to and including 28cwt Unladen weight up to and including 29cwt Unladen weight up to and including 30cwt Unladen weight exceeding 30cwt up to 40 cwt	£210 £220 £230 £245 £245 plus £20 per cwt or part thereof up to 40 cwt	£215 £225 £235 £251 £251 plus £20.50 per cwt or part thereof up to 40 cwt
	Commercial Vehicles over 40 cwt and self propelled plant and machinery: -		
	Unladen weight not exceeding 3 tons	£450	£460
	Unladen weight not exceeding 4 tons	£500	£512
	Unladen weight not exceeding 5 tons	£550	£563
	Unladen weight not exceeding 6 tons	£600	£614
	Unladen weight not exceeding 7 tons	£650	£665
	Unladen weight not exceeding 8 tons	£700	£716
	Unladen weight not exceeding 9 tons	£750	£767
	Unladen weight not exceeding 10 tons	£800	£818
		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.	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 (Control) (Alderney) Order, 2010, Articles 1 and 3 and Sch. 7	Issue of a licence permitting the importation of any fauna or flora, or any specimen, of a species listed in Annex A, B, or C of Council Regulation (EC) No. 338/97 on the protection of species of wild fauna and flora by regulating trade therein. Plants and Corals: Licence in respect of one or more genera where the import is for commercial		

Enactment and Section	Description	Existing fees payable	New Fees Payable
	purposes; Mammals, Birds, Reptiles and Others: Licence in respect of one or more genera where the import is for commercial purposes;	£22 per genus £22 per species	£25 per genus £25 per species
The Building and Development Control (Alderney) Law, 2002 s.5(1)(b)	1. Minor Works (i) 'A' Applications applications not requiring working drawings; on receipt of application (ii) 'B' Applications applications that require drawings or examples on receipt of application	£31.75 £63.50	£31.75 £63.50
	2. 'B' Applications extensions and Alterations to existing premises (<i>Not to include the creation of a separate dwelling</i>) Building Regulation Approval Charge 3. D Permit (<i>when introduced</i>) Building Regulation Approval Charge 4. C Permit (<i>Person qualified under section 33(1)(a) or (b) of the Building and Development Control (Alderney) Law, 2002</i>) 5. New Development for owner/occupier- (<i>i.e. demolition and rebuilding of existing dwelling</i>) 6.(i) Hotel Development	£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 £0.21 per sq ft £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. £0.21 per sq ft £530 £265.00 plus £0.21 per sq ft of all floor levels within the outside walls of the building. £635.00 plus	£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 £0.21 per sq ft £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. £0.21 per sq ft £530 £265.00 plus £0.21 per sq ft of all floor levels within the outside walls of the building. £635.00 plus

Enactment and Section	Description	Existing fees payable	New Fees Payable
	(new Hotel)	£0.42 per sq ft of all floor levels within the outside walls of the building.	£0.42 per sq ft of all floor levels within the outside walls of the building.
	Building Regulation Approval Charge	£0.21 per sq ft	£0.21 per sq ft
	(ii) Hotel Development (Building already registered as a hotel and will remain as such)	£530	£530
	Building Regulation Approval Charge	£0.21 per sq ft	£0.21 per sq ft
	7. Commercial Housing Developments	£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.
	Building Regulation Approval Charge	£0.21 per sq ft	£0.21 per sq ft
	8. Commercial Development	£265.00 plus	£265.00 plus
	(i) Premises under 1,000 square feet.	£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.	£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.
	Building Regulation Approval Charge	£0.21 per sq ft	£0.21 per sq ft
	(ii) Premises of 1000 square feet or more	£530.00 plus £0.32 per sq ft of all floor levels	£530.00 plus £0.32 per sq ft of all floor levels

Enactment and Section	Description	Existing fees payable	New Fees Payable
	<p data-bbox="424 734 655 792"><i>Building Regulation Approval Charge</i></p> <p data-bbox="424 846 616 904">9. Preliminary Declarations</p>	<p data-bbox="730 219 1075 680">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="826 734 979 770">£0.21 per sq ft</p> <p data-bbox="730 846 1059 958">50% of the full application fee, the amount paid will be deducted from cost of full application</p>	<p data-bbox="1107 219 1452 680">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 734 1356 770">£0.21 per sq ft</p> <p data-bbox="1107 846 1426 958">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;

“Committee” means the Policy and Finance Committee of the States of Alderney;

“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;

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

“**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	£31 - 3 months
		£50 - 6 months	£51 - 6 months
		£70 - 9 months	£72 - 9 months
		£90 - 12 months	£92 - 12 months
	2nd Class	£220 - 6 months	£225 - 6 months
		£400 - 12 months	£409 - 12 months
	3rd Class	£1,400 - 6 months	£1,432 - 6 months
		£2,600 - 12 months	£2,666 - 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	£116
	Full Hotel Licence	£320	£336
	Restaurant Licence	£130	£136
	Public House Licence	£120	£136
	Club Licence	£95	£99
The Dangerous Weapons (Alderney) Ordinance, 1965, section 8	Weapon Licence:		
	first weapon; additional weapon	£30 £11	£34 £12
The Alderney Road Traffic and Public Highways Ordinances, 1966 to 1988, section 15	1. Public Vehicle Licence: Taxi/Minibus	£70	£70
	2. Road Service Licence - Coach / Omnibus	£30	£30
	3. Public Vehicle Driving Licence	£11	£15.50
The Hired Motor Vehicles (Alderney) Ordinance, 1972, section 2(4)	Inspection Fee:-		
	Motor Cars -	£50	£50
	Motor Cycles -	£25	£25
	Inspection Re-test	50% of the above fee	50% of the above fee

Enactment and Section	Description	Existing Fees payable	New Fees payable
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	(i) £82 (ii) £14 (iii) £8	(i) £82 (ii) £14 (iii) £8
	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) (a) £160 (b) £82	(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	£150

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>	£4.35	£4.45
	2. When marriage takes place in Registrar-General's Office, by Certificate:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Certificate for Marriage;	(ii) £18	(ii) £18.50
	(iii) solemnisation of Marriage;	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	3. When marriage takes place in licensed building by Certificate:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Certificate for Marriage;	(ii) £18	(ii) £18.50
	(iii) attendance of Registrar;	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	4. When marriage takes place in Registrar-General's Office, by Licence:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Licence for Marriage;	(ii) £30	(ii) £31
	(iii) solemnisation of Marriage;	(iii) £57	(iii) £58
(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43	
5. When marriage takes place in licensed building by Licence:			
(i) entry of Notice of Marriage;	(i) £35	(i) £36	
(ii) Licence for Marriage;	(ii) £30	(ii) £31	

Enactment and Section	Description	Existing fees payable	New fees payable
	(iii) attendance of Registrar	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	6. When marriage takes place in Registrar-General's Office, by Special Licence:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Special Licence for Marriage;	(ii) £53	(ii) £54
	(iii) solemnisation of Marriage;	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	7. When marriage takes place in licensed building by Special Licence:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Special Licence for Marriage;	(ii) £53	(ii) £54
	(iii) attendance of Registrar;	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	8. Marriage in private house by Special Licence;		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Special Licence for Marriage;	(ii) £53	(ii) £54
	(iii) attendance of Registrar;	(iii) £57	(iii) £58
	(iv) additional fee when marriage performed outside Greffe hours of opening.	(iv) £42	(iv) £43
	9. Fees payable in accordance with Article IV of the "Loi Supplémentaire aux Mariages" 1926:		
	(i) entry of Notice of Marriage;	(i) £35	(i) £36
	(ii) Certificate for Marriage.	(ii) £18	(ii) £18.50
	10. <u>Approved buildings: -</u>		
	Annual fee in respect of premises licensed for the purpose of holding civil marriage ceremonies.	£123	£126

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: £360.00; and £28 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: £360.00; and £28 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 (Amendment) (Alderney) Ordinance, 2009 is hereby repealed.

Citation and Commencement

4. This Ordinance may be cited as the Fees (Amendment) (Alderney) Ordinance, 2010 and comes into force on the 1st day of January 2011.

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

S. E. KELLY
Greffier

£2.75

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The States Office
Island Hall