

GUERNSEY STATUTORY INSTRUMENT

2012 No. 41

**The Driving Licences and Driving Tests (Fees) Regulations,
2012**

<i>Made</i>	28 th August, 2012
<i>Coming into operation</i>	30 th August, 2012
<i>Laid before the States</i>	, 2012

THE ENVIRONMENT DEPARTMENT, in exercise of the powers conferred on it by sections 2A(b) and 2B of the Motor Taxation and Licensing (Guernsey) Law, 1987^a, as amended and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Amendments to the 1995 Ordinance.

1. The Driving Licences (Guernsey) Ordinance, 1995, as amended^b (the "**Ordinance**") is further amended as follows.
2. For section 7 of the Ordinance, substitute-

^a Ordres en Conseil Vol. XXX, p.341; as amended by Ordres en Conseil Vol. XXXI, p.278; Vol. XXXIII, p.127; Vol. XXXVI, p.256; Vol. XL, p.298; Order in Council No. XIX of 2007; Recueil d'Ordonnances Tome XXVI, p.90; XXIX, p.406.

^b Recueil d'Ordonnances Tome XXVI, p. 374; as amended by Recueil d'Ordonnances Tome XXVII, p.62, p.138, p.149; Tome XXVIII, p.55, p.299; Tome XXIX, p.202; Tome XXXII, p.93; Ordinance No. V of 2010; G.S.I Nos. 1, 23 of 2001; G.S.I Nos. 8 and 25 of 2002; G.S.I No. 24 of 2003; G.S.I No. 56 of 2004; G.S.I Nos. 22 and 23 of 2006; G.S.I. Nos. 9 and 27 of 2007.

"Fees for licences.

7. (1) Subject to subsection (2), the fee payable for licences granted under this Ordinance shall be, in the case of a licence of a description specified in the first column of the Table set out in Schedule 3 to this Ordinance, the fee specified in the second column of that Table.

(2) Where, in the case of licences included within paragraphs (1) to (3) or in paragraph (5) of Schedule 3 to this Ordinance, a licence is granted, pursuant to the provisions of section 8, for a period less than ten years, the fee payable in respect of the issue of such licence shall be such reduced sum as the Committee shall determine."

3. For Schedule 2 to the Ordinance, substitute --

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SCHEDULE 2

Section 4

DRIVING TEST FEES

The fee payable prior to taking a test of competence relating to a motor vehicle of a class included in the category set out in column (1) of the Table below shall be the corresponding sum set out in column (2) thereof.

(1) Category	(2) Fee
P	£45.00
A	£45.00
A1	£45.00
B	£35.00
B1	£35.00
C	£70.00
C1	£70.00

D	£70.00
D1	£70.00
B+E	£70.00
C1+E	£70.00
C+E	£70.00
D1+E	£70.00
D+E	£70.00
F	£70.00
G	£70.00
L	£35.00

4. For Schedule 3 to the Ordinance, substitute –

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SCHEDULE 3

Section 7

FEES FOR LICENCES

(1) Description of Licence	(2) Fee
(1) A provisional licence granted to a person who has not held a licence before	£45.00
(2) First full licence granted in exchange for a provisional licence	£0.00
(3) Renewal of a full or provisional licence	£45.00
(4) A full or provisional licence granted in exchange for a subsisting licence (other than a licence issued by the competent authority in a country outside the Island) or in place of a licence revoked pursuant to section 9(1)	£12.50

<p>of this Ordinance (surrender of driving licences) except -</p> <p>(a) where the licence granted is a first full licence granted in exchange for a provisional licence; or</p> <p>(b) where the subsisting or revoked licence is surrendered pursuant to section 9(1) or (2) of this Ordinance and the Committee is required to grant a new licence free of charge</p>	
(5) A licence issued in exchange for a licence issued by the competent authority in a country outside the Island	£45.00
(6) The first licence granted to a person after the expiration of a period of disqualification imposed upon him by an order of the court where -	
(a) the licence will remain in force for less than six years	£25.00
(b) the licence will remain in force for more than six years, for each year or part thereof until its expiration	£4.50
(7) A licence granted pursuant to section 11(2) of the principal Law	£12.50
(8) A duplicate licence	£25.00

Interpretation.

5. (1) In these Regulations, unless the context requires otherwise –

"enactment" means any Law, Ordinance or subordinate legislation,

"the Ordinance" : see regulation 1, and

"subordinate legislation" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

(2) The Interpretation (Guernsey) Law, 1948^c applies to the interpretation of these Regulations.

(3) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Repeal.

6. The Driving Licences (Increase of Fees) Regulations, 2007^d and the Driving Tests (Increase of Fees) Regulations, 2008^e are repealed.

Extent.

7. These Regulations have effect in the Islands of Guernsey and Alderney.

Citation.

8. These Regulations may be cited as the Driving Licences and Driving Tests (Fees) Regulations, 2012.

Commencement.

9. These Regulations shall come into force on the 30th August, 2012 in

^c Ordres en Conseil Vol. XIII, p. 355.

^d G.S.I. No. 9 of 2007.

^e G.S.I. No. 97 of 2008.

respect of fees payable for –

- (a) licences issued or granted which come into force on or after the 1st October, 2012, and
- (b) tests of competence which take place on or after the 1st November, 2012.

Dated this 28th day of August, 2012



R. DOMAILLE

Minister of the Environment Department

For and on behalf of the Department

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Amendment Regulations amend the current fees that are chargeable for licences issued which come into force on or after 1st October 2012, and tests of competence which take place, on or after the 1st November 2012.

These Amendment Regulations come into force on the 30th August 2012.