

**Motor Taxation and Licensing (Fees) (Guernsey)
(Amendment) Regulations, 2014**

Made

January, 2014

Coming into operation

10th March, 2014

Laid before the States

, 2014

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

Amendment of the Motor Taxation and Licensing Regulations, 2007.

1. (1) The Motor Taxation and Licensing (Fees) (Guernsey) Regulations, 2007^b are amended as follows.

(2) Immediately after regulation 1, insert the following regulations –

^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; No. XIX of 2007; Recueil d'Ordonnances Tome XXVI, p. 90; and Tome XXIX, p. 406.

^b G.S.I. No. 43 of 2007; as amended by G.S.I. No.10 of 2013.

"Failure to pay fee.

1A. The Department is under no obligation to register or re-register a motor vehicle in the event of the failure to pay the fee which relates to either the first or subsequent registration of the said motor vehicle, as specified in the first and third rows respectively of the Table of Fees set out in the Schedule to these regulations.

Waiver or reduction of fee.

1B. The Department may, at its absolute discretion, reduce or waive the requirement to pay any fee set out in these regulations, where it considers that it is appropriate to do so.

Exemption.

1C. (1) Without prejudice to regulation 1B, motor dealers who purchase a motor vehicle with the principal intention of selling it to a third party are exempt from the requirement to pay the fee which relates to the subsequent registration of the said motor vehicle, as specified in the third row of the Table of Fees set out in the Schedule to these regulations ("**subsequent registration fee**").

(2) For the purposes of this regulation, "**motor dealer**" means a business established in Guernsey or Alderney that specialises in the sale and exchange of motor vehicles and is recognised by the Environment Department for this purpose.

(3) For the avoidance of doubt, the subsequent registration of the motor vehicle referred to in paragraph (1) by a third party is not exempt from the requirement to pay the subsequent

registration fee."

(3) Immediately after regulation 3 insert the following regulation

Extent.

4. For the avoidance of doubt, these regulations have effect in the islands of Guernsey and Alderney."

(4) Immediately after the last row of the Table of Fees set out in the Schedule pursuant to regulation 1, insert the following row -

3. Subsequent registration of motor vehicle.	£25
--	-----

Interpretation.

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

(2) 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.

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

Citation and commencement.

3. These Regulations may be cited as the Motor Taxation and Licensing (Fees) (Guernsey) (Amendment) Regulations, 2014 and shall come into force on the 10th March 2014.

Dated this 21st day of January 2014



R. DOMAILLE

Minister of the States Environment Department

For and on behalf of the Department

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Motor Taxation and Licensing (Fees) (Guernsey) Regulations, 2007 ("2007 Regulations") and are made by the Environment Department under the Motor Taxation and Licensing (Guernsey) Law, 1987. These Regulations introduce a new fee upon the subsequent registration of a motor vehicle (i.e. where one motor vehicle is transferred from one registered keeper to another). Motor dealers who purchase a motor vehicle with the principal intention of selling it to a third party are exempt from this fee at the point of acquisition. The subsequent registration of the said motor vehicle in the name of a third party will be subject to the registration fee.

These Regulations give the Department the power to waive (or reduce) any fee set out in the 2007 Regulations. In addition, these Regulations clarify that the Department is under no obligation to register or re-register a motor vehicle if the appropriate fee has not been paid.

These Regulations come into force on the 10th March 2014.