

GUERNSEY STATUTORY INSTRUMENT

2015 No 2

Health and Safety (Fees) Order, 2015

Made 8th January, 2015
Coming into operation 1st February, 2015
Laid before the States , 2015

THE COMMERCE AND EMPLOYMENT DEPARTMENT, in exercise of the powers conferred upon it by sections 1 and 3(1) of the Health and Safety (Fees) (Guernsey) Law, 1993 (a) and all other enabling provisions hereby makes the following Order:-

Fees to be payable under Explosives Law.

1. The following fees shall be payable under and for the purposes of the following provisions of the Explosives (Guernsey) Law, 1905 (b) -

(i)	under article VIII ("licences pour provision"), a fee of	£50.00
(ii)	under article XXIX ("honoraries"),	
	Factory Licence ("licence d'usine")	£500.00
	Renewal	250.00
	Amendment	250.00
	Magazine Licence ("licence d'entrepot")	150.00
	Renewal	75.00
	Amendment	75.00
	Store Licence ("licence de magazine")	75.00
	Renewal	50.00
	House Licence ("licence de maison")	50.00
	Renewal	40.00
	Importation Licence	25.00
		+ £1 per 100 lbs explosive content
	Temporary Licence under Article IV of the Law	200.00

(a) Ordres en Conseil No.XIV of 1993.

(b) Ordres en Conseil Vol. III, pp.414 and 473; Vol.V, p.30; Vol.XV, p.11; Vol.XXIV, p.250; and Ordinance No.XXV of 1991.

Fees to be payable under Petroleum Law.

2. The following fees shall be payable under and for the purposes of the following provisions of the Law entitled “Loi relative aux Huiles ou Essences Minerales ou autres substances de la meme nature, 1924” (c) -
- (i) under article 2(1) (fees payable in respect of discharge of inflammable oils), an annual fee of £60.00;
 - (ii) under article 2(3) (fees for application for licences for storage of inflammable oils), a fee of: -
 - (a) for a quantity not exceeding 500 galls £40.00;
 - (b) for a quantity not exceeding 2,000 galls 60.00;
 - (c) for a quantity not exceeding 20,000 galls 75.00;
 - (d) for a quantity not exceeding 50,000 galls 100.00;
 - (e) for a quantity not exceeding 100,000 galls 150.00;
 - (f) for quantities greater than 100,000 galls 300.00;
 - (iii) under article 2(4) (fees for services rendered by Inspector in connection with construction of places for storage of inflammable oils), a fee of £75.00 per hour or part thereof; and
 - (iv) under article 2(8) (fees payable upon grant or renewal of licence for storage of inflammable oils), a fee of: -
 - (a) for quantities not exceeding 500 galls £40.00;
 - (b) for quantities not exceeding 2,000 galls 60.00;
 - (c) for quantities not exceeding 20,000 galls 75.00;
 - (d) for quantities not exceeding 50,000 galls 100.00;
 - (e) for quantities not exceeding 100,000 galls 150.00;
 - (f) for quantities greater than 100,000 galls 300.00.

(c) Ordres en Conseil Vol.VIII, p.324; Vol.VIII, p.149; Vol.XIX, p.213; Recueil d’Ordonnances Tome XXIV, p.162; and Ordinance No.XXV of 1991.

Fees to be payable under Poisonous Substances legislation.

3. The following fees shall be payable to the States for the grant, renewal or variation of the following licences under or for the purposes of the Poisonous Substances (Guernsey) Law, 1994 (d) and any Regulations or other subordinate legislation made under them.
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|-----|---|---------|
| (a) | Licence to import and store Poisonous Substances | £200.00 |
| (b) | Licence to store and use a Poisonous Substance | 50.00 |
| (c) | Provision of a copy of a poisonous substance evaluation, study report, or licence information | 20.00 |

Fees to be payable under Public Highways legislation.

4. The following fees shall be payable to the States for the grant, renewal or variation of the following permits under or for the purposes of the Public Highways Ordinance, 1967 (e).
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|-----|---------------------------------------|--------|
| (a) | for the granting of a scaffold permit | £40.00 |
| (b) | for the granting of a hoarding permit | 40.00 |
| (c) | for the granting of a banner permit | 20.00 |

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- (d) Ordres en Conseil No. XVIII of 1994; as amended by the Board of Employment, Industry and Commerce (Transfer of Functions) Ordinance, 1996 (No. XXXI of 1996); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003).
- (e) Recueil d'Ordonnances Tome XV, p. 241; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); the Health and Safety at Work (General) (Guernsey) Ordinance, 1987 (Recueil d'Ordonnances Tome XXIV, p. 162); the Transfer of Functions Ordinance, 1991 (Recueil d'Ordonnances Tome XXV, p. 328); the Public Highways (Amendment) Ordinance, 1993 (Recueil d'Ordonnances Tome XXVI, p. 176); the Board of Employment, Industry and Commerce (Transfer of Functions) Ordinance, 1996 (No. XXXI of 1996); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003).

Fees to be payable under Health and Safety legislation.

5. The following fees shall be payable to the States for the provision of the following services or documents, under or for the purposes of the Health, Safety and Welfare of Employees Law, 1950 (f), the Health and Safety at Work etc. (Guernsey) Law, 1979 (g) and any Ordinance or other subordinate legislation made under them.

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|-----|---|--|
| (a) | for the analysis of samples referred for specialist examination, the actual cost plus | £20.00 |
| (b) | Provision of factual reports (on the basis of time expended in their preparation) at | £75.00
per hour
or part thereof. |

Interpretation.

6. (1) The provisions of the Interpretation (Guernsey) Law, 1948 (h) shall apply to the interpretation of this order as they apply to the interpretation of an enactment.
- (2) Any reference in this order to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Revocation of the 2013 Order

7. The Health and Safety (Fees) Order, 2013 (i) is revoked.

Citation

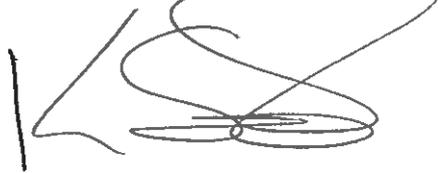
8. This Order may be cited as the Health and Safety (Fees) Order, 2015.

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- (f) Ordres en Conseil Vol.XIV, p.312 and Ordinance No.XXV of 1991.
- (g) Ordres en Conseil Vol.XXVII, p.155.
- (h) Ordres en Conseil Vol.XIII, p.335.
- (i) Guernsey Statutory Instrument 2013 No. 33

Commencement

9. This Order shall come into operation on the 1st day of February 2015.

Dated this 8th day of January, 2015

A handwritten signature in black ink, consisting of a large, stylized 'K' followed by several loops and a horizontal line at the bottom.

Kevin A Stewart
Minister of Commerce and Employment
For and on behalf of the Department

EXPLANATORY NOTE

This Order specifies, for the purposes of the Health and Safety (Fees) (Guernsey) Law, 1993, the fees to be payable to the Commerce and Employment Department under and for the purposes of the Explosives (Guernsey) Law, 1905, the Law entitled "Loi relative aux Huiles ou Essences Minerales ou autre substances de la meme nature, 1924", the Health and Safety at Work etc. (Guernsey) Law, 1979 (including the Ordinance thereunder), the Poisonous Substances (Guernsey) Law, 1994 and the Public Highways Ordinance, 1967.

