



**The Land Planning and Development (Immunity
Certificate Fee) Regulations, 2016**

<i>Made</i>	<i>12th April, 2016</i>
<i>Coming into operation</i>	<i>3rd May, 2016</i>
<i>Laid before the States</i>	<i>, 2016</i>

THE ENVIRONMENT DEPARTMENT, in exercise of the powers conferred on it by section 3(3)(b) of the Land Planning and Development (Enforcement) Ordinance, 2016^a and section 89 of the Land Planning and Development (Guernsey) Law, 2005^b, and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Fee to accompany application for an immunity certificate.

1. The prescribed fee that must accompany an application for an immunity certificate, under section 3(3) of the Land Planning and Development (Enforcement) Ordinance, 2007, is £70.

Interpretation.

2. (1) In these Regulations, unless the context requires otherwise -

"**enactment**" includes a Law, an Ordinance and any subordinate legislation and includes any provision or portion of a Law, an Ordinance or

^a Ordinance No. XXVII of 2007. The Ordinance is amended by Ordinance No. IX of 2016 with effect from 1st May, 2016.

^b Order in Council No. XVI of 2005 which is amended by Ordinance No. IX of 2016 with effect from 1st May, 2016 and to which there are other amendments not relevant to these Regulations.

any subordinate legislation,

"**immunity certificate**" is construed in accordance with section 3(8) of the Land Planning and Development (Enforcement) Ordinance, 2007, and

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any statutory, customary or inherent power and having legislative effect, but does not include an Ordinance.

(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.

Application of fee in regulation 1.

3. For the avoidance of doubt, the fee prescribed under regulation 1, applies to an application for an immunity certificate made on or after the 3rd May, 2016.

Repeal.

4. The Land Planning and Development (Immunity Certificate Fee) Regulations, 2009^d are repealed.

Citation and commencement.

5. These Regulations may be cited as the Land Planning and Development (Immunity Certificate Fee) Regulations, 2016 and shall come into force on the 3rd May, 2016.

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

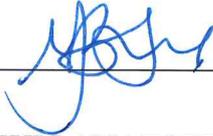
^d G.S.I. No. 7 of 2009.

Dated this 12th day of April, 2016

YVONNE BURFORD

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 repeal and replace the Land Planning and Development (Immunity Certificate Fee) Regulations, 2009.

The main difference from the 2009 Regulations is that they substitute a fee of £70 for the previous £50 fee to cover increased costs related to the issuing of immunity certificates since 2009. The new fee will apply to applications for immunity certificates made on or after 3rd May, 2016.

These Regulations come into force on the 3rd day of May, 2016.