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GUERNSEY STATUTORY INSTRUMENT

GUERNSEY

2016 No. **55**

## **Motor Vehicles, Licensing and Traffic (Fees) (Guernsey) Regulations, 2016**

*Made*

28<sup>th</sup> November, 2016

*Coming into operation*

1<sup>st</sup> January, 2017

*Laid before the States*

, 2017

**THE COMMITTEE FOR THE ENVIRONMENT & INFRASTRUCTURE**, in exercise of the powers conferred on it by sections 2A and 2B of the Motor Taxation and Licensing (Guernsey) Law, 1987<sup>a</sup>, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007<sup>b</sup>, sections 4, 5, 8, 9, 16 and 17 of the Registration Marks (Sale and Retention) Ordinance, 1997<sup>c</sup>, sections 1 and 8A of the Motor Vehicles (International Circulation) Ordinance, 1974<sup>d</sup> and all

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<sup>a</sup> Ordres en Conseil Vol. XXX, p. 341; amended by Ordres en Conseil Vol. XXXI, p. 278; Vol. XXXIII, p. 127; Vol. XXXVI, p. 256; Order in Council No. IX of 2000; No. XIX of 2007; Recueil d'Ordonnances Tome XXVI, p. 90; Ordinance No. XXXIII of 2003; No. XIII of 2016.

<sup>b</sup> Order in Council No. VII of 2008; amended by No. VIII of 2010, Ordinance No. VII of 2008; No. IV of 2011; No. XLIII of 2013; No. XLIII of 2014; No. IX of 2016.

<sup>c</sup> Recueil d'Ordonnances Tome XXVII, p. 401, amended by Ordinance No. I of 2007; No. IX of 2016; G.S.I. No. 10 of 2013.

<sup>d</sup> Recueil d'Ordonnances Tome XIX, p. 285; amended by Ordres en Conseil Vol. XXXI, p. 278; Vol. XXXIII, p. 127; Recueil d'Ordonnances Tome XX, p. 241; Tome XXV, p. 133; Tome XXVI, p. 90; Tome XXVIII, p. 220; Ordinance

other powers enabling it in that behalf, hereby makes the following Regulations:-

**Amendment of Traffic Véhiculaire Ordonnance of 1932.**

1. (1) The Ordonnance supplémentaire à l'Ordonnance ayant rapport au Trafic Véhiculaire en cette Île, 1932<sup>e</sup> is amended as follows.

(2) In article 15(3)(b) for "forty pounds" substitute "forty two pounds".

**Sum prescribed under the Motor Vehicles (International Circulation) Ordinance, 1974.**

2. For the purposes of section 1(4) of the Motor Vehicles (International Circulation) Ordinance, 1974, the fee prescribed for any document issued under section 1 of that Ordinance shall be £13.

**Amendment of the Driving Licences (Guernsey) Ordinance, 1995.**

3. (1) The Driving Licences (Guernsey) Ordinance, 1995<sup>f</sup>, is

No. XXXIII of 2003; No. XXXII of 2007; No. IX of 2016; G.S.I. No. 30 of 1999; G.S.I. No. 54 of 2006; G.S.I. No. 21 of 2008; and G.S.I. No. 10 of 2013.

<sup>e</sup> Recueil d'Ordonnances, Tome VI, p. 89; amended by Ordres en Conseil Vol. XXII, p. 558; Vol. XXXI, p. 278; Vol. XXXIII, p. 127; Recueil d'Ordonnances Tome VIII, pp. 226, 227 and 229; Tome XI, p. 241; Tome XIV, p. 125; Tome XV, pp. 219 and 370; Tome XVI, pp. 14 and 503; Tome XIX, p. 285; Tome XX, p. 445; Tome XXI, p. 190; Tome XXVI, p. 90; Tome XXVII, p. 401; Ordinance No. XXXIII of 2003; and Nos. I, XI and XII of 2007; and G.S.I. No. 10 of 2013.

<sup>f</sup> Recueil d'Ordonnances Tome XXVI, p. 374; amended by Recueil d'Ordonnances Tome XXVII, pp. 62, 138, 149; Tome XXVIII, p. 55; Ordinance No. III of 2000; No. XXX of 2002; No. XII of 2007; No. V of 2010; No. V of 2015; G.S.I. Nos. 1 and 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; G.S.I. No. 41 of 2012; and G.S.I. No. 10 of 2013; G.S.I. No. 16 of 2015; G.S.I. Nos. 5 and 26 of 2016.

amended as follows.

(2) For Schedule 3, substitute –

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### SCHEDULE 3

Section 7

#### FEES FOR LICENCES

(1) Description of Licence	(2) Fee	(3) Next Day Licence	(4) Same Day Licence
(1) A provisional licence granted to a person who has not held a licence before	£48.00	£68.00	£78.00
(2) First full licence granted in exchange for a provisional licence	£0.00	£20.00	£30.00
(3) Renewal of a full or provisional licence	£48.00	£68.00	£78.00
(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) of this Ordinance (surrender of driving licences) except -	£27.00	£47.00	£57.00

(a) where the licence granted is a first full licence granted in exchange for a provisional licence; or			
(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			
(5) A licence issued in exchange for a licence issued by the competent authority in a country outside the Island	£48.00	£68.00	£78.00
(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	£27.00	£47.00	£57.00
(b) the licence will remain in force for more than six years, for each year or part thereof until its expiration	£4.80	The fee calculated in column (2) plus £20.00	The fee calculated in column (2) plus £30.00
(7) A licence granted pursuant to section 11(2) of the principal Law	£27.00	£47.00	£57.00
(8) A duplicate licence	£27.00	£47.00	£57.00

**Sums prescribed under the Registration Marks Ordinance, 1997.**

4. (1) For the purposes of section 4 of the Registration Marks (Sale and Retention) Ordinance, 1997 ("**the Registration Marks Ordinance**") the sum prescribed for the acquisition of the right referred to under that section is £84.

(2) For the purposes of section 5 of the Registration Marks Ordinance the sum prescribed for the acquisition of the right referred to under that section is £84.

(3) For the purposes of sections 8(1) and 8(3) of the Registration Marks Ordinance the sum prescribed for the issue of a copy of a certificate marked as a duplicate is £42.

(4) For the purposes of section 9(5)(d) of the Registration Marks Ordinance the sum prescribed for the grant of an extension is £84.

**Amendment of the Motor Taxation and Licensing Regulations, 2007.**

5. (1) The Motor Taxation and Licensing (Fees) (Guernsey) Regulations, 2007<sup>g</sup> are amended as follows.

(2) In the Schedule, for the Table of Fees substitute –

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<i>Event or matter in respect of which fee is payable</i>	<i>Amount of fee</i>
1. First registration of motor vehicle.	£42
2. Upon issue of duplicate certificate.	£13

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<sup>g</sup> G.S.I. No. 43 of 2007 ; G.S.I. No. 10 of 2013 and G.S.I. No. 3 of 2014.

3. Subsequent registration of motor vehicles	£26
4. Upon issue of certificate of export	£13

**Interpretation.**

6. (1) The Interpretation (Guernsey) Law, 1948<sup>h</sup> 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.

(3) These Regulations shall be deemed to be an Order prescribed by the Committee for the Environment & Infrastructure under and for the purposes of –

- (a) section 1 of the Motor Vehicles (International Circulation) Ordinance, 1974 (see regulation 2 of these Regulations), and
- (b) sections 4, 5, 8 and 9 of the Registration Marks (Sale and Retention) Ordinance, 1997 (see regulation 4 of these Regulations).

**Citation and commencement.**

7. These Regulations may be cited as the Motor Vehicles, Licensing and

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<sup>h</sup> Ordres en Conseil Vol. XIII, p. 355.

Traffic (Fees) (Guernsey) Regulations, 2016 and shall come into force on the 1<sup>st</sup> January 2017.

Dated this 28<sup>th</sup> day of November 2016



DEPUTY B. BREHAUT

President of the Committee for the Environment & Infrastructure  
For and on behalf of the Committee

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#### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are made by the Committee for the Environment & Infrastructure under the Motor Taxation and Licensing (Guernsey) Law, 1987, the Fees, Charges and Penalties (Guernsey) Law, 2007, the Registration Marks (Sale and Retention) Ordinance, 1997, and the Motor Vehicles (International Circulation) Ordinance, 1974.

These Regulations increase the fees payable to the Committee for the Environment & Infrastructure with effect from the 1<sup>st</sup> January 2017 in relation to the following areas:

- Driving Licences - the issue and renewal of driving licences and the provision of duplicate licences as detailed in Schedule 3,

- Vehicle Registration - the first registration of a motor vehicle (£42), the subsequent registration of motor vehicles (£26.00), the issuing of a duplicate registration certificate (£13.00) or a certificate of export (£13),
- Registration Marks - the exchange of registration marks (£42), the acquisition of a right of retention (£84), the acquisition of a right to be on the waiting list for a particular registration mark (£84), the issue of a duplicate certificate (£42), and the grant of an extension of a right (£84), and
- International Driving Permits – the issue of an international driving permit or certificate (£13).

These fee increases are primarily based upon increases in the RPIX (an index based on the Retail Price Index that excludes mortgage interest payments) since the fees and charges set out in these Regulations were last reviewed; with the exception of charges for adding a category to, or removing an endorsement from, a driving licence and the charge for an international driving permit which now reflect the equivalent charges applied to other similar documents issued under the aforementioned Ordinances and Regulations. The charging of a fee for the issuing of a certificate of export for a motor vehicle is also confirmed in this Regulation.

These Regulations come into force on the 1<sup>st</sup> January 2017.