

GUERNSEY STATUTORY INSTRUMENT

No. 9

The Boarding Permit Fees (No.2) Order, 2017

<i>Made</i>	<i>16th March, 2017</i>
<i>Coming into operation</i>	<i>1st April, 2017</i>
<i>Laid before the States</i>	<i>2017</i>

THE COMMITTEE FOR ECONOMIC DEVELOPMENT, in exercise of the powers conferred on it by section 17 of the Tourist Law, 1948^a and of all other powers enabling it in that behalf, hereby orders:-

Fee payable by applicants for a boarding permit.

1. An applicant for a boarding permit shall pay to the Committee on application for a boarding permit valid from 1st April 2017 to 31st March 2018, or part thereof, the following fee –

- (a) for an application in respect of accommodation to be provided in premises which would be categorised as a hotel, guest accommodation, serviced apartment, hostel or self-catering premises were a boarding permit to be granted under the Law, the sum of £15 per permit application submitted, or

^a Orders en Conseil Vol. XIII, p. 329, as amended by Ordres en Conseil Vol. XXI, p. 104; Vol. XXVIII, p. 275, Vol. XXXI, p. 278, Vol. XXXVIII, p. 307, Recueil d'Ordonnances Tome XVIII, p. 20, Ordinance No. XXXIII of 2003 and Ordinance No. IX of 2016.

- (b) for an application in respect of accommodation to be provided in premises of any description not falling within subparagraph (a), the sum of £50 per permit application submitted.

Interpretation.

2. (1) In this Order, unless the context requires otherwise –

" **the Committee**" means the Committee for Economic Development,
and

"**the Law**" means the Tourist Law, 1948,

and other expressions have the same meaning as in the Law.

- (2) The Interpretation (Guernsey) Law, 1948^b applies to the interpretation of this Order.

- (3) 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.

Transitional Provisions.

3. For the avoidance of doubt, a fee submitted to the Committee on application for a boarding permit, in anticipation of the coming into force of the

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

following articles of the Boarding Permit Fees Order, 2017^c is to be treated as follows–

- (a) a fee of £15 submitted by an applicant by reference to article 1(a) or 1(b) of the Boarding Permit Fees Order, 2017 in relation to an application for a boarding permit in respect of accommodation of a description falling within article 1(a) of this Order, is treated as a fee submitted under article 1(a) of this Order, and
- (b) a fee of £50 submitted by an applicant by reference to article 1(c) of the Boarding Permit Fees Order, 2017 in relation to an application for a boarding permit for accommodation of a description falling within article 1(b) of this Order, is treated as a fee submitted under article 1(b) of this Order.

Revocation.

4. The Boarding Permit Fees Order, 2016^d and the Boarding Permit Fees Order, 2017 are revoked.

Citation.

5. This Order may be cited as the Boarding Permit Fees (No.2) Order, 2017.

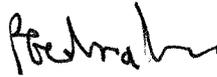
^c G. S. I. No. 2 of 2017.

^d G. S. I. No. 1 of 2016.

Commencement.

6. This Order comes into force on the 1st April, 2017.

Dated this 16th day of March 2017



P. T. R. FERBRACHE

President of the Committee for Economic Development

For and on behalf of the Committee

EXPLANATORY NOTE

(This note is not part of the Order)

This Order prescribes the fees payable by an applicant for a boarding permit valid during the period 1st April 2017 to 31st March 2018 and revokes and replaces both the Boarding Permit Fees Order, 2016 and the Boarding Permit Fees Order, 2017.

The Boarding Permit Fees Order 2017 was made by the Committee on the 9th February 2017 and was subsequently found to contain technical errors in referring to legislation not approved by the States at the time the Order was made. This Order revokes and replaces the original 2017 Order to remove those references.

Although the description of the types of accommodation is different from the descriptions used in the original 2017 Order, the practical effect is the same. The fee in respect of an application for a boarding permit for accommodation which would be categorised as a hotel, guest accommodation, serviced apartment, hostel or self-catering premises under the Tourist Law, 1948, were a permit to be granted, is £15

whereas the fee for any other description of accommodation is £50. This latter category is intended to cover occasional accommodation, such as "Air Bed & Breakfast accommodation", not offered in standard, commercial visitor accommodation which would not meet the requirements for categorisation as a hotel, guest house etc. under the Tourist Law, 1948.

The level of fees prescribed remains the same as in the Boarding Permit Fees Order, 2017. This Order comes into force on the 1st April, 2017.

