

GUERNSEY STATUTORY INSTRUMENT

2017 No. 21

GREFFE
ROYAL COURT

19 APR 2017

GUERNSEY

**The Weights and Measures (Fees)
Regulations, 2017**

Made

12th April, 2017

Coming into operation

1st June, 2017

Laid before the States

, 2017

THE COMMITTEE FOR HOME AFFAIRS, in exercise of the powers conferred on it by sections 8(5), 61 and 62 of the Weights and Measures (Guernsey and Alderney) Law, 1991^a and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Fees for testing of equipment.

1. (1) The fee payable in respect of the testing, under section 8(4) of the Law, of any weighing or measuring equipment, whether or not the equipment is passed as fit for use for trade, shall be the fee (the "verification fee") specified in column 3 of the Schedule corresponding to the equipment type specified in column 2 of the said Schedule.

(2) The fee payable in respect of the testing, under section 62(2)(b) of the Law, of the accuracy of such equipment, at the request of any person, shall be -

^a Ordres en Conseil Vol. XXXIII, p. 251; amended by Recueil d'Ordonnances Tome XXVII, p. 139; No. XXXIII of 2003; No. IX of 2016; G.S.I. No. 57 of 1991; G.S.I. No. 23 of 1999.

- (a) the fee (the "request test fee") specified in column 4 of the Schedule corresponding to the equipment type specified in column 2 of the said Schedule, or
- (b) if the equipment type is not so specified, at the rate of £55 per hour of inspector time.

(3) The request test fee payable in respect of the testing, under section 62(2)(c) of the Law, of any metrological equipment for compliance with any specification, shall be -

- (a) in respect of any equipment specified in column 2 of the Schedule, the request test fee specified in column 4 of the Schedule corresponding to the equipment type specified in column 2 of the said Schedule, or
- (b) if such metrological equipment is not so specified, at the rate of £55 per hour of inspector time.

(4) The fees payable in accordance with this regulation shall be subject, where applicable, to the additional fees specified in column 4 of category H of the Schedule.

Fees for other services provided by Committee.

2. (1) The fee payable for the hiring out of test weights under section 3(2)(b) of the Law shall be £34 per tonne or part thereof per day or part thereof.

(2) The fee payable for the weighing or other measurement of any goods by an inspector at the request of any person under section 62(2)(a) shall be at the rate of £55 per hour of inspector time and shall be subject, where applicable, to the additional fees specified in column 4 of category H of the Schedule.

Interpretation.

3. (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 any subordinate legislation,

"**inspector time**" means time spent by an inspector in carrying out a test or other service under the Law,

"**the Law**" means the Weights and Measures (Guernsey and Alderney) Law, 1991,

"**public holiday**" means a day appointed as a public holiday under section 1 of the Bills of Exchange (Guernsey) Law, 1958^b

"**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) Any fees expressed to be at a rate per hour of inspector time shall be charged pro rata to the nearest quarter of an hour.

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

^b Ordres en Conseil Vol. XVII, p. 384; amended by Vol. XXIV, p. 84; Vol. XXXIV, p. 504; Vol. XXXV(1), p. 367.

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

(4) 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.

Revocation and savings.

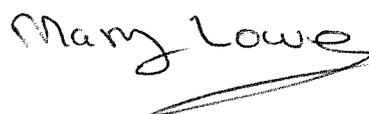
4. (1) Subject to paragraph (2), the Weights and Measures (Fees) Regulations, 2012^d ("the 2012 Regulations") are revoked.

(2) The 2012 Regulations shall apply to the fees to be charged in respect of tests undertaken prior to the commencement of these Regulations.

Citation and commencement.

5. These Regulations may be cited as the Weights and Measures (Fees) Regulations, 2017 and shall come into force on the 1st June, 2017.

Dated this 12th day of April, 2017



DEPUTY M. LOWE

President of the Committee for Home Affairs
For and on behalf of the Committee

^d G.S.I. No. 70 of 2012.

SCHEDULE

Regulation 1

In this Schedule, the symbols and abbreviations employed refer to the units of measurement as follows:

Imperial

ft - foot

lb - pound

Metric

m - metre

kg - kilogram

	Equipment type	Verification fee	Request test fee
A	Weights - All weights up to 10 kg	£11.00	£15.00
B	Measures - (1) Linear Measures (with or without divisions or subdivisions) the scales not exceeding 3 m or 10 ft for each scale	£11.00	£15.00
	(2) Capacity measures (with or without divisions or subdivisions) not exceeding 1 litre or 1 quart	£11.00	£15.00
C	Weighing Instruments - (1) Instruments calibrated to weigh only in metric or imperial units (other than automatic or totalising weighing machines), each instrument: Capacity as marked on the machine -		
	Less than 100kg (if metric) or 224lb (if imperial)	£80.00	£107.00
	100kg (224lb) or more, but less than 1 tonne (2240lb)	£185.00	£247.00
	1 tonne (2240lb) or more	£215.00	£287.00

	Equipment type	Verification fee	Request test fee
	(2) Instruments incorporating remote display or printing facilities, or those calibrated to weigh in both imperial and metric units	A fee based on the capacity of the machine as specified in (1) plus a charge to cover any additional tests at a rate of £42 per hour of inspector time. In addition to that fee, for the verification of weighing instruments of 500kg (1120lb) or more, a charge equal to the reasonable cost of the hire of the weights and associated transport costs.	A fee based on the capacity of the machine as specified in (1) plus a charge to cover any additional tests at a rate of £55 per hour of inspector time. In addition to that fee, for the testing of weighing instruments of 500kg (1120lb) or more, a charge equal to the reasonable cost of the hire of the weights and associated transport costs.
D	Measuring instruments for intoxicating liquor - Each instrument	£15.00	£20.00
E	Measuring instruments - (1) Instruments for measuring liquid fuel or lubricants, or a mixture thereof: First meter tested Each additional meter tested during the same visit (2) Instruments incorporating ancillary equipment or equipment including temperature compensating devices -	£139.00 £42.00 A fee based on the charge in (1) plus a charge to cover any additional tests at a rate of £42.00 per hour of inspector time.	£185.00 £55.00 A fee based on the charge in (1) plus a charge to cover any additional tests at a rate of £55.00 per hour of inspector time.

	public holiday	times the rate prescribed above (including any additional fees) for the equipment type	times the rate prescribed above (including any additional fees) for the equipment type
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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision, for the purpose of the Weights and Measures (Guernsey and Alderney) Law, 1991, for fees to be paid in respect of testing of weighing and measuring equipment as fit for use for trade; for the testing of goods and equipment upon request of any person; and fees to be charged for the hire of equipment.

These Regulations come into force on the 1st day of June, 2017.