



GUERNSEY STATUTORY INSTRUMENT

2018 No. 19

The Aviation Registry (Fees) Regulations, 2018

<i>Made</i>	18 th May, 2018
<i>Coming into operation</i>	21 st May, 2018
<i>Laid before the States</i>	, 2018

THE COMMITTEE FOR ECONOMIC DEVELOPMENT, in exercise of the powers conferred upon it by section 10(4) and section 52 of the Aviation Registry (Guernsey) Law, 2013^a ("the Law"), and all other powers enabling it in that behalf, hereby makes the following regulations:-

Matters in respect of which fees are payable.

1. Fees are payable in respect of –
 - (a) any application made to the Registrar under the Law,
and
 - (b) any function exercised by the Registrar under the Law
in respect of any particular person,

together the "relevant matters".

^a Order in Council No. XIII of 2013.

Amount of fees.

2. (1) The fees payable in respect of the relevant matters are set out in the Schedule hereto.

(2) For the avoidance of doubt, the Registrar's decision as to which fee is applicable is binding.

(3) Where an applicant wishes to register more than one aircraft, being aeroplanes with an MTOMA exceeding 5,700 kg or helicopters with an MTOMA exceeding 3,175 kg, the Registrar may, if the Registrar sees fit, offer a reduced registration fee for each such aircraft.

(4) Notwithstanding paragraph (1), the Registrar may, in exceptional circumstances and in the Registrar's absolute discretion, waive all or part of any fee payable.

Person by whom, and time by which, fees are payable.

3. The fees shall be payable in full by the applicant at the time of the application, or within 14 days of the date on which the Registrar notifies the applicant of the applicable fee (whichever is the later).

Interpretation.

4. (1) In these regulations –

"the Eligibility Regulations" means the Aviation Registry (Eligibility) Regulations, 2013,

"the Law" means the Aviation Registry (Guernsey) Law, 2013,

"MTOMA" means maximum take off mass authorised, which is the maximum total mass of an aircraft and its contents, at which the aircraft may take off anywhere in the world, in the most favourable circumstances in accordance with the certificate of airworthiness in force in respect of the aircraft,

"the Registrar" means the Aircraft Registrar,

"relevant matters" has the meaning given in regulation 1,

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

(2) The notes set out in the last column of the Schedule are only for the purposes of general guidance and are without prejudice to any provision of, or liability arising under, the Law or these regulations.

(3) The Interpretation (Guernsey) Law, 1948^b applies to the interpretation of these regulations as it applies to the interpretation of an enactment.

(4) Any reference in these regulations to an enactment is a reference thereto as from time to time amended, repealed and replaced (with or without modification), extended or applied.

Revocation.

5. The Aviation Registry (Fees) Regulations, 2013^c are hereby revoked.

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

^c G.S.I No 62 of 2013.

Citation.

6. These Regulations may be cited as the Aviation Registry (Fees) Regulations, 2018.

Commencement.

7. These Regulations shall come into force on the 21st day of May, 2018.

Dated this 18th day of May, 2018

A handwritten signature in black ink, appearing to be 'C. Parkinson', written in a cursive style.

DEPUTY C. PARKINSON

President of the Committee for Economic Development
For and on behalf of the Committee

SCHEDULE

APPLICABLE FEES

MATTER IN RESPECT OF WHICH FEE PAYABLE	FEE	NOTES
Registration of aircraft* (section 20)	£150	*save where the owner falls within regulation 1(1)(d) of the Eligibility Regulations
Registration of aircraft where owner falls within regulation 1(1)(d) of the Eligibility Regulations (section 20)	£230 per hour*	*calculated according to time spent processing the application
Registration of engine* (section 28)	£150	*save where the owner falls within regulation 1(1)(d) of the Eligibility Regulations
Registration of engine where owner falls within regulation 1(1)(d) of the Eligibility Regulations (section 28)	£230 per hour*	*calculated according to time spent processing the application
Registration of charge (section 33)	£280	
Registration of priority notice (section 34)	£ 130	
Amendment of an entry in any of the Registers (section 14)	£65	
A certified copy of any document	£65	
Removal of aircraft from Aircraft Register (section 16)	£ 150	
Removal of engine from Engine Register (section 16)	£ 150	

Discharge of charge from Charges Register (section 38)	£150	
Exceptional charges	£100 per hour, for each member of the Registry staff	This fee applies where a request, in the reasonable opinion of the Registrar, will result in excessive work volumes and/or is a burden upon registry resources. The application of these charges will be advised in advance of any work being undertaken by the Registry

EXPLANATORY NOTE

(This note is not part of the regulations)

These Regulations specify the fees, and the person by whom and time by when they are payable, for applications to and the exercise of the functions of the Aircraft Registrar under the Aviation Registry (Guernsey) Law, 2013.