

GREFFE  
ROYAL COURT

05 OCT 2018

D.M.J.

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2018 No. **54**

## The Pilotage Dues (Guernsey) (No. 2) Regulations, 2018

<i>Made</i>	<i>4th October, 2018</i>
<i>Coming into operation</i>	<i>1st January, 2019</i>
<i>Laid before the States</i>	<i>, 2018</i>

THE STATES' TRADING SUPERVISORY BOARD, in exercise of the powers conferred upon it by sections 1, 2, 3 and 8 of the Pilotage Dues and Fees Ordinance, 1987<sup>a</sup> and sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007<sup>b</sup>, and all other powers enabling it in that behalf, hereby makes the following regulations:-

### Charges.

1. (1) The charges set out in the Schedule to these Regulations shall have effect.

(2) Subject to subsection (3), the charges as prescribed by the Pilotage Dues (Guernsey) Regulations, 2018<sup>c</sup> shall cease to have effect.

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<sup>a</sup> Recueil d'Ordonnances Tome XXIV, p.1; as amended by Ordinance No. VII of 2008; and No. XLIII of 2013.

<sup>b</sup> Order in Council No. VII of 2008; as amended by Order in Council No. VIII of 2010; No. IV of 2016; Ordinance No. VII of 2008; No. IV of 2011; No. XLIII of 2013; No. XLIII of 2014; No. IX of 2016; and No. XLI of 2017.

<sup>c</sup> G.S.I No. 76 of 2017.

(3) The ceasing of effect of the charges referred to in paragraph (2) is without prejudice to any right, privilege, obligation or liability acquired, accrued or incurred in respect of those charges.

**Interpretation.**

2. In these regulations, "general pilot", "the roadstead" and "special pilot" have the meanings assigned by section 11 of the Pilotage (Guernsey) Law, 1966<sup>d</sup>.

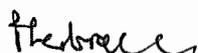
**Revocation.**

3. The Pilotage Dues (Guernsey) Regulations, 2018 are revoked.

**Citation and commencement.**

4. These Regulations may be cited as the Pilotage Dues (Guernsey) (No. 2) Regulations, 2018, and shall come into force on the 1<sup>st</sup> January, 2019.

Dated this 4<sup>th</sup> day of October, 2018.



DEPUTY P T R FERBRACHE

President of the States' Trading Supervisory Board

For and on behalf of the Board

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<sup>d</sup> Ordres en Conseil Vol. XX, p. 206; there are amendments not relevant to these regulations.

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## EXPLANATORY NOTE

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

These Regulations prescribe the pilotage dues and related charges payable under the Pilotage Dues and Fees Ordinance, 1987. Under the terms of the Fees, Charges and Penalties (Guernsey) Law, 2007, these dues and charges may now be prescribed by regulations of the Public Services Department.

These Regulations come into force on the 1<sup>st</sup> day of January, 2019.

## SCHEDULE

Regulation 1.

### *General pilots*

**1.1 Pilotage of a vessel for the purpose of entering or leaving or making use of the harbours of Saint Peter Port or Saint Sampsons, or the roadstead:**

	<b>RATE</b>
	26.36 pence per Gross Tonnage ("GT") ( <i>subject to 1.2 and 1.3</i> )

**1.2 Minimum dues for an act of pilotage:**

	<b>RATE</b>
	£209.92

**1.3 Maximum dues for an act of pilotage:**

	<b>RATE</b>
	£527.20

**1.4 Crewing charge in respect of each use of pilot boat (charged in addition to the dues at 1.1 – 1.3)**

	<b>RATE</b>
Passenger vessel	£39.03 per act of pilotage
Any other vessel	£27.89 per act of pilotage

**1.5 Pilotage of vessel from berth to berth within a harbour:**

	<b>RATE</b>
	£106.01

*General pilots: circumstances in which charges are applicable in addition to the dues and charges prescribed at 1.1 – 1.4*

**1.6 Sailing of vessel postponed until the next tide with less than one hour's notice:**

	<b>RATE</b>
	50% of the charges and dues

	applicable under 1.1 – 1.4 in respect of the agreed act of pilotage
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**1.7 Sailing of vessel delayed by more than one hour in circumstances where 1.6 does not apply:**

	<b>RATE</b>
	£106.01 per hour or part thereof

**1.8 Pilot is over-carried resulting in his disembarkation at another port:**

	<b>RATE</b>
	£265.03 per 24 hours or part thereof

*Note: travel expenses necessarily incurred in returning to Guernsey from the port of disembarkation may also be charged in the circumstances set out in 1.8.*

**General pilots: charges applicable in the case of cancellation**

**1.9 Cancellation of agreed act of pilotage:**

	<b>RATE</b>
Cancellation after pilot is already at sea	100% of the charges and dues applicable under 1.1 – 1.4 in respect of the agreed act of pilotage
Cancellation with less than an hour's notice (where pilot is not already at sea)	50% of the charges and dues applicable under 1.1 – 1.4 in respect of the agreed act of pilotage

**Special pilots**

**1.10 Dues for an act of pilotage performed by a special pilot**

	<b>RATE</b>
	3.16 pence per Gross Tonnage ("GT") (subject to 1.2 and 1.3)