

GUERNSEY STATUTORY INSTRUMENT

2023 No 95

The Mooring Charges (Guernsey) Regulations, 2023

<i>Made</i>	<i>30th October, 2023</i>
<i>Coming into operation</i>	<i>1st April, 2024</i>
<i>Laid before the States</i>	<i>, 2023</i>

THE STATES' TRADING SUPERVISORY BOARD, in exercise of the powers conferred upon it by section 2 of the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972^a, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007^b, 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 paragraph (3), the charges as prescribed by the Mooring Charges (Guernsey) Regulations, 2022^c, shall cease to have effect.

^a Ordres en Conseil, Vol. XXIII, p. 515; this enactment has been amended.

^b Order in Council No. VII of 2008; this enactment has been amended.

^c G.S.I. No. 74 of 2022.

(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, unless the context requires otherwise –

"**Area A**" means the area(s) more particularly shown and delineated on the Moorings Map and thereon marked "Area A",

"**Area B**" means the area(s) more particularly shown and delineated on the Moorings Map and thereon marked "Area B",

"**Area C**" means the area(s) more particularly shown and delineated on the Moorings Map and thereon marked "Area C",

"**Area D**" means the area(s) more particularly shown and delineated on the Moorings Map and thereon marked "Area D",

"**Area E**" means the area(s) more particularly shown and delineated on the Moorings Map and thereon marked "Area E",

"**Board**" means the States' Trading Supervisory Board,

"**boat**" means anything for the conveyance by water of human beings or of property,

"**casual use**" means use by a boat whose owner has allocated a temporary mooring in circumstances appearing to the Board to be of an ad hoc nature, or for over-wintering,

"**fishing boat**" means a boat of which the owner has satisfied the Board –

- (a) that the boat is used wholly or principally for catching fish for profit as a business, and
- (b) that his income is derived wholly or mainly from such business,

"**Moorings Map**" means either the Saint Peter Port moorings map or the Saint Sampson moorings map, as the case may be,

"**overall beam**" means the greatest breadth of the boat including anything fixed to it but excluding portable fenders,

"**overall length**" includes the boat and anything fixed to it,

"**registered boat**" means a boat for the time being registered under the provisions of the "Boats and Vessels (Registration, Speed Limits and Abatement of Noise") Ordinance, 1970^d,

"**registered fishing boat**" means a fishing boat which is a registered boat,

^d Recueil d'Ordonnances Tome XVI, p. 346; this enactment has been amended.

"**Saint Peter Port moorings map**" means the map marked "Saint Peter Port moorings map - the Mooring Charges (Guernsey) Regulations, 2015", and lodged at the Greffe,

"**Saint Sampson moorings map**" means the map marked "Saint Sampson moorings map - the Mooring Charges (Guernsey) Regulations, 2015", and lodged at the Greffe, and

"**square foot**" shall be calculated by multiplying the overall length of the boat by its overall beam, and

- (a) any part of the overall length of the boat which is less than one foot shall be deemed to be one foot, and
- (b) any part of the overall beam of the boat which is –
 - (i) less than six inches shall be disregarded, and
 - (ii) more than six inches but less than one foot shall be deemed to be six inches.

Revocation.

3. The Mooring Charges (Guernsey) Regulations, 2022 are revoked.

Citation and commencement.

4. These regulations may be cited as the Mooring Charges (Guernsey) Regulations, 2023, and shall come into force on the 1st April, 2024.

Dated this 30th day of October 2023.



DEPUTY P J ROFFEY

President, States' Trading Supervisory Board

For and on behalf of the Board

EXPLANATORY NOTE

(This note is not part of the regulations)

These Regulations increase mooring fees for the use of St Sampsons and St Peter Port Harbours by between +17% and +45%, with effect from 1st April, 2024.

SCHEDULE

Regulation 1(1).

1.1 LEISURE BOATS

Registered boats (other than registered fishing boats) moored in either the harbour of Saint Peter Port or the harbour of Saint Sampson in the following areas –

Area (as defined and marked on the Moorings Map)	Charge per square foot (per annum)
Albert, QE2 and the Saint Sampson Marinas	
Small (0.00 – 199.99 sq ft)	£7.95
Medium (200.00 – 299.99 sq ft)	£8.13
Large (300.00 – 499.99 sq ft)	£8.31
Extra Large (500.00 – 749.99 sq ft)	£8.48
Extra Extra Large (750.00 +)	£8.64

Registered boats (other than registered fishing boats) moored in either the harbour of Saint Peter Port or the harbour of Saint Sampson in the following areas –

Area (as defined and marked on the Moorings Map)	Charge per foot length (per annum)
Area A	£29.50
Area B	£15.36
Area C	£ 9.64

1.2 VISITING BOATS

Boats other than registered boats or fishing boats moored in either the harbour of Saint Peter Port or the harbour of Saint Sampson and making use of moorings in Areas C and D as defined and marked on the Moorings Map –

Overall Length of Boat in metres ("LOA")	Charge for each period of 24 hours or part thereof*
Up to 7.99	£29
8.00 – 9.99	£35
10.00 – 11.99	£45
12.00 – 13.99	£50

14.00 – 15.99	£57
16.00 – 17.99	£62
18.00 – 19.99	£69
20.00 – 21.99	£82
22.00 – 23.99	£89
24.00 – 25.99	£98
26.00 – 29.99	£176

*An additional 50% of the charge for LOA shall be applied to multihulls.

Boats 30 metres or longer LOA making use of Area E as defined and marked on the Moorings Map:	£10 per metre
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1.3 FISHING BOATS

Registered fishing boats moored in the harbour of Saint Peter Port or the harbour of Saint Sampson in the following areas –

Area	Charge per square foot (per annum)
Albert Dock - Pontoon Mooring	£8.68
Area (as defined and marked on the Moorings Map)	Charge per foot length (per annum)
Area A	£29.50
Area B	£ 15.36
Area C	£ 9.64

1.4 MISCELLANEOUS

Out of season usage

1.4.1 The rates set out at paragraphs 1.1 and 1.2 apply to use of facilities or areas in the harbour of Saint Peter Port or the harbour of Saint Sampson by vessels not ordinarily moored within either harbour under a mooring agreement subject to discounts as set out below:

	Length of stay	Area	Tariff
Between 1 st October	Short Stay (Max 30 days)	Area D	50% of rates defined in 1.2

and 31 st March	Long Stay (Min 30 days on a contractual basis)	(Albert, QE2, St Sampsons marinas and areas A, B, C and D on the Moorings Map)	Rates defined in 1.1
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Other discounted rates apply from time to time in circumstances published on Guernsey Harbours website.

LAY UPS / STANDING AREAS	
Monthly charges payable in respect of any vessel deposited or allowed to remain in a standing area or careening area	Charge per square foot (per month)
Registered or non-registered boat on a contract for a minimum period of 30 days	£0.50
In respect of any other case	£1.29