

STATES OF JERSEY

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DRAFT AERODROMES (AMENDMENT No. 6) (JERSEY) REGULATIONS 200-

**Lodged au Greffe on 18th May 2004
by the Harbours and Airport Committee**

STATES GREFFE



Jersey

DRAFT AERODROMES (AMENDMENT No. 6) (JERSEY) REGULATIONS 200-

REPORT

The Aerodromes (Jersey) Regulations 1965 are made under the Aerodromes (Administration) (Jersey) Law 1952, as amended. The Law was amended in 2001 to increase the power of a Connétable to levy a summary fine for an offence under the Regulations and to introduce the standard scale of fines.

The Committee wished to increase the level of certain fines under the Regulations and, having sought the advice of the Attorney General wishes two increases in the level of fine and to relate all four fines applicable under the Regulations to the standard scale as below –

- (a) Regulation 1(3), from 1,000 to level 4 on the standard scale (£5,000)
- (b) Regulation 2(2), from £20 to level 2 on the standard scale (£500)
- (c) Regulation 7, from £1000 to level 3 (£2,000)
- (d) Regulation 12, from £1,000 to level 3 (£2,000)

The penalties under the Regulations have not been increased since 1986 but will now alter automatically when the standard scales are increased by the States.

There are no financial or manpower implications for the States arising from these draft Regulations.

Explanatory Note

These Regulations amend the Aerodromes (Jersey) Regulations 1965 so as to increase penalties for offences under those principal Regulations.

Regulation 1 defines the principal Regulations.

Regulation 2 increases from £1,000 to level 4 on the standard scale the maximum penalty for the offence of contravening a direction issued by the Harbours and Airport Committee restricting access to, or reserving for special purposes, part of the airport.

Regulation 3 increases from £20 to level 2 on the standard scale the maximum penalty for the offence of contravening a direction issued by the Harbours and Airport Committee regarding the circulation of traffic, and parking, at the airport.

Regulation 4 increases from £1,000 to level 3 on the standard scale the maximum penalty for the offence, by the captain of an aircraft, of failing to comply with a direction given by the Airport Director under the Regulations.

Regulation 5 increases from £1,000 to level 3 on the standard scale the maximum penalty for any other failure to comply with the Regulations or directions issued under them.

All of the penalties were last increased in 1986.

Under the Criminal Justice (Standard Scale of Fines) (Jersey) Law 1993, level 1 is £50, level 2 is £500, level 3 is £2,000 and level 4 is £5,000.



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Arrangement

Regulation

<u>1</u>	<u>Interpretation</u>
<u>2</u>	<u>Regulation 1 amended</u>
<u>3</u>	<u>Regulation 2 amended</u>
<u>4</u>	<u>Regulation 7 amended</u>
<u>5</u>	<u>Regulation 12 amended</u>
<u>6</u>	<u>Citation and commencement</u>



Jersey

DRAFT AERODROMES (AMENDMENT No. 6) (JERSEY) REGULATIONS 200-

Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Article 4 of the Aerodromes (Administration) (Jersey) Law 1952,^[1] have made the following Regulations –

1 Interpretation

In these Regulations, “principal Regulations” means the Aerodromes (Jersey) Regulations 1965.^[2]

2 Regulation 1 amended

In Regulation 1(3) of the principal Regulations, for the words “a fine not exceeding one thousand pounds” there shall be substituted the words “a fine of level 4 on the standard scale^[3]”.

3 Regulation 2 amended

In Regulation 2(2) of the principal Regulations, for the words “a fine not exceeding twenty pounds” there shall be substituted the words “a fine of level 2 on the standard scale^[4]”.

4 Regulation 7 amended

In Regulation 7 of the principal Regulations, for the words “a fine not exceeding one thousand pounds” there shall be substituted the words “a fine of level 3 on the standard scale^[5]”.

5 Regulation 12 amended

In Regulation 7 of the principal Regulations, for the words “a fine not exceeding one thousand pounds” there shall be substituted the words “a fine of level 3 on the standard scale^[6]”.

6 Citation and commencement

These Regulations may be cited as the Aerodromes (Amendment No. 6) (Jersey) Regulations 200 and shall come into force 7 days after they are made.

[1] *Recueil des Lois, Tome VIII, page 71 and Volume 2001, page 155.*

[2] *Nos. 4629, 5023, 6880, 7542 and 60/2001.*

[3] *Recueil des Lois, Volume 1992-1993, page 437.*

[4] *Recueil des Lois, Volume 1992-1993, page 437.*

[5] *Recueil des Lois, Volume 1992-1993, page 437.*

[6] *Recueil des Lois, Volume 1992-1993, page 437.*