

# STATES OF JERSEY



## **DRAFT CONTROL OF HOUSING AND WORK (BUSINESS LICENCES – ANNUAL CHARGES FOR REGISTERED PERSONS) (JERSEY) REGULATIONS 201-**

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**Lodged au Greffe on 23rd April 2013  
by the Chief Minister**

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**STATES GREFFE**





Jersey

## **DRAFT CONTROL OF HOUSING AND WORK (BUSINESS LICENCES – ANNUAL CHARGES FOR REGISTERED PERSONS) (JERSEY) REGULATIONS 201-**

### **REPORT**

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As part of the consultation undertaken in 2012 on fees under the new Control of Housing and Work (Jersey) Law 2012, annual fees payable by businesses in respect of the number of Registered employees they were permitted was not proposed, having some concerns over the ability of businesses to pay. However, it was noted in the Consultation Paper that the idea had merits.

Instead, the fee consultation proposed fees in relation to the obtaining of a registration card by Registered and Licensed Employees, in relation to licences for visiting contractors and traders, and in respect of annual charges payable by businesses in respect of the number of Licensed Employees they were permitted.

Since the fee consultation, unemployment in Jersey has continued to rise, and the Strategic Plan and Economic Growth Strategy have both clearly outlined that the Island should tackle local unemployment and target high value immigration that creates and safeguards local employment.

With this in mind, the question of introducing annual charges in respect of Registered Employees permitted has been re-considered, and it has been concluded that fees would be consistent with economic and strategic objectives. This Regulation provides the enabling powers to introduce such a fee by Order.

The full Consultation Findings Report on Fees, including proposed fee levels, has been presented to the Assembly as R.35/2013.

#### **Financial and manpower implications**

There are no additional financial or manpower implications arising from the adoption of these draft Regulations.

## **Explanatory Note**

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These Regulations amend Article 31 of the Control of Housing and Work (Jersey) Law 2012 so as to require an undertaking to pay an annual charge in respect of each Registered person who is permitted by that undertaking's business licence to work for that undertaking under a permanent employment contract. Article 31 currently allows such an annual charge to be levied in respect of each Licensed person only.

These Regulations will come into force on the same date that the Control of Housing and Work (Jersey) Law 2012 comes into force.



Jersey

**DRAFT CONTROL OF HOUSING AND WORK  
(BUSINESS LICENCES – ANNUAL CHARGES FOR  
REGISTERED PERSONS) (JERSEY)  
REGULATIONS 201-**

*Made* [date to be inserted]  
*Coming into force* [date to be inserted]

**THE STATES**, in pursuance of Article 31 of the Control of Housing and Work (Jersey) Law 2012<sup>1</sup>, have made the following Regulations –

**1 Article 31 of the Control of Housing and Work (Jersey) Law 2012 amended**

For Article 31(1) of the Control of Housing and Work (Jersey) Law 2012<sup>2</sup> there shall be substituted the following paragraph –

- “(1) If a business licence permits –
- (a) any Licensed person to work in or for an undertaking, or
  - (b) any Registered person to work in or for an undertaking under a contract that is intended to be permanent,
- the licence holder shall pay such annual charge as may be prescribed in respect of each person so permitted (regardless of the number of such persons working in or for the undertaking at any time during the year to which the charge relates).”.

**2 Citation and commencement**

These Regulations may be cited as the Control of Housing and Work (Business Licences – Annual Charges for Registered Persons) (Jersey) Regulations 201-, and shall come into force on the same date that the Control of Housing and Work (Jersey) Law 2012 comes into force.

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<sup>1</sup> *L.31/2012*

<sup>2</sup> *L.31/2012*