

**DRAFT AIRPORT DUES (AMENDMENT No. 4) (JERSEY) LAW 200**

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**Lodged au Greffe on 20th March 2001  
by the Harbours and Airport Committee**

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**STATES OF JERSEY**

**STATES GREFFE**

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## REPORT

Penalties under the Airport Dues (Jersey) Law 1956, as amended, were last reviewed in 1992. The penalties are as follows -

**1. Article 4**  
**Information and declaration for the purpose of levying dues, and production of documents**

Every person in charge of an aircraft which uses an airport or any services provided at an airport shall, on being so required by the Airport Director -

- (a) furnish him with such documents and other information, and make such declaration, as may be necessary to enable him to assess the appropriate amount of dues (if any) payable under this Law; and
- (b) produce any or all of the documents required to be carried in the aircraft in order that any information so furnished and any declaration so made may be verified;

and, if he fails to do so, he shall be liable to a fine not exceeding five hundred pounds.

**2. Article 8**  
**Offences**

If any person -

- (a) for any of the purposes of this Law knowingly makes any false declaration, or knowingly furnishes any document or other information, or makes any statement, which is false in a material particular; or
- (b) obstructs, or impedes, or fails to render reasonable assistance to, any person in the execution of his duties under this Law;

he shall be liable to a fine not exceeding two thousand pounds or to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

The Committee believes that the penalties inflicted on those who offend against Article 4 or against Article 8 are insufficient and, accordingly, the Committee sought the advice of the Law Officers who are content that the penalties should be increased as below -

Article 4: Level 3 on the standard scale of fines (£2,000);

Article 8: Level 4 on the standard scale of fines (£5,000) - the period of imprisonment remains unchanged.

If the States approve this draft Law, amendments of this nature will no longer be required, as the value of the fines in level 3 and level 4 will be varied by the States from time to time as the standard scale of fines is increased.

There are no additional financial or manpower implications for the States.

### **Explanatory Note**

The Law will amend the Airport Dues (Jersey) Law 1956 to increase certain penalties.

Under the Criminal Justice (Standard Scale of Fines) (Jersey) Law 1993, the standard scale of fines is -

Level 1	£50
Level 2	£500
Level 3	£2,000
Level 4	£5,000.

**AIRPORT DUES (AMENDMENT No. 4) (JERSEY) LAW 200**

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**A LAW** to further amend the Airport Dues (Jersey) Law 1956 to increase certain penalties; sanctioned by Order of Her Majesty in Council of the

(Registered on the \_\_\_\_\_ day of \_\_\_\_\_ 200-)

**STATES OF JERSEY**

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The \_\_\_\_\_ day of \_\_\_\_\_ 200-

**THE STATES**, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law -

ARTICLE 1

In the Airport Dues (Jersey) Law 1956 Law, as amended<sup>[1]</sup> -

- (a) in Article 4<sup>[2]</sup> for the words “five hundred pounds” there shall be substituted the words “level 3 on the standard scale”;
- (b) in Article 8<sup>[3]</sup> for the words “two thousand pounds” there shall be substituted the words “level 4 on the standard scale”.

ARTICLE 2

This Law may be cited as the Airport Dues (Amendment No. 4) (Jersey) Law 200 and shall come into force on the seventh day following its registration.

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<sup>[1]</sup> Tome VIII, page 497, Volume 1992-1993, page 111 and Volume 1996-1997, page 165.

<sup>[2]</sup> Tome VIII, page 498 and Volume 1992-1993, page 111.

<sup>[3]</sup> Tome VIII, page 500 and Volume 1992-1993, page 112.