

DRAFT BOATS AND SURF-RIDING (CONTROL) (AMENDMENT No. 24) (JERSEY) REGULATIONS 200

**Lodged au Greffe on 26th November 2002
by the Harbours and Airport Committee**



STATES OF JERSEY

STATES GREFFE

150

2002

P.231

Price code: B

REPORT

Policy

The Committee's policy regarding marine leisure fees remains as that placed before the States in 2001. The vast majority of craft dealt with under the Boats and Surf-riding regulations are used for leisure.

Key policy points

- Visitor fees to be competitive to attract more visitors and boost tourism.
- Local marina fees to be based on comparable marinas on the south coast U.K.
- Other marine leisure fees and to follow the user pays principle.
- Standards to be maintained at reduce cost.
- Cross-subsidisation of Marine Leisure to be progressively removed from non-related income streams.

Factors affecting costs in 2002/2003

Approximately 70% of day-to-day costs for marine leisure are staff wages compared with 80% in 2001. These were increased by 4% in line with the rest of the States pay award in 2001. Whilst the overall running costs of Elizabeth and St Helier marinas have been reduced, despite the burden of cost of living increases, the result of a unit costing exercise demonstrated that marine leisure is still being subsidised by commercial operations and property income.

Commercial Port Operations are still funding all other activities during 2001 and 2002. Whilst it may be reasonable for the Regulatory, Community, Custodial and Heritage activities to be supported in this way, the Marine Leisure business should in principle be self-supporting. The 2003 budget shows a profit for the Marine Leisure and Property business unit, however, this primarily relates to Property income.

Proposed boats and surf-riding fees

With the exception of inspection duties for which it is proposed the hourly staff cost (user pays) be applied, the recommended action is that these fees be raised by the RPI to at least maintain the current level of income and avoid further subsidy by property income and commercial harbour dues. The Department will continue its efforts to drive down costs in order to meet the Committee's policy objectives above.

Financial/manpower statement

These draft Regulations have no implications for the financial or manpower resources of the States.

Explanatory Note

These Regulations review fees payable under the Boats and Surf-Riding (Control) (Jersey) Regulations 1969 in the following ways -

- (a) The registration fees for surf-boards and other surfing devices, sail boards, boats not less than 8 feet in length and speedboats are increased from £13.50 to £14.
- (b) The survey fees for boats plying for hire (other than passenger steamers) are increased from £12.88 an hour to £37.16 an hour for each person engaged on the inspection.
- (c) The licence fees for boats plying for hire are increased from £15.48 to £16.13.

The fees were last reviewed on 1st January 2002.

The Regulations, if made, will come into force on 1st January 2003.

Harbours (Administration) (Jersey) Law 1961

BOATS AND SURF-RIDING (CONTROL) (AMENDMENT No. 24) (JERSEY) REGULATIONS 200-

(Promulgated on the day of 200-)

STATES OF JERSEY

The day of 200-

THE STATES, in exercise of the powers conferred on them by Article 4 of the Harbours (Administration) (Jersey) Law 1961,^[1] as amended,^[2] have made the following Regulations -

1. In these Regulations, “principal Regulations” means the Boats and Surf-Riding (Control) (Jersey) Regulations 1969, as amended.^[3]

2. In Regulation 2(4) of the principal Regulations, for the words “thirteen pounds fifty pence” there shall be substituted the words “fourteen pounds”.

3. In Regulation 3B(2) of the principal Regulations, for the words “thirteen pounds fifty pence” there shall be substituted the words “fourteen pounds”.

4. In Regulation 5(2) of the principal Regulations, for the words “thirteen pounds fifty pence” there shall be substituted the words “fourteen pounds”.

5. For Regulation 10(2) of the principal Regulations there shall be substituted the following paragraph -

“(2) The fees payable for each inspection of a boat for the purposes of survey under this Regulation shall be calculated in the following manner -

(a) for each person who is engaged on the inspection, a fee at the rate of thirty-seven pounds sixteen pence per hour shall be payable; and

(b) the time spent by a person on an inspection shall be calculated to the nearest hour.”.

6. In Regulation 11(2) of the principal Regulations, for the words “fifteen pounds forty-eight pence” there shall be substituted the words “sixteen pounds thirteen pence”.

7. In Regulation 22(2) of the principal Regulations, for the words “fifteen pounds forty-eight pence” there shall be substituted the words “sixteen pounds thirteen pence”.

8. In Regulation 28(1) of the principal Regulations, for the words “thirteen pounds fifty pence” there shall be substituted the words “fourteen pounds”.

9. The Boats and Surf-Riding (Control) (Amendment No. 21) (Jersey) Regulations 2001^[4] are repealed.

10. These Regulations may be cited as the Boats and Surf-Riding (Control) (Amendment No. 24) (Jersey) Regulations 200- and shall come into force on 1st January 2003.

^[1] Recueil des Lois, Volume 1961-1962, page 165.

^[2] Recueil des Lois, Volume 1998, page 424, Volume 2000, page 865 and Volume 2002, page 492.

[3] Nos. 5239, 5550, 5634, 6352, 7268, 7649, 7688, 8312, 8674, 8892, 9049, 9417, 176/2001, 3/2002 and 113/2002.

[4] No. 176/2001.