

**LEGISLATIVE ASSEMBLY**

**OF THE**

**FALKLAND ISLANDS**



**THE BUDGET MEETING OF THE LEGISLATIVE ASSEMBLY**

**COURT AND ASSEMBLY CHAMBERS**

**TUESDAY 2 JUNE 2015**

**09.00 AM**

**LEGISLATIVE ASSEMBLY  
TUESDAY 2 JUNE 2015  
09:00 AM**

**PROCEDURE**

**The Speaker will enter the Chamber – announced by the DEPUTY CLERK and takes a seat on the dais (ALL STAND)**

**THE DEPUTY CLERK**                    **“PRAYERS”**

(Honourable Members remain standing whilst Prayers are said)

**THE SPEAKER**                    **Opens the Session**

**THE DEPUTY CLERK**            **THE DEPUTY CLERK ANNOUNCES HER HONOUR THE ACTING GOVERNOR INTO THE CHAMBER**

**THE SPEAKER**                    Invites Her Honour the Acting Governor to address to the Legislative Assembly

**HE THE GOVERNOR**            Moves to the lectern on the dais and delivers his speech.

**AFTER HER HONOUR THE ACTING GOVERNOR HAS DELIVERED HER SPEECH THE SPEAKER WILL INVITE THE GOVERNOR TO REMAIN IN THE CHAMBER FOR THE MOTION OF THANKS (Executive Council members to speak in the order they are seated and then any other member of the Assembly in alphabetical order of surname). HER HONOUR THE ACTING GOVERNOR WILL TAKE A SEAT NEXT TO THE SPEAKER ON THE DAIS.**

**THE DEPUTY CLERK**            “Motion of Thanks to Her Honour the Acting Governor on her Address”

**Proposer:** The Honourable Michael Poole

**Seconder:** The Honourable Phyl Rendell MBE

(Honourable Members speak to the Motion)

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**ORDER PAPER**

1. Prayers
2. Her Honour the Acting Governor's Address to the Legislative Assembly
3. Motion of Thanks to Her Honour the Acting Governor's on her Address
4. Confirmation of the Record of the Legislative Assembly held on 23 April 2015
5. Papers to be Laid on the Table by the Honourable the Chief Executive
6. Questions for Oral Answer (see separate page)
7. Motions (See separate page)
8. Order of the Day – Bills

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**Papers to be Laid on the Table by  
The Honourable Chief Executive**

Copies of Subsidiary Legislation published in the Falkland Islands Gazette since the last sitting of the Legislative Assembly and Laid on the Table pursuant to section 35(1) of the Interpretation and General Clauses Ordinance 1977.

- Coins Order 2015
- British Nationality (Amendment of Schedule) Order 2015

Laid on the table pursuant to section 7 of the Public Funds Ordinance a report of the Financial Secretary in respect of funds withdrawn from the Insurance Fund

In accordance with Section 80 (2) of the Constitution the report of the Public Accounts Committee in respect of audit reports for the year ended 30 June 2014 for:

- Main Accounting System
- Subvention Audit Report
- The production and Certification of Fresh Meat for Export to the EU Audit Report
- IT Facilities Management Agreement Audit Report
- Capital Projects Follow Up Report

# INSURANCE FUND

## Report of the Financial Secretary to Legislative Assembly under S7 of the Public Funds Ordinance

On the 8 May 2015 the Financial Secretary authorised the transfer of £53,850.00 from the Insurance Fund to the Consolidated Fund which represented repair costs for the Malo Bridge.

<u>MALO BRIDGE REPAIR COSTS</u>	£
Bridge parts	11,269.53
Jacking systems	16,632.67
Shipping	5,661.45
Haulage	2,255.00
Steel	221.00
Stone	3,712.51
Plant & Vehicle hire	3,672.50
Fuel	978.04
Wages - Highways	5,719.99
Wages - Design	3,727.93
Rounded downwards	(0.62)
<b>Total</b>	<b><u>53,850.00</u></b>

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**QUESTIONS FOR ORAL ANSWER**

**Question Number 07/15 by the Honourable Jan Cheek**

Can the Honourable Michael Poole please update this House on progress in terms of the potential use of biological control to manage the population of earwigs in the Islands

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**MOTIONS**

**Motion No 3 of 2015 by the Honourable Michael Poole**

That, pursuant to section 10 of the Stanley Common Ordinance (Title 34.5), this House resolves to approve the making of the Stanley Common (Cape Pembroke Road) Regulations 2015.

Proposed: The Honourable Michael Poole

Seconded: The Honourable Jan Cheek

**Motion number 4 of 2015 by the Honourable Financial Secretary:**

*“That this House agrees to suspend Standing Order 5(2) xiv for the current sitting of the Legislative Assembly and for the sitting scheduled to take place on Friday 5<sup>th</sup> June 2015”.*

Proposed by: The Honourable Financial Secretary

Seconded by: The Honourable Roger Edwards

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**ORDER OF THE DAY: BILLS**

Supplementary Appropriation (2014/15) Bill 2015 (first and second readings)

Appropriation (2015/16) Bill 2015 (first and second readings)

Capital Appropriation Bill (2015/16) Bill 2015 (first and second readings)

Finance Bill 2015 (first and second readings)



## **Supplementary Appropriation (2014-2015) Bill 2015**

(No:            of 2015)

### ARRANGEMENT OF PROVISIONS

#### Clause

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

#### Schedule

## SUPPLEMENTARY APPROPRIATION (2014-2015) BILL 2015

(No:                      of 2015)

*(assented to:                      2015)*

*(commencement: on publication)*

*(published:                      2015)*

A BILL

for

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £10,855,250.00 for the financial year ending 30 June 2015.

BE IT ENACTED by the Legislature of the Falkland Islands —

### **1. Title**

This Ordinance is the Supplementary Appropriation (2014-2015) Ordinance 2015.

### **2. Commencement**

This Ordinance comes into force on publication in the Gazette.

### **3. Withdrawal of additional sum**

(1) The Financial Secretary may withdraw an additional sum of £10,855,250.00 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2015 in accordance with section 4 and the Schedule.

### **4. Replenishment of Contingencies Fund**

If any sum has been withdrawn from the Contingencies Fund by the authority of Contingencies Warrant Nos 3 to 8 of 2014/2015, the Financial Secretary will replenish the fund from the additional sum withdrawn under section 3.

## SCHEDULE

Number	Head of Service	Amount £
	<b>Operating Budget</b>	
0110	Directorate of Central Services	16,000.00
0200	Health and Social Services	268,600.00
0250	Education and Training	123,260.00
0410	Natural Resources	133,000.00
0451	Law and Regulation Directorate	200,000.00
0550	Emergency Services	1,890.00
0998	Social Investments	10,000,000.00
0999	Island Plan Investments	112,500.00
	<b>Total Operating Budget</b>	<b>10,855,250.00</b>
	<b>Total Schedule</b>	<b>10,855,250.00</b>

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## OBJECTS AND REASONS

The Bill provides for:-

- (1) supplementary expenditure of £10,855,250.00
- (2) the Contingencies Fund to be replenished to the extent that any sums have been advanced under the authority of Contingencies Warrant Nos 3 to 8 of 2014/2015.

The Bill is proposed in accordance with section 26 of the Finance and Audit Ordinance (Title 19.3).

# **Appropriation Bill 2015**

(No: of 2015)

## ARRANGEMENT OF PROVISIONS

### Clause

1. Title
  2. Commencement
  3. Appropriation
- Schedule

## APPROPRIATION BILL 2015

(No: of 2015)

*(assented to: ?? June 2015)*

*(commencement: on publication)*

*(published: ?? 2015)*

A BILL

for

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2016.

BE IT ENACTED by the Legislature of the Falkland Islands —

### **1. Title**

This Ordinance is the Appropriation Ordinance 2015.

### **2. Commencement**

This Ordinance comes into force on publication in the Gazette.

### **3. Appropriation**

(1) The Financial Secretary may withdraw the sum of £61,438,710 from the Consolidated Fund.

(2) Any sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2016 for the purpose of supplying the votes set out in the Schedule.

<b>DIRECTORATE</b>	<b>SCHEDULE</b>				
	<b>Total Operating Budget</b>	<b>Capital Charges</b>	<b>Departmental Expenditure</b>	<b>Less Internal Charges</b>	<b>Net Operating Budget</b>
<b>OPERATING BUDGET</b>	<b>£</b>	<b>£</b>	<b>£</b>	<b>£</b>	<b>£</b>
110 Central Services	6,007,520	506,340	5,501,180	119,470	5,381,710
120 Human Resources Health & Social Services	498,350	-	498,350	1,700	496,650
200 Services	10,919,050	630,410	10,288,640	190,560	10,098,080
250 Education	6,687,740	441,420	6,246,320	89,140	6,157,180
350 Public Works	13,074,440	3,724,020	9,350,420	146,420	9,204,000
410 Natural Resources Law & Regulation Services	6,890,880	98,210	6,792,670	310,740	6,481,930
451 Services	1,344,830	18,430	1,326,400	22,440	1,303,960
550 Emergency Services	2,713,730	322,840	2,390,890	38,130	2,352,760
600 Executive Management	2,973,650	61,190	2,912,460	30,080	2,882,380
620 Mineral Resources	544,170	3,020	541,150	3,480	537,670
700 The Treasury	2,502,170	5,140	2,497,030	16,090	2,480,940
<b>TOTAL DEPT BUDGET</b>	<b>54,156,530</b>	<b>5,811,020</b>	<b>48,345,510</b>	<b>968,250</b>	<b>47,377,260</b>
999 Island Plan Investments	10,510,450	-	10,510,450	-	10,510,450
998 Social Investments	590,000	-	590,000	-	590,000
<b>TOTAL MTFP EXPENDITURE</b>	<b>65,256,980</b>	<b>-</b>	<b>59,445,960</b>	<b>-</b>	<b>58,477,710</b>
997 Oil	2,961,000	-	2,961,000	-	2,961,000
<b>TOTAL LTFP EXPENDITURE</b>	<b>68,217,980</b>	<b>5,811,020</b>	<b>62,406,960</b>	<b>968,250</b>	<b>61,438,710</b>

### **OBJECTS AND REASONS**

The Bill provides for the withdrawal from the Consolidated Fund of the sums necessary to supply the expenditure votes contained in the annual estimates for the 2015/16 financial year, in accordance with section 8(1) of the Finance & Audit Ordinance (Title 19.3).

# **Capital Appropriation Bill 2015**

(No: 1 of 2015)

## **ARRANGEMENT OF PROVISIONS**

### **Clause**

- 1. Title**
- 2. Commencement**
- 3. Appropriation**

**Schedule**

# CAPITAL APPROPRIATION BILL 2015

(No: of 2015)

*(assented to: 2015)*  
*(commencement: on publication)*  
*(published: 2015)*

A BILL

for

AN ORDINANCE

To authorise the withdrawal from the Capital Equalisation Fund of money for capital projects.

BE IT ENACTED by the Legislature of the Falkland Islands —

## **1. Title**

This Ordinance is the Capital Appropriation Ordinance 2015.

## **2. Commencement**

This Ordinance comes into force on publication in the Gazette.

## **3. Appropriation**

(1) The Financial Secretary may make payments out of the Capital Equalisation Fund not exceeding, in total, £14,019,150 as are required to fund the amendments to the capital programme detailed in the Schedule.

(2) The authorisation given in subsection (1) authorises payments additional to those authorised by order made under section 11(2) of the Public Funds Ordinance (Title 19.7).



## SCHEDULE

*section 3*

### Capital Programme

	Financial Year 2014/15 £	Financial Year 2015/16 £	Total £
Economic Development	(180,750)	230,000	48,250
Population and Workforce	-	75,000	75,000
Self Determination	-	40,000	40,000
Transport & Communications	71,050	1,084,730	1,155,780
Education & Training	140,030	135,000	275,030
Health & Social Care	210,000	464,900	674,900
Maintenance	(35,000)	916,640	881,640
Infrastructure	411,430	9,791,930	10,203,360
Safety & Security	364,390	203,800	568,190
Community & Culture	96,000	-	96,000
	<u>1,077,150</u>	<u>12,942,000</u>	<u>14,019,150</u>

### OBJECTS AND REASONS

The Bill provides for the withdrawal from the Capital Equalisation Fund of the additional sums necessary to supply the expenditure votes contained in the 2015/16 capital programme.

## Finance Bill 2015

(No: of 2015)

### ARRANGEMENT OF PROVISIONS

#### Clause

1. Title
  2. Commencement
  3. Amendment of Air Navigation (Fees) Regulations
  4. Amendment of Banking Regulations Order
  5. Amendment of Building Regulations
  6. Amendment of Commissioners for Oaths Rules
  7. Amendment of Companies and Private Partnership Ordinance and other companies legislation
  8. Amendment of Conservation of Wildlife and Nature Ordinance
  9. Amendment of Cruise Ships Ordinance
  10. Amendment of Customs (Fees) Regulations
  11. Amendment of Customs (Import Prohibitions)(Fees) Regulations
  12. Amendment of Dogs Rules
  13. Amendment of Falkland Islands Status (Application Fees) Regulations
  14. Amendment of Family Allowances Ordinance
  15. Amendment of Firearms and Ammunition (Fees) Regulations Order
  16. Amendment of Fishery Products (Hygiene)(Fees) Regulations
  17. Amendment of Harbours Regulations
  18. Amendment of Immigration (Fees) Regulations
  19. Amendment of Land Charges Fees Rules
  20. Amendment of Land (Non-residents)(Fees) Regulations
  21. Amendment of Land Ordinance
  22. Amendment of Medical Practitioners, Midwives and Dentists Ordinance
  23. Amendment of Medical Services Tax Ordinance
  24. Amendment of Merchant Shipping (Registration of Ships)(Fees) Regulations
  25. Amendment of Minimum Wage (Initial Rates) Order
  26. Amendment of Notaries Public Rules
  27. Amendment of Planning Ordinance
  28. Amendment of Planning (General) Regulations
  29. Amendment of Plant Importation Regulations
  30. Amendment of Post Office Order
  31. Amendment of the Public Funds Ordinance
  32. Amendment of Registration of Marriages Regulations
  33. Amendment of Registration Regulations
  34. Amendment of Registration of United Kingdom Patents Ordinance
  35. Amendment of Retirement Pensions Ordinance
  36. Amendment of Retirement Pensions (Prescribed Rates) Regulations
  37. Amendment of Road Traffic Ordinance
  38. Amendment of Road Traffic (Provisional) Regulations Order
  39. Amendment of Taxes Ordinance
  40. Amendment of Vehicle Licence Labels Regulations
- Schedule 1: New Schedule to Air Navigation (Fees) Regulations
- Schedule 2: New Schedule A to Companies and Private Partnership Ordinance

Schedule 3: New Schedule to Fisheries Products (Hygiene)(Fees) Regulations  
Schedule 4: New Schedule 1 to Land Charges Fees Rules  
Schedule 5: New Schedule 2 to Land Ordinance  
Schedule 6: New Schedule to Notaries Public Rules  
Schedule 7: New Schedule to Planning (General) Regulations  
Schedule 8: New Schedules 1, 2 and 3 to the Post Office Order  
Schedule 9: New Schedule 2 to Registration Regulations

# FINANCE BILL 2015

(No: of 2015)

(assented to: 2015)  
(commencement: in accordance with section 2)  
(published: 2015)

## A BILL

for

## AN ORDINANCE

To amend miscellaneous provisions of various enactments in force in the Falklands Islands so as to vary or abolish specified allowances, benefits, charges, contributions, fees, and penalties provided for in these enactments, to insert in various enactments provisions imposing new charges, to amend the Taxes Ordinance (Title 69.1) to make provision for capital allowances in respect of the construction or acquisition of car parks and hard standings, and to amend the Medical Services Tax Ordinance (Title 69.4) to make provision for a capital allowance in the calculation of Medical Services Tax for self-employed persons.

BE IT ENACTED by the Legislature of the Falkland Islands —

### **1. Title**

This Ordinance is the Finance Ordinance 2015.

### **2. Commencement**

This Ordinance comes into force on 1 July 2015, except where it is specifically provided that particular provisions come into force at a later, specified date.

### **3. Amendment of Air Navigation (Fees) Regulations**

The Air Navigation (Fees) Regulations (SR&O No 9 of 2009) are amended by omitting the Schedule and replacing it with the contents of Schedule 1 to this Ordinance.

### **4. Amendment of Banking Regulations Order**

(1) Regulation 4 of the Banking Regulations Order (Title 10.1.1) is amended by omitting “£6,000.00” and replacing it with “£7,000.00”.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

### **5. Amendment of Building Regulations**

Regulation 6 of the Building Regulations (Title 55.4.1) is amended by inserting immediately after subregulation (3) the following —

“(4) An applicant for a permit to do any of the activities provided for in regulation 5(1) must, where the activity proposed is one of the following, pay the corresponding fee on submission of the application —

(a) construct a building or structure for use as residential accommodation - £64.00;

- (b) (where the applicant is the householder) enlarge, improve or otherwise alter a dwelling house - £32.00;
- (c) erect for industrial or commercial uses buildings of an area less than 75sqm - £96.00;
- (d) erect for industrial or commercial uses buildings of an area exceeding 75sqm - £320.00.

(5) Where an application under this regulation is submitted together with an application under regulation (8) of the Planning (General) Regulations (Title 55.3.3), the fee payable for both applications is as set out in the Schedule to the Planning (General) Regulations at the portion of the second column corresponding to the relevant type of activity set out in the first column.”.

## **6. Amendment of Commissioners for Oaths Rules**

Rule 2(1) of the Commissioners for Oaths Rules (Title 22.1.1) is amended —

- (a) in paragraph (a), by omitting “£7.40” and replacing it with “£10.00”; and
- (b) in paragraph (b), by omitting “£3.70” and replacing it with “£4.00”.

## **7. Amendment of Companies and Private Partnership Ordinance and other companies legislation**

(1) Schedule A to the Companies and Private Partnership Ordinance (Title 18.1) is repealed and replaced by the contents of Schedule 2 to this Ordinance.

(2) Section 242A(2) of the Companies Act, 1985 (as in force in England on 1 September, 2006) is amended in its application to the Falkland Islands by omitting the table and replacing it with the following —

<b>“Length of period</b>	<b>Public company</b>	<b>Private company</b>
Not more than 3 months	£508	£105
More than 3 months but not more than 6 months	£1,046.00	£264
More than 6 months but not more than 12 months	£2,090	£523
More than 12 months	£5,230	£1,046”.

## **8. Amendment of Conservation of Wildlife and Nature Ordinance**

The Conservation of Wildlife and Nature Ordinance (No. 10 of 1999) is amended —

- (a) in section 9, by inserting immediately after subsection (1) the following —

“(1A) The Governor may charge, in respect of an application for any licence provided for in this Ordinance, such fee as may be specified in this Ordinance.”;

(b) in subsection (2)(a) of section 9, by inserting immediately between “purposes” and the semi-colon the following —

“, in relation to which the following provisions apply —

- (i) an applicant for a licence must, subject to subparagraph (ii), pay an application fee of £250.00; and
- (ii) the Planning Officer may waive the requirement to pay the fee where —
  - (aa) applications are made by charities;
  - (bb) applications are made in relation to research areas that the Planning Officer considers to be priority areas; or
  - (cc) there exist other circumstances in which the Planning Officer considers it appropriate to do so;”;

(c) by inserting immediately after section 18 the following —

**“19. Fees for visits to islands**

(1) Subject to subsection (2), a person who wishes to visit any of the islands specified below must pay the corresponding fee in order to be permitted to visit —

- (a) for Kidney Island, £10.00 per person;
- (b) for all other islands owned by the Crown, £50.00 per person.

(2) The Planning Officer may waive the requirement to pay a fee under subsection (1) where —

- (a) applications are made by charities;
- (b) applications are made in relation to research areas that the Planning Officer considers to be priority areas; or
- (c) there exist other circumstances in which the Planning Officer considers it appropriate to do so.”.

**9. Amendment of Cruise Ships Ordinance**

Section 3 of the Cruise Ships Ordinance (No 23 of 1998) is amended —

(a) in subsection (1) —

- (i) with effect from 1 July 2015, by omitting “£18.00” and replacing it with “£20.00”; and
- (ii) with effect from 1 July 2016, by omitting “£20.00” and replacing it with “£21.00”; and

(b) in subsection (2) —

- (i) with effect from 1 July 2015, by omitting “£6.00” and replacing it with “£7.00”; and
- (ii) with effect from 1 July 2016, by omitting “£7.00” and replacing it with “£7.50”.

#### **10. Amendment of Customs (Fees) Regulations**

The Customs (Fees) Regulations (SR&O No 10 of 2006) are amended as follows —

(a) in regulation 3 —

- (i) by omitting “£76.40” in each place where it appears and replacing it with “£77.80”;
- (ii) by omitting “£114.60” in each place where it appears and replacing it with “£116.70”;
- (iii) in paragraph (a)(ii), by omitting “£38.20” and replacing it with “£38.90”; and
- (iv) in paragraph (c)(ii), by omitting “£57.30” and replacing it with “£58.35”; and

(b) in regulation 4 —

- (i) by omitting “£52.30” in each place where it appears and replacing it with “£53.10”;
- (ii) by omitting “£259.30” in each place where it appears and replacing it with “£263.20”;
- (iii) in subregulation (3)(a), by omitting “£26.15” and replacing it with “£26.55”; and
- (iv) in subregulation (3)(b), by omitting “£129.70” and replacing it with “£131.60”.

#### **11. Amendment of Customs (Import Prohibitions)(Fees) Regulations**

Regulation 3 of the Customs (Import Prohibitions)(Fees) Regulations (SR&O No 12 of 2009) is amended by omitting —

(a) paragraph (a) and replacing it with the following —

“(a) Importation of Animals etc. Proclamation 2000 (No 2 of 2000) —

- (i) licence for importation of animal – standard (per licence) £127.60
- (ii) licence for importation of animal – poultry/exotic pet (per licence) £32.50
- (iii) licence for importation of animal – poultry/exotic pet (annual) £64.90
- (iv) inspection and treatment on arrival £11.00 plus  
the cost of  
necessary  
drug  
treatment

- (v) clearance from port of arrival – (per importer) £114.80
- (vi) inspection following house quarantine (per animal) £11.00”;

(b) paragraph (b) and replacing it with the following —

“(b) Importation of Food and Animal Products from South America Proclamation 2001 (No 3 of 2001) —

- (i) licence for the importation of animal/animal product (commercial – single importation) £15.80
- (ii) licence for the importation of animal/animal product (commercial – annual) £127.60
- (iii) licence for the importation of animal/animal product (non-commercial).”; and £4.00

(c) paragraph (c) and replacing it with the following —

“(c) Proclamation Number 6 of 1985 —

- Inspection of shearing equipment by the Government Veterinary Officer” £39.50

## **12. Amendment of Dogs Rules**

Rule 3 of the Dogs Rules (Title 5.2.1) is amended by omitting “£31.40” and replacing it with “£31.90”.

## **13. Amendment of Falkland Islands Status (Application Fees) Regulations**

The Falkland Islands Status (Application Fees) Regulations (Title 52.3.2) are amended in regulation 2(1) by omitting “£215.00” and replacing it with “£218.00”.

## **14. Amendment of Family Allowances Ordinance**

The Family Allowances Ordinance (Title 65.1) is amended in section 3(1), by omitting “£67.20” and replacing it with “£68.00”.

## **15. Amendment of Firearms and Ammunition (Fees) Regulations Order**

The Firearms and Ammunition (Fees) Regulations Order (Title 23.2.1) is amended —

- (a) in regulation 2, by omitting “£18.75” and replacing it with “£19.00”;
- (b) in regulation 4A, by omitting from subsection (3) “£7.00” and replacing it with “£7.25”; and
- (c) in the Schedule, by omitting —
  - (i) “£68.00” and replacing it with “£69.00”;
  - (ii) “£18.75” and replacing it with “£19.00”; and



(iii) “£37.25” and replacing it with “£38.00”.

#### **16. Amendment of Fishery Products (Hygiene)(Fees) Regulations**

The Fishery Products (Hygiene)(Fees) Regulations (SR&O No 41 of 1998) are amended by repealing the Schedule and replacing it with the contents of Schedule 3 to this Ordinance.

#### **17. Amendment of Harbours Regulations**

Schedule 3 to the Harbours Regulations (Title 57.3.1) is amended by omitting paragraph 1 and replacing it with —

“1. Harbour Dues

(a) private pleasure yacht (under 50 tons)	£68.00
(b) other vessels:	
under 15 tons	£68.00
15 tons or more but under 30 tons	£124.00
30 tons or more but under 50 tons	£224.00
50 tons or more but under 800 tons	£338.00
800 tons or more but under 1,000 tons	£440.00
1,000 tons or more but under 1,500 tons	£506.00
1,500 tons or more but under 2,000 tons	£608.00
2,000 tons or more but under 5,000 tons	£743.00
5,000 tons or more but under 7,000 tons	£901.00
7,000 tons or more but under 10,000 tons	£1,351.00
10,000 tons or more but under 15,000 tons	£1,689.00
15,000 tons or more but under 20,000 tons	£1,971.00
20,000 tons or more but under 25,000 tons	£2,252.00
25,000 tons or more but under 30,000 tons	£2,589.00
30,000 tons or more but under 35,000 tons	£2,927.00
35,000 tons or more but under 40,000 tons	£3,265.00
40,000 tons or more but under 50,000 tons	£3,828.00
50,000 tons or more but under 60,000 tons	£4,503.00
60,000 tons or more but under 70,000 tons	£4,953.00
70,000 tons or more but under 80,000 tons	£5,515.00
80,000 tons or more	£6,080.00”.

#### **18. Amendment of Immigration (Fees) Regulations**

Regulation 3(1) of the Immigration (Fees) Regulations (SR&O No 7 of 2009) is amended —

(a) by omitting “£22.50” in paragraphs (a) and (b) and replacing it, in each case, with “£23.00”;  
and

(b) in subparagraph (c), by omitting “£215.20” and replacing it with “£218.00”.

#### **19. Amendment of Land Charges Fees Rules**

Schedule 1 to the Land Charges Fees Rules (SR&O No 3 of 1997) is repealed and replaced by the contents of Schedule 4 to this Ordinance.

## **20. Amendment of Land (Non-residents)(Fees) Regulations**

The Schedule to the Land (Non-residents)(Fees) Regulations (SR&O No 13 of 2007) is amended by omitting —

(a) “£116.60” and replacing it with “£120.00”; and

(b) “£235.50” and replacing it with “£250.00”.

## **21. Amendment of Land Ordinance**

Schedule 2 to the Land Ordinance (Title 45.2) is repealed and replaced by the contents of Schedule 5 to this Ordinance.

## **22. Amendment of Medical Practitioners, Midwives and Dentists Ordinance**

(1) The Medical Practitioners, Midwives and Dentists Ordinance (S. R. & O. No. 3 of 1914) is amended by repealing subsection (2) of section 3 and replacing it with the following —

“(2) An applicant for registration as a medical practitioner, midwife or dentist who is not in the employment of the Government must pay a fee of £2000.00, but medical practitioners, midwives and dentists who are in the employment of the Government are entitled to be registered free of charge:

Provided that the Senior Medical Officer may refuse to register any person whose professional qualifications are not acceptable by the General Medical Council of the United Kingdom.”.

(2) The amendment set out in subsection (1) comes into force on 1 January 2016.

## **23. Amendment of the Medical Services Tax Ordinance**

(1) The Medical Services Tax Ordinance (No. 13 of 2010) is amended by repealing section 16 and replacing it with the following —

### **“16. Calculation of relevant profits**

(1) The following provisions of the Taxes Ordinance apply for the purpose of calculating relevant profits —

- (a) section 59 (which deals with deductions that are not allowed for the purposes of income tax);
- (b) section 59A (which provides that corrupt payments are not deductible);
- (c) section 67 (which provides, among other things, employers’ contributions into approved retirement benefit schemes may, within certain limits, be deducted);
- (d) section 97 (which deals with deductions that are allowed for the purposes of income tax);
- (e) section 98 (which restricts the deduction of emoluments before they are paid);
- (f) section 99 (which deals with entertainment expenses);

- (g) section 102 (which allows for augmented deductions in respect of training expenses);
- (h) section 103 (which provides for relief in respect of pre-trading expenditure); and
- (i) Chapter II of Part V (which provides for depreciation allowances).

(2) In calculating relevant profits for the purposes of this Ordinance, no deductions other than those permitted by any of the sections of the Taxes Ordinance listed in subsection (1) are allowed, even if any such other deductions are allowed for the purposes of income tax under other provisions of the Taxes Ordinance.”.

(2) The amendment set out in subsection (1) comes into force on 1 January 2016.

#### **24. Amendment of Merchant Shipping (Registration of Ships)(Fees) Regulations**

The Schedule to the Merchant Shipping (Registration of Ships)(Fees) Regulations (S. R. & O. No. 2 of 2005) is amended under the heading ‘SMALL SHIPS REGISTERED UNDER PART III OF THE REGISTER’ by omitting “£20.30” appearing opposite the words “Registration of vessel (and of a vessel whose Registry has expired)” and replacing it with “£20.60”.

#### **25. Amendment of Minimum Wage (Initial Rates) Order**

(1) The Minimum Wage (Initial Rates) Order (S. R. & O. No. 14 of 2013) is amended —

- (a) in paragraph 3, by omitting “£5.05” and replacing it with “£5.38”; and
- (b) in paragraph 4, by omitting “£3.10” and replacing it with “£3.30”.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

#### **26. Amendment of Notaries Public Rules**

The Schedule to the Notaries Public Rules (Title 22.1.2) is repealed and replaced by the contents of Schedule 6 to this Ordinance.

#### **27. Amendment of Planning Ordinance**

The Planning Ordinance (Title 55.3) is amended by repealing section 117 and replacing it with the following —

##### **“117. Regulations and orders**

(1) The Governor may make regulations under this Ordinance —

- (a) for prescribing the form of any notice, order or other document authorised or required by any of the provisions of this Ordinance to be served, made or issued by him, the Committee or the Planning Officer;
- (b) for any purpose which regulations are authorised or required to be made under this Ordinance, not being a purpose for which regulations are authorised or required to be made by another person or authority;
- (c) as to —
  - (i) the exercise of any claim for compensation;

- (ii) the person to whom such compensation or any part thereof is to be paid; and
- (iii) the application of any such compensation or any part thereof in cases where, apart from such regulations, the right to claim compensation is exercisable by reference to an interest in land which —
  - (aa) is subject to a mortgage;
  - (bb) is subject to a rent charge;
  - (cc) is subject to the trusts of a settlement; or
  - (dd) at the time specified in the regulations, was subject to a mortgage, a rent charge, or the trusts of a settlement; or
- (d) imposing fees to be paid by the applicant on application for any service that may be provided or permission that may be given to applicants in accordance with this Ordinance.

(2) Any power conferred by any of the provisions of this Ordinance to make an order or regulations includes the power to vary or revoke any such order or regulations by a subsequent order or subsequent regulations, as the case may be.

(3) The Governor may by order exempt any applicant or category of applicants from the requirement to pay any fee prescribed in regulations in relation to the following matters —

- (a) works to improve a disabled person's access to a public building or improve access, safety, health or comfort at that person's dwelling house; but the power to exempt does not apply to new dwelling houses or where there is a statutory obligation to provide access to such buildings;
- (b) applications by the Crown;
- (c) applications required because of the removal of permitted development rights by a condition imposed under section 40, or by a direction such as one in respect of conservation areas;
- (d) applications required because of the removal of a condition (imposed under section 40) of a right to make a change of use within the Use Classes Order or General Permitted Development Order;
- (e) applications made by non-profit making organisations (clubs, societies, trusts, etc.) for the object of providing sport or recreation facilities;
- (f) applications made by registered charities;

(g) new applications, or revised and resubmitted applications, for development of the same character or description within the original site, which are submitted within 12 months of —

(i) receiving the original decision; or

(ii) the date of submission of an application which is withdrawn; or

(h) applications, under either section 68(2) or section 68(4), in respect of a listed buildings (other than applications to demolish),

and any such exemption may be for a specified or an unspecified duration, subject in either case to revocation by the Governor.

(4) The power conferred on the Governor by subsection (3) applies equally in respect of fees imposed by regulation 6(4) of the Building Regulations (S. R. & O. No 26 of 1999).”.

## **28. Amendment of Planning (General) Regulations**

The Planning (General) Regulations (Title 55.3.3) are amended by inserting immediately after —

(a) regulation 7, the following —

### **“8. Fees for services**

(1) The applicant must pay, on application for any service or any permission listed in the first column of the Schedule, the corresponding fee set out in the second column of the Schedule.

(2) Where an applicant submits an application under subregulation (1) together with an application for which a fee is payable under regulation 6(4) of the Building Regulations (S. R. & O No. 26 of 1999), the fee payable for both applications is as set out as a “joint application” in the Schedule at the portion of the second column corresponding to the relevant type of application set out in the first column.”; and

(b) the new regulation 8, a new Schedule to the Planning (General) Regulations, the contents of which are set out under Schedule 7 to this Ordinance.

## **29. Amendment of Plant Importation Regulations**

Regulation 7 of the Plant Importation Regulations (Title 4.4.1) is amended by omitting —

(a) “£3.90” and replacing it with “£4.00”;

(b) “£125.70” and replacing it with “£127.60”; and

(c) “£15.10” and replacing it with “£15.40”.

## **30. Amendment of Post Office Order**

(1) The Post Officer Order (S. R. & O. No. 11 of 2006) is amended by repealing Schedules 1, 2 and 3 and replacing them, respectively, with the appropriate portion of the contents of Schedule 8 of this Ordinance.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

### **31. Amendment of Public Funds Ordinance**

The Public Funds Ordinance (Title 19.7) is amended by repealing section 4 and replacing it with the following —

#### **“4. Payments out of the Insurance Fund**

The following payments may be made out of the Insurance Fund on the authority of the Financial Secretary —

- (a) transfer to the Consolidated Fund;
- (b) payment of insurance premiums in respect of the insurance of liabilities of the Falkland Islands Government; and
- (c) transfer to the Pensions (Old Scheme) Fund.”.

### **32. Amendment of Registration of Marriages Regulations**

Regulation 18 of the Registration of Marriages Regulations (SR&O No 17 of 1999) is amended by repealing subregulation (1) and replacing it with the following —

“(1) The following fees are prescribed for the purposes of the Ordinance and of these regulations and must respectively, in each case specified below, be paid to the Registrar General —

(a) on giving notice of marriage	£60.00
(b) on grant of Registrar General’s licence	£60.00
(c) for solemnisation of a marriage by a Registrar	£30.50
(d) for attendance by the Registrar at the solemnisation of a marriage by a person who is not a minister of religion	£30.50
(e) any absence exceeding one hour by a Registrar from the Registrar’s usual address for either of the purposes mentioned at (c) and (d)	£101.50 plus the reasonable cost of travel and any necessary overnight accommodation
(f) on application for a special licence	£203.00”.

### **33. Amendment of Registration Regulations**

Schedule 2 to the Registration Regulations (Title 62.2.1) is repealed and replaced by the contents of Schedule 9 to this Ordinance.

### **34. Amendment of Registration of United Kingdom Patents Ordinance**

The Registration of United Kingdom Patents Ordinance (Title 43.1) is amended —

- (a) in section 3(d), by omitting “£130.00” and replacing it with “£132.00”;

- (b) in section 7, by omitting “£100.00” and replacing it with “£101.50”;
- (c) in section 7A, by omitting “£60.00” and replacing it with “£61.00”; and
- (d) in section 7B, by omitting “£100.00” and replacing it with “£101.50”.

### **35. Amendment of Retirement Pensions Ordinance**

The Retirement Pensions Ordinance (Title 65.2) is amended —

- (a) in section 10, by inserting next after subsection (3) the following —

“(3A) Despite subsection (3), a person referred to in subsection (3) is not obliged to make a contribution in respect of any week that occurs after the person has made or is deemed to have made 2200 weekly contributions.”; and

- (b) in section 15, by repealing subsection (1) and replacing it with the following —

“(1) Subject to subsections (1A) and (1B), where a compulsory contribution payable under this Ordinance is paid after the 30 June next following the end of the pension year in which the week in respect of which the contribution was payable fell, the person liable or eligible to pay the contribution is liable to pay compound interest on the contribution at the rate of 5 per cent per annum.

(1A) A person referred to in subsection (1) is not liable to pay any interest in respect of any week referred to under subsection (1) for which the person’s earnings do not exceed such amount as may be prescribed in accordance with section 10(4).

(1B) Where a person’s financial year ends between 1 January and 30 June, the person will not be liable to pay any interest until 6 months after the date on which the person’s financial year ended.

(1C) For the purposes of this section, “financial year” means the period of 12 consecutive months in relation to which a person records and reports on the person’s financial affairs for accounting and tax purposes, provided that —

- (a) the person is not prohibited by legislation from so recording and reporting in relation to a period of 12 consecutive months other than January to December of the same calendar year; and
- (b) the person habitually and consistently so records and reports in relation to the same period of 12 consecutive calendar months.”.

### **36. Amendment of Retirement Pensions (Prescribed Rates) Regulations**

The Retirement Pensions (Prescribed Rates) Regulations (SR&O No 39 of 1996) are amended—

- (a) in regulation 3, by omitting —
  - (i) “£141.00” and replacing it with “£147.00”; and

- (ii) “£80.00” and replacing it with “£83.00”;
- (b) in regulation 5, with effect from 1 January 2016 —
  - (i) by omitting from paragraph 3(a) “£29.00” and replacing it with “£29.50”; and
  - (ii) by omitting from paragraph (3)(b) “£47.00” and substituting “£49.00”; and
- (c) in regulation 6 —
  - (i) with effect from 1 July 2015, by omitting “£180.00” and replacing it with “£202.00”; and
  - (ii) with effect from 1 January 2016, by omitting “£202.00” and replacing it with “£215.00”.

### **37. Amendment of Road Traffic Ordinance**

Section 6(15) of the Road Traffic Ordinance (Title 63.1) is amended by omitting “£11.50” and replacing it with “£11.75”.

### **38. Amendment of Road Traffic (Provisional) Regulations Order**

The Road Traffic (Provisional) Regulations Order (Title 63.1.1) is amended —

- (a) in regulation 2(5), by omitting “£21.50” and replacing it with “£22.00”;
- (b) in regulation 5(4), as follows —
  - (i) in paragraph (a), by omitting “£29.50” and replacing it with “£30.00”; and
  - (ii) in paragraph (ba), by omitting “£29.50” and replacing it with “£30.00”; and
  - (iii) in paragraph (c), by omitting “£14.25” and replacing it with “£14.50”; and
- (c) in regulation 5A(2), by omitting “£11.50” and replacing it with “£11.75”.

### **39. Amendment of Taxes Ordinance**

The Taxes Ordinance (Title 69.1) is amended —

- (a) in section 106(4), by —
  - (i) omitting, respectively, the definitions of “building” and “expenditure” and replacing them with the following —
    - (aa) ““ building” does not include land, car parks or hard standings;” and
    - (bb) ““expenditure”, in relation to the acquisition or construction of a capital asset, means, subject to subsection (5) below, the amount which is spent on the acquisition or construction of that capital asset by the person claiming the depreciation deduction, subject to sections 121 and 122, but any amount spent on the provision of —



- (a) a building (as defined immediately above); or
- (b) a car park or hard standing,

does not include the cost or value of the land on which it is built;”;

(ii) inserting immediately before the definition of “expenditure” the following —

““car park” means an area without a roof or other covering, in which motor vehicles are parked;” and

(iii) inserting immediately after the definition of “expenditure” the following —

““hard standing” means an area of ground surfaced with a hard material that has been sealed to the ground in a manner which prevents it from being extracted without the surfacing being destroyed;”;

(b) by omitting section 116(1) and replacing it with the following —

“(1) Subject to subsections (2) and (3) and to sections 105 and 106, where in the basis period for a chargeable period a person carrying on a business incurs expenditure in the acquisition or construction of —

- (a) any plant, machinery or vehicle, including aircraft but not including ships;
- (b) any building;
- (c) any ship; or
- (d) any car park or hard standing,

which is or is to be used for the purposes of the business, then in computing that person’s chargeable income for that and subsequent chargeable periods a writing-down allowance must be made in accordance with the provisions of this section.”;

(c) by inserting immediately after section 116(1) the following —

“(1A) Where a car park or hard standing is being sold, its disposal value must be determined in accordance with section 113.”;

(d) by omitting section 116(6A) and replacing it with the following —

“(6A) In the case of plant, machinery or vehicle (including aircraft), writing-down allowances must be made under section 117.”; and

(e) by adding immediately after section 116(13) the following —

“(14) The writing-down allowance for a car park or hard standing is 2% of the expenditure incurred in constructing or purchasing it.”.

#### **40. Amendment of Vehicle Licence Labels Regulations**

Regulation 5(2) of the Vehicle Licence Labels Regulations (SR&O No 33 of 1998) is amended by omitting “£6.50” and replacing it with “£6.60”.

**SCHEDULE 1**  
**New Schedule to Air Navigation (Fees) Regulations**

(section 3)

**Schedule**

**PART I**

*Personnel Licensing*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of Validity of a Flight Crew Licence	
(a) issue	88.50
(b) renewal	50.50
2. Flight Information Service Office Licence	
(a) initial issue	105.00
(b) validation of a UK licence	88.50
(c) examinations	
(i) radiotelephony examination	55.00
(ii) air law and procedures examination	65.00
(iii) meteorology and navigation examination	65.00
(iv) resit of examination paper (paper only)	35.00
(d) competency check	50.50

**PART II**

*Aerodromes*

<b>Description</b>	<b>Fee (£)</b>
1. aerodrome certificate	
(a) issue	1130.50
(b) amendment	754.00

**PART III**

*Carriage of Dangerous Goods by Air*

<b>Description</b>	<b>Fee (£)</b>
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1.	Dangerous goods approval	
	(a) issue	184.00
	(b) amendment	92.00
	(c) validation of an approval issued by a recognised competent regulatory authority	88.50
	(d) approval of training programme	92.00
2.	Dangerous goods exemption	
	(a) issue	202.50
	(b) amendment	92.00

**PART IV**  
*Registration of Aircraft*

	<b>Description</b>	<b>Fee (£)</b>
1.	Certificate of registration on an aircraft	302.00
2.	Reservation of registration mark	75.00
3.	Reservation of a specific out-of-sequence registration mark	150.00
4.	Temporary transfer of an aircraft to the register	Half the cost of a certificate of registration
5.	Title search of the register in respect of an aircraft	113.00
6.	Cancellation of a certificate of registration	75.00

**PART V**  
*Fees not specified elsewhere*

	<b>Description</b>	<b>Fee (£)</b>
1.	Issue of a copy of any document under the Air Navigation (Overseas Territories) Order 2013	37.50
2.	Charges for services performed outside of the Falkland Islands	Actual costs incurred
3.	Any other permission, approval, authorisation, validation, exemption or	178.50

deviation issued in respect of any part of the Air Navigation (Overseas Territories) Order 2013

4. Seasonal foreign operator permit for aircraft registered in a foreign country to take on board or discharge passengers or cargo in the Falkland Islands for valuable consideration:

In the case of scheduled journeys to be provided over a period not exceeding 6 months

- |   |        |
|---|--------|
| (a) For aircraft with 20 seats or less, or in the case of a cargo aircraft with a certified maximum take-off weight not exceeding 5,700 kg  | 325.00 |
| (b) For aircraft with more than 20 seats, or in the case of a cargo aircraft with a certified maximum take-off weight greater than 5,700 kg | 810.00 |

Note: Fees shall not be charged to aircraft operators conducting:

- (a) flights in aircraft registered in the UK or any other Overseas Territory
- (b) flights for the purpose of medical evacuation
- (c) private flights
- (d) one-off or short-notice flights that do not require the issuance of a seasonal permit

## **SCHEDULE 2**

### **New Schedule A to Companies and Private Partnership Ordinance**

(section 7)

## **SCHEDULE A**

(section 4)

<b>Description</b>	<b>Fee (£)</b>
1. Registration of a document by an overseas company	132.00
2. Registration of incorporation of a company	132.00
3. Registration of change of name of a company	61.00
4. Certificate of registration of a company (other than on incorporation)	61.00
5. Registration or cancellation of registration of mortgage, debenture or	

other charge	101.50
6. Company file search (proportion of hourly rate to be paid for every part hour)	40.60
7. Request for company documents (per company) (plus additional FIG photocopying fee)	10.20
8. Certified copy of any document held on a company file (plus additional FIG photocopying fee)	30.50
9. Filing an annual return; including companies which are not trading	61.00
10. Penalty for the late filing of an annual return	
(a) 3 months or less	105.00
(b) more than 3 months but less than 6 months	264.00
(c) more than 6 months but less than 12 months	523.00
(d) 12 months or more	1,046.00
11. Filing of company accounts	30.50
12. Application for striking off a private company	101.50
13. Registration of new memorandum or articles of association	30.50
14. Registration of any other deed, documents or forms to be registered by a company (per name and/or form)	10.20
15. Penalty for the late notification of a change of director, change of registered office, or change of secretary (more than 14 days)	61.00
16. Photocopy of document where photocopying undertaken as part of registration	FIG photocopying fee

### SCHEDULE 3

#### New Schedule to Fisheries Products (Hygiene)(Fees) Regulations

(section 16)

#### SCHEDULE

Description	Fee (£)
1. Application for approval of factory vessel or fishery establishment (approval under regulation 7)	638.20
2. Application for variation of approval (variation under regulation 8)	100.00

3.	Annual inspection by authorised officer (division 1, paragraph 2(c), Part 5 of Schedule 1)	255.00
4.	Inspection on transshipment of product (division 1, paragraph 2(e), Part 5 of Schedule 1)	170.80
5.	Additional charges for inspections under paragraphs 3 or 4 where factory vessel is not in Stanley Harbour –	
	(a) vessel in Port William	55.30
	(b) vessel in Berkeley Sound	165.70
6.	Surcharge for services provided outside normal office hours (for this purpose, normal office hours are 8am to 5pm Monday to Friday, excluding public holidays)	Additional 50% on all charges

**SCHEDULE 4**  
**New Schedule 1 to Land Charges Fees Rules**

(section 19)

**SCHEDULE 1**

(rule 3)

<b>Description</b>	<b>Fee (£)</b>
1. Registration, renewal, rectification or cancellation of entry in register (per name), including issue of certificate	61.00
2. Entry of priority notice (per name)	10.20
3. Inspection of entry (per entry)	10.20
4. Office search of index, including certificate of result	61.00 per name
5. Bankruptcy search, including certificate of result (per name)	10.20

**SCHEDULE 5**  
**New Schedule 2 to Land Ordinance**

(section 21)

**SCHEDULE 2**

(section 9(3))

**Description**

**Fee (£)**

**PART I**

- |    |   |                   |
|----|---|-------------------|
| 1. | Registration of order of the Court under section 9                                      | 30.50             |
| 2. | Registration of any other deed, instrument or document to be registered against a title | 101.50            |
| 3. | Registration of Crown Grant or Crown Lease (including undertaking)                      | 101.50            |
| 4. | Application for vesting deed under section 11A  | 203.00            |
| 5. | Certified copy deed, instrument or document (plus additional FIG photocopying fee)      | 30.50             |
| 6. | Certification of registration deed, instrument or document                              | 61.00             |
| 7. | Photocopy of any deed, instrument or document, where undertaken as part of registration | FIG photocopy fee |

**PART II**

(section 45)

- |    |                           |       |
|----|---------------------------|-------|
| 8. | Title search; hourly rate | 40.60 |
|----|---------------------------|-------|

Includes: Production of register or index for inspection (for each one) and comparing deed with registered deed (proportion of hourly rate to be paid for every part hour, plus additional FIG photocopying fee)



**SCHEDULE 6**  
**New Schedule to Notaries Public Rules**

(section 26)

**SCHEDULE**

- |    |  |  |
|----|--|--|
| 1. | For every affidavit and exhibit to an affidavit  | £10.00 for every affidavit and<br>£4.00 for every exhibit thereto  |
| 2. | Preparing a Note of Protest or other document<br>(including any certificate thereon)             | £100.00 for every hour engaged<br>therein and proportionately for<br>every part of an hour, with a<br>minimum fee of £50.00  |
| 3. | Preparing and attesting any notarial act   | (a) £35.00 if a notarial act in<br>public form;<br><br>(b) £23.00 otherwise (but no<br>fee where Fee 2 is<br>charged)  |
| 4. | Extending a Protest  | £100.00  |
| 5. | Examining any document with the original thereof<br>and certifying it as a true and correct copy | (a) if not copied by the notary<br>public, £23.00 plus £4.00<br>for every page;<br><br>(b) if copied by or under the<br>supervision of the notary<br>public, £25.00 plus 50<br>pence for every page. |
| 6. | Attending to Protest a Bill of Exchange<br>or Promissory Note                                    | £110.00 and proportionately for<br>part of an hour thus engaged plus<br>reasonable travelling expenses<br>incurred (if applicable) with a<br>minimum fee of £50.00.                                  |
| 7. | Any other notarial act done by a notary public   | £110.00  |

**SCHEDULE 7**  
**New Schedule to Planning (General) Regulations**

(section 28)

**SCHEDULE**  
**Fees for services under the Planning Ordinance**

(Regulation 6)

TYPE OF APPLICATION	FEE
1. For permission to demolish	full application = £20
2. For permission to construct buildings or structures for use as residential accommodation	outline application = £32 reserved matters application = £24 full planning = £48 joint application* = £80
3. By householder, for permission to enlarge, improve or otherwise alter dwelling house	outline application = £16 reserved matters application = £12 full planning = £24 joint application* = £40
4. For permission to erect for industrial or commercial uses buildings of an area less than 75sqm	outline application = £48 reserved matters application = £36 full planning = £72 joint application* = £120
5. For permission to erect for industrial or commercial uses buildings of an area exceeding 75sqm	outline application = £160 reserved matters application = £120 full planning = £240 joint application* = £400
6. For permission to construct or maintain a car park  a) Residential	No fee if for individual dwelling.  If for more than one dwelling:  outline application = £20  full/reserved matters application = <ul style="list-style-type: none"> <li>• £25 where the area of</li> </ul> gross car park space does

<p>b) Industrial/Commercial</p>		<p>not exceed 40 sq m;</p> <ul style="list-style-type: none"> <li>• £30 where the area of gross car park space exceeds 40 sq m but does not exceed 75 sq m</li> </ul> <p>Where the area of gross car park space exceeds 75 sq m</p> <p>£50 for each 75 sq m (or part thereof).</p> <p>Outline application = £75</p> <p>full / reserved matters application =</p> <ul style="list-style-type: none"> <li>• £50 where the area of gross car park space does not exceed 75 sq m</li> <li>• where the area of gross car park space exceeds 75 sq m £100 for each 75 sq m (or part thereof).</li> </ul>
<p><b>7. For permission to engage in operations connected with exploratory drilling for oil or natural gas</b></p>		<p>£401 per 0.1 ha or the site</p> <p>maximum = £30,240</p>
<p><b>8. For permission to place or assemble equipment in any part of any marine water for the purpose of fish farming</b></p>		<p>£100 per application</p>
<p><b>9. For permission to engage in winning and working of minerals (excluding peat &amp; calcified seaweed)</b></p>		<p>£202 per 0.1 ha of site (or part thereof)</p> <p>maximum = £30,240</p>
<p><b>9a. For permission to engage in winning and working of peat &amp; calcified seaweed</b></p>		<p>£50 per application</p>

<b>10. Change of use of a building for use as one or more dwelling houses</b>		£80 per each additional dwelling-house to be created by  the development
<b>11. For permission to use, dispose of or store minerals</b>  a) use of land for disposal of refuse or waste materials or for the deposit of material remaining after minerals have been extracted from land.  b) the use of land for the storage of minerals in the open		£50 per application  £50 per application
<b>12. Permission to change use (categories not specified in this list)</b>  Making of a material change in the use of a building or land or in the use of equipment placed or assembled in marine waters for the purposes of fish farming.		end use is residential or incidental to residential £30  end use is commercial/industrial £60
<b>13. For permission to vary or remove a condition on an existing permission (or renew a permission)</b>		£30
<b>14. For a planning search</b>		£20 per search

\* — an application submitted together with one under regulations 6(4), and as authorised by regulation (6(5), of the Building Regulations (S. R. & O. No. 26 of 1999)

**SCHEDULE 8**  
**New Schedules 1, 2 and 3 to Post Office Order**

(section 30)

## SCHEDULE 1

### Airmail Rates to all Countries

#### Letter

- |                         |     |
|-------------------------|-----|
| (a) first 20g           | 76p |
| (b) each additional 10g | 25p |

#### Small packet & printed paper

- |                     |       |
|---------------------|-------|
| (a) first 20g       | £1.22 |
| (b) each additional | 14p   |

Postcard 66p

Aerogramme 66p

Illustrated Aerogramme 77p

## SCHEDULE 2

### Surface Mail

#### Letter

- |                         |     |
|-------------------------|-----|
| (a) first 20g           | 51p |
| (b) up to 100g          | 96p |
| (c) each additional 50g | 35p |

Postcard 41p

#### Parcel to UK

- |                         |         |
|-------------------------|---------|
| (a) first 1kg           | £12.20  |
| (b) each additional 1kg | £5.05   |
| (c) maximum weight 30kg | £158.65 |

### SCHEDULE 3

#### Inland Mail

##### Letter

(a) first 20g	31p
(b) up to 100g	48p
(c) each additional 100g	15p

##### Small packet and printed paper

(a) first 70g	26p
(b) each additional 50g	7p

### SCHEDULE 9

#### New Schedule 2 to Registration Regulations

(section 33)

### SCHEDULE 2

#### Registrar General's and Registrar's Fees

Description	Fee (£)
1. Certified copy of birth, death or marriage certificate	10.20
3. Search of registers, including registers of births, deaths and marriages (proportion of hourly rate to be paid for every part hour plus additional photocopying fee)	40.60
6. Registration birth	10.20
7. Certified copy of instrument	30.50
8. Registration of a deed poll	61.00
9. Registration of a will	10.20
Photocopy of document per A4 page	FIG photocopying fee
Photocopy of document per A3 page	FIG photocopying fee

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## OBJECTS AND REASONS

This Bill would implement the new and amended allowances, benefits, charges, contributions, fees and penalties set out below, with effect from 1 July 2015 (except where otherwise specified):

### *Clause 3: Air Navigation*

This clause amends the Air Navigation (Fees) Regulations (S. R. & O. No. 9 of 2009) by omitting the Schedule to those Regulations and replacing it with the contents of Schedule 1 to this Ordinance. The changes are quite extensive, as the overwhelming majority of the fees presently set out in the Schedule to the Regulations has been replaced with new heads of fees. This has been done so as to adhere more closely to the Air Navigation (Overseas Territories) Order 2013, which has rendered many of the existing charges obsolete. Accordingly, **the following list of fees has been deleted:**

#### “1. Licences for flight crew

(a)	Flight radiotelegraphy operator’s general licence: issue or renewal	£49.00
(b)	Flight radiotelegraphy operator’s restricted licence: issue or renewal	£49.00
(c)	Flight radiotelegraphy operator’s licence: issue or renewal	£49.00
(d)	Certificate of validity of foreign licence: issue	£86.00
	renewal or validation	£49.00
(e)	Appointment of authorised examiner for aircraft type rating or instrument rating: appointment or re-appointment	£243.50

#### 2. Airworthiness

(a)	issue or renewal of certificate of airworthiness:	
(i)	aircraft not exceeding 2,730kgs	£757.00
(ii)	aircraft exceeding 2,730kgs but not exceeding 5,700kgs	£1,586.00
(iii)	aircraft exceeding 5,700kgs but not exceeding 30,000kgs	£1,586.00

plus £115.00 per 500kgs (or part of)  
exceeding 5,700kgs, up to a maximum of  
£7,212.00

(b)	Permit to fly an aircraft without a certificate of airworthiness	£243.50
(c)	Certificate of airworthiness; change of category	£243.50
(d)	Approval of modifications, major repairs to aircraft, engines and equipment	£243.50
(e)	Approval of maintenance organisation: issue	£1,829.50 for each site
	Variation:	
(i)	aircraft not exceeding 2,730kgs	£609.00
(ii)	aircraft exceeding 2,730kgs	£732.00
(f)	Aircraft maintenance engineer's licence (AMEL)	
	- renewal, variation, or inclusion of rating	£86.00
(g)	Certificate of validation of AMEL: renewal or variation	£49.00
(h)	Approval of aircraft maintenance schedules:	
	- issue	£243.50
	- amendment or variation	£122.50
(i)	Noise Certificate	£146.00

### 3. Flight operations

- (a) Application for air operator's certificate (AOC) or renewal of AOC:

The applicant must pay for the investigations required by the Department of Civil Aviation (DCA). The level of charges will be determined by the DCA based on the estimation of the number of days worked by one or more individuals attributable to investigation, as specified below.

aircraft not exceeding 2 tonnes	4 days
aircraft exceeding 2 tonnes but not exceeding 15 tonnes	45 days
aircraft exceeding 15 tonnes	60 days

- (b) Issue of AOC:



(i)	aircraft not exceeding 2 tonnes	£3,234.00
(ii)	aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£5,026.50
(iii)	aircraft exceeding 15 tonnes	£7,198.00

(c) Regulation of AOC:

If an application for AOC is granted, in addition to the issue fee, the operator will be charged for the regulatory oversight and monitoring of the AOC operation for each year or part of the year that the certificate remains valid. The level of charges will be determined by the DCA based on the estimation of the number of days worked by one or more individuals attributable to regulatory oversight, as specified below.

Not exceeding 2 tonnes	Maximum 4 days
Exceeding 2 tonnes but not exceeding 15 tonnes	Maximum 45 days
Exceeding 15 tonnes	Maximum 60 days

(d) Inclusion of additional aircraft types in the AOC:

(i)	aircraft not exceeding 2 tonnes	£1,891.00
(ii)	aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,879.00
(iii)	aircraft exceeding 15 tonnes	£3,234.00

(e) Annual charge for an AOC (for each aircraft type named on the certificate):

(i)	aircraft not exceeding 2 tonnes	£1,586.00
(ii)	aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,379.00
(iii)	aircraft exceeding 15 tonnes	£3,172.00

(f) Variation of an AOC:

(i)	variation in the operating region	£793.50
(ii)	permission to operate on a specified route outside the operating region specified in the certificate	£329.50
(iii)	change in the company or trading name where the legal entity is unchanged	£86.00

- |  |        |
|--|--------|
| (iv) change to any of the posts identified in an initial AOC application | £86.00 |
|--|--------|

Nothing in sub-paragraph (f) applies to aircraft fitted with 20 or less seats or aircraft that do not exceed 10 tonnes or which are on non-revenue flights.

For the purposes of paragraph (f) a flight hour is calculated from the time an aircraft becomes airborne to the time the aircraft touches down, as recorded in the aircraft's technical log.

(h) Special Operations:

- |   |           |
|---|-----------|
| (i) category II low visibility operations (with or without autoland initial)                      | £1,586.00 |
| (ii) category III low visibility operations (with autoland initial)                               | £3,172.00 |
| (iii) extended range twin engine operations or extended range operations:<br>application          | £3,965.00 |
| each additional aircraft type   | £1,891.00 |
| (iv) minimum navigation performance specifications airspace or reduced vertical separation minima | £402.50   |

- |  |           |
|--|-----------|
| (i) Operations under an AOC exemption: | £1,586.00 |
|--|-----------|

(j) Route licensing:

- |  |           |
|--|-----------|
| (i) application for route                | £402.50   |
| (ii) vetting of business financial plans | £1,463.50 |

- |   |         |
|---|---------|
| (k) Approval of a scheme to avoid excessive flight crew fatigue | £439.00 |
|---|---------|

4. Air traffic control and aerodromes

(a) Aerodrome licence:

- |  |           |
|--|-----------|
| (i) issue  | £1,097.50 |
| (ii) annual renewal (except government or military aerodromes) | £732.00   |

- |  |         |
|--|---------|
| (b) Assessment of hazards to air navigation, obstructions etc (except government or military aerodromes) | £439.00 |
|--|---------|

- |     |   |         |
|-----|---|---------|
| (c) | Conversion of foreign air traffic control licences, ratings and aerodrome flight information service officer's licences | £219.00 |
|-----|---|---------|

5. Miscellaneous aviation fees

- |     |   |   |
|-----|---|---|
| (a) | Certificate of registration aircraft  | £293.00                                     |
| (b) | Reservation of registration mark  | £73.00                                      |
| (c) | Reservation of specific out of sequence registration mark   | £146.00                                     |
| (d) | Aircraft dealer's certificate   | £2,195.50                                   |
| (e) | Enquiry regarding entries in register of aircraft   | £36.50                                      |
| (f) | Provision of summary copy of register of aircraft   | £24.50                                      |
| (g) | Issue of a copy of any document issues under the Order (but not to exceed cost of original document)  | £36.50                                      |
| (h) | For the approval of documents, inspections, investigations, tests experiments and flight trials, conducted in connection with any part of the Order but not elsewhere specified | Actual cost<br>£109.50<br>minimum<br>charge |
| (i) | Any permission, approval, authorisation or exemption in respect of any part of the Order  | £178.50<br>plus<br>investigation<br>costs   |
| (j) | Additional charge when services are performed abroad  | Actual cost<br>incurred – no change         |
| (k) | De-registration advice to foreign regulatory authority or removal from register upon export   | £73.00                                      |
| (l) | Title search of the register in respect of an aircraft  | £109.50                                     |
| (m) | Where an aircraft is temporarily transferred to the register and a certificate of airworthiness in respect of that aircraft the fee payable:                                    |   |

- (i) in respect of such temporary transfer to the register; and
- (ii) in respect of that certificate of airworthiness,

is one half of the amount specified in these Regulations for registration of an aircraft or for a certificate of airworthiness as the case may be

- |     |   |   |
|-----|---|---|
| (n) | Investigation conducted in connection with any part of the Order (by reference to each individual working or investigation) | £867.00<br>per day<br>£109.50<br>per hour |
|-----|---|---|

Plus actual costs incurred, including but not limited to, transportation, accommodation and subsistence:

Travel days	£439.00
-------------	---------

- (o) For the grant of an aerodrome certificate to a minor aerodrome:

initial	£67.00
---------	--------

renewal	£22.50
---------	--------

- (p) Cancellation of a certificate of registration £73.00”.

**In place of that list, clause 3 prescribes the fees set out below:**

**PART I**  
*Personnel Licensing*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of Validity of a Flight Crew Licence	
(b) issue	88.50
(b) renewal	50.50
2. Flight Information Service Office Licence	
(e) initial issue	105.00
(f) validation of a UK licence	88.50
(g) examinations	

(v) radiotelephony examination	55.00
(vi) air law and procedures examination	65.00
(vii) meteorology and navigation examination	65.00
(viii) resit of examination paper (paper only)	35.00
(h) competency check	50.50

**PART II**  
*Aerodromes*

<b>Description</b>	<b>Fee (£)</b>
1. aerodrome certificate	
(a) issue	1130.50
(b) amendment	754.00

**PART III**  
*Carriage of Dangerous Goods by Air*

<b>Description</b>	<b>Fee (£)</b>
1. Dangerous goods approval	
(e) issue	184.00
(f) amendment	92.00
(g) validation of an approval issued by a recognised competent regulatory authority	88.50
(h) approval of training programme	92.00
2. Dangerous goods exemption	
(a) issue	202.50
(b) amendment	92.00

**PART IV**  
*Registration of Aircraft*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of registration on an aircraft	302.00
2. Reservation of registration mark	75.00

3.	Reservation of a specific out-of-sequence registration mark	150.00
4.	Temporary transfer of an aircraft to the register	Half the cost of a certificate of registration
5.	Title search of the register in respect of an aircraft	113.00
6.	Cancellation of a certificate of registration	75.00

## PART V

### *Fees not specified elsewhere*

Description	Fee (£)
1. Issue of a copy of any document under the Air Navigation (Overseas Territories) Order 2013	37.50
2. Charges for services performed outside of the Falkland Islands	Actual costs incurred
3. Any other permission, approval, authorisation, validation, exemption or deviation issued in respect of any part of the Air Navigation (Overseas Territories) Order 2013	178.50
4. Seasonal foreign operator permit for aircraft registered in a foreign country to take on board or discharge passengers or cargo in the Falkland Islands for valuable consideration:	
In the case of scheduled journeys to be provided over a period not exceeding 6 months	
(c) For aircraft with 20 seats or less, or in the case of a cargo aircraft with a certified maximum take-off weight not exceeding 5,700 kg	325.00
(d) For aircraft with more than 20 seats, or in the case of a cargo aircraft with a certified maximum take-off weight greater than 5,700 kg	810.00

Note: Fees shall not be charged to aircraft operators conducting:

- (e) flights in aircraft registered in the UK or any other Overseas Territory
- (f) flights for the purpose of medical evacuation
- (g) private flights

- (h) one-off or short-notice flights that do not require the issuance of a seasonal permit

*Clause 4: Banking Licence*

Banking Licence £6,000.00 increased to £7,000.00

This increase will take effect on 1 January 2016.

*Clause 5: Building fees*

The Building Regulations have been amended in regulation 6 by adding a subregulation (4) to prescribe fees to be paid on application for a permit under regulations 5 and 6. These fees are connected to which, by virtue of clauses 26 and 27, are being imposed by regulation 8 and the Schedule to the Planning (General) Regulations, and a discount may be obtained by making an application under the Building Regulations together with an application under the Planning Ordinance in relation to which a fee is imposed by regulation 8 and the Schedule to the Planning (General) Regulations. This is called a “joint application”, and for ease of reference the Planning (General) Regulations are specifically referenced in the new regulation 6(4) of the Building Regulations.

*Clause 6: Commissioners for Oaths*

- |   |                           |
|---|---------------------------|
| 1. Affidavit, affirmation or declaration            | £7.40 increased to £10.00 |
| 2. Exhibit to affidavit, affirmation or declaration | £3.70 increased to £4.00  |

*Clause 7: Companies*

- |  |                              |
|--|------------------------------|
| 1. Registration of a document by an overseas company   | £130.00 increased to £132.00 |
| 2. Registration of incorporation of a company  | £130.00 increased to £132.00 |
| 3. Registration of change of name of a company   | £60.00 increased to £61.00   |
| 4. Certificate of registration of a company<br>(other than on incorporation)   | £60.00 increased to £61.00   |
| 5. Registration of mortgage, debenture or other charge   | £100.00 increased to £101.50 |
| 6. Company file search   | £40.00 increased to £40.60   |
| 7. Request for company documents<br>(per company) (plus FIG photocopying fee)  | £10.00 increased to £10.20   |
| 8. Certified copy of any document held<br>on a company file (plus additional FIG<br>photocopying fee of 28 pence per A4 page or<br>56 pence per A3 page) | £30.00 increased to £30.50   |

9. Filing an annual return; including companies which are not trading	£60.00 reduced to £61.00
10. Penalty for the late filing of an annual return	
• 3 months or less	£103.00 increased to £105.00
• More than 3 months but less than 6 months	£260.00 increased to £264.00
• More than 6 months but less than 12 months	£515.00 increased to £523.00
• 12 months or more	£1,030.00 increased to £1,046.00
11. Filing of company accounts	£30.00 increased to £30.50
12. Application for striking off a private company	£100.00 increased to £101.50
13. Registration of new memorandum or articles of association	£30.00 increased to £30.50
14. New fee: Registration of any other deed, document or forms	£10.20
15. New charge: Penalty for the late notification of a change of director, change of registered office, or change of secretary (more than 14 days)	£61.00
16. Photocopy of document where photocopying undertaken as part of registration	FIG photocopying fee

*Clause 8: Application fees for research licences*

Section 9 of the Conservation of Wildlife and Nature Ordinance is amended by:

- the insertion of a new subsection (1A), which gives the Governor power to impose a fee in relation to an application for any licence that may be granted under that Ordinance
- adding to section 9(2)(a) provision for the Governor to charge a fee of £250.00 on an application for a licence for scientific or educational purposes

Also, a new section (section 19) has been added. This section imposes fees that must be paid by any person who plans to visit FIG owned islands. A fee of £10.00 per person is imposed for visits to Kidney Island, whereas a fee of £50.00 per person is imposed for visits to all other FIG owned islands. The Planning Officer is given power to waive these fees in circumstances the Planning Officer considers appropriate, however two specific circumstances in which the Planning Officer may waive fees are prescribed.

*Clause 9: Cruise ships*

With effect from 1 July 2015:



- Passenger tax to be paid in respect of every passenger aboard a vessel increased from £18.00 to £20.00
- Passenger tax where fee paid or to be paid is not less than USD\$15.00 per passenger aboard that vessel has been or will be paid for the privilege of visiting during that same voyage any privately owned land or Camp, increased from £6.00 to £7.00

With effect from 1 July 2016:

- Passenger tax to be paid in respect of every passenger aboard a vessel increased from £20.00 to £21.00
- Passenger tax where fee paid or to be paid is not less than USD\$15.00 per passenger aboard that vessel will be paid for the privilege of visiting during that same voyage any privately owned land or Camp, increased from £7.00 to £7.50

*Clause 10: Customs*

1. Hourly rate which is the basis for service charges (normal working hours)	£38.20 increased to £38.90
2. Hourly rate which is the basis for service charges (outside normal working hours)	£57.30 increased to £58.35
3. Where services are provided without Vessel less than 50 tons	£26.15 increased to £26.55
4. Entrance/clearance at declared port Vessel 50 tons or more	£52.30 increased to £53.10
5. Entrance/clearance at undeclared port Vessel less than 50 tons	£129.70 increased to £131.60
6. Entrance/clearance at undeclared port Vessel less than 50 tons	£259.30 increased to £263.20
7. Where services are provided without attendance upon the vessel concerned -	
• charge within normal hours increased from £76.40 to £77.80	
• charge outside normal hours of duty increased from £114.60 to £116.70	

*Clause 11: Animal imports*

1. Importation of animal	£125.70 increased to £127.60
2. Importation of animal – poultry/exotic pet (single)	£32.00 increased to £32.50
3. Importation of animal – poultry/exotic pet	£63.90 reduced to £64.90

(annual)

4. Inspection and treatment on arrival	£10.80 increased to £11.00
5. Clearance from port of arrival – (per importer)	£113.10 increased to £114.80
6. Inspection following house quarantine (per animal)	£10.80 increased to £11.00
7. Animal products import permit:	
Commercial – single importation	£15.10 increased to £15.80
Commercial – annual	£125.70 increased to £127.60
Individual (non-commercial)	£3.90 increased to £4.00
8. Inspection of shearing gear/equipment	£38.90 increased to £39.50

*Clause 12: Dogs*

Dog licence (pets)	£31.40 increased to £31.90
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*Clause 13: Falkland Islands Status*

Application fee	£215.00 increased to £218.00
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*Clause 14: Family Allowance*

Family Allowance	£67.20 increased to £68.00
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*Clause 15: Firearms*

1. Application to register as a firearms holder or as an licensed dealer, exporter or importer	£18.75 increased to £19.00
2. Firearms and ammunition dealer's licence	£68.00 increased to £69.00
3. Ammunition dealer's licence	£18.75 increased to £19.00
4. Firearms licence	£37.25 increased to £38.00

*Clause 16: Fishery Products*

1. Application fee for approval	£622.40 increased to £638.20
2. Application fee for variation of approval	£100.00 -no change
3. Annual inspection	£251.20 increased to £255.00
4. Inspection on transhipment	£166.50 increased to £170.80
5. Additional charges for inspection under paragraphs 3 or 4 where factory vessel is not in Stanley Harbour -	

- |  |   |
|--|---|
| (a) vessel in Port William                                     | £53.80 increased to £55.30                |
| (b) vessel in Berkeley Sound                                   | £161.50 increased to £165.70              |
| 6. Surcharge for services provided outside normal office hours | additional 50% on all charges – no change |

*Clause 17: Harbours*

1. Harbour Dues

- |  |                                  |
|--|----------------------------------|
| (a) Private pleasure yacht (under 50 tons) | £66.00 increased to £68.00       |
| (b) Other vessels:                         |                                  |
| Under 15 tons                              | £67.00 increased to £68.00       |
| 15 tons or more but under 30 tons          | £122.00 increased to £124.00     |
| 30 tons or more but under 50 tons          | £221.00 increased to £224.00     |
| 50 tons or more but under 800 tons         | £333.00 increased to £338.00     |
| 800 tons or more but under 1,000 tons      | £433.00 increased to £440.00     |
| 1,000 tons or more but under 1,500 tons    | £499.00 increased to £506.00     |
| 1,500 tons or more but under 2,000 tons    | £599.00 increased to £608.00     |
| 2,000 tons or more but under 5,000 tons    | £732.00 increased to £743.00     |
| 5,000 tons or more but under 7,000 tons    | £888.00 increased to £901.00     |
| 7,000 tons or more but under 10,000 tons   | £1,331.00 increased to £1,351.00 |
| 10,000 tons or more but under 15,000 tons  | £1,664.00 increased to £1,689.00 |
| 15,000 tons or more but under 20,000 tons  | £1,942.00 increased to £1,971.00 |
| 20,000 tons or more but under 25,000 tons  | £2,219.00 increased to £2,252.00 |
| 25,000 tons or more but under 30,000 tons  | £2,551.00 increased to £2,589.00 |
| 30,000 tons or more but under 35,000 tons  | £2,884.00 increased to £2,927.00 |
| 35,000 tons or more but under 40,000 tons  | £3,217.00 increased to £3,265.00 |
| 40,000 tons or more but under 50,000 tons  | £3,771.00 increased to £3,828.00 |
| 50,000 tons or more but under 60,000 tons  | £4,437.00 increased to £4,503.00 |
| 60,000 tons or more but under 70,000 tons  | £4,880.00 increased to £4,953.00 |
| 70,000 tons or more but under 80,000 tons  | £5,434.00 increased to £5,515.00 |
| 80,000 tons or more                        | £5,990.00 increased to £6,080.00 |

*Clause 18: Immigration*

- |                               |                              |
|-------------------------------|------------------------------|
| 1. Residence permit           | £22.50 increased to £23.00   |
| 2. Work permit                | £22.50 increased to £23.00   |
| 3. Permanent Residence Permit | £215.20 increased to £218.00 |

*Clause 19: Land Charges Register*

- |   |                            |
|---|----------------------------|
| 1. Registration, renewal, rectification or cancellation of entry in register (per name), including issue of certificate | £60.00 increased to £61.00 |
|---|----------------------------|

2. Entry of priority notice (per name)	£10.00 increased to £10.20
3. Inspection of entry (per entry)	£10.00 increased to £10.20
4. Office search of index, including certificate of result (per name)	£60.00 increased to £61.00
5. Search of index, including certificate of result (per name)	£10.00 increased to £10.20

*Clause 20: Licenses to hold land*

1. Basic application	£116.60 increased to £120.00
2. Retrospective or other non-basic application	£235.50 increased to £250.00

*Clause 21: Land Register*

1. Registration of order of the Court	£30.00 increased to £30.50
2. Registration of any other deed, instrument or document -	

Two tiered fee structure involving (i) first item affecting land in the same ownership (£134.00) and (ii) subsequent item presented on same occasion affecting the same title, (but not subdividing land under the same title) (£27.00) abandoned in favour of a single fee for -

Registration of any other deed, instrument or document to be registered against the title	£100.00 increased to £101.50
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3. Power of attorney—

(i) the first title for which it is to be registered

(ii) every subsequent title

Both included in item 2 above

4. Revocation of a power of attorney—

(i) the first title for which it is to be registered

(ii) every subsequent title

Both included in item 2 above

5. Change of name deed—

(i) the first title for which it is to be Registered

(ii) every subsequent title

Both included in item 2 above

6. Severance of joint tenancy in equity	Included in item 2 above.
7. Discharge of mortgage (for every title affected)	Included in item 2 above.
8. Assent (for every title affected)	Included in item 2 above.
9. New fee: Registration of Crown Grant or Crown Lease (including undertaking)	£100.00 increased to £101.50
10. Application for vesting deed	£200.00 increased to £203.00
11. Certified copy deed, instrument or document (plus additional FIG photocopying fee)	£30.00 increased to £30.50
12. Certification of registration of deed, instrument or document	£60.00 increased to £61.00
13. Photocopy of any deed, instrument or document, where undertaken as part of registration	FIG photocopying fee
14. Title search; hourly rate	£40.00 increased to £40.60
15. Production of register or index for inspection	Included in 1 above
16. Comparing deed with registered deed	Included in 1 above

*Clause 22: Registration fee for private medical practitioners*

Section 3 of the Medical Practitioners, Midwives and Dentists Ordinance is amended by deleting the registration fee of £2.10 for persons not employed to FIG whose qualifications in medicine, midwifery or dentistry are registered in a Commonwealth country and £5.25 for those not employed by FIG whose qualifications are not so registered. In place of these two fees, a fee of £2000.00 is imposed for all persons regardless of the country in which their qualifications are registered. This fee will not apply to persons employed to FIG.

*Clause 23: Medical Services Tax*

With effect from 1 January 2016, the provisions of Part V, Chapter II of the Taxes Ordinance (Depreciation Allowances) applies for the purpose of calculating relevant profits under the Medical Services Tax Ordinance. The effect will be that capital allowances taken into consideration in the computation of income tax payable by self-employed individuals will also be taken into consideration in the computation of Medical Services Tax (if any) payable by self-employed persons.

*Clause 24: Fees for registration of ships*

Fee for registration of vessel (and of vessel whose Registry has expired) increased from £20.30 to £20.60.

*Clause 25: Minimum wage*

With effect from 1 January 2016, the initial minimum wage rates for adults and young persons, respectively, are increased from £5.05 to £5.38 and from £3.10 to £3.30.

*Clause 26: Notarial services*

1. Administration of affidavit	£7.40 increased to £10.00
2. Exhibit to an affidavit	£3.70 increased to £4.00
3. Administration of Protests	£100.40 reduced to £100.00
4. Minimum fee in connection with paragraph 3	£31.40 increased to £50.00
5. Preparing and attesting any notarial act in public form	£36.60 reduced to £35.00
6. Preparing and attesting any notarial act in public form	£20.90 increased to £23.00
7. Certification of true copies	
(a) not copied by notary additional cost per page	£14.60 increased to £23.00 £3.70 increased to £4.00
(b) copied by notary additional cost per page	£14.60 increased to £25.00 50p – no change
8. Attending to protest bill of exchange or promissory note	£100.50 increased to £110.00
9. Minimum fee in connection with paragraph 8	£29.90 increased to £50.00
10. New charge: Any other notarial act done by a notary public	£110.00.

*Clause 27: Planning*

Amendment is made to section 117 of the Planning Ordinance to confer power to:

- make regulations imposing fees for any service authorised under the Ordinance to be provided by the Environmental Department to applicants
- by order exempt any person or category of person, either generally or for particular purposes and for a finite or infinite duration, from any fee imposed under the power to impose fees by regulations. The circumstances in which exemptions may be granted are set out in section 117(3)

- by a new subsection (3) to section 117, make the power to grant exemptions under section 117(3) equally applicable to fees imposed by the new regulation 6(4) of the Building Regulations .

*Clause 28: Planning fees*

Based on the above amendment to the Planning Ordinance, the Planning (General) Regulations are amended by the insertion of a new regulation 8 and a new Schedule setting out specific services for which applications may be made under the Planning Ordinance and prescribing corresponding fees to be charged on application. Those fees are set out in Schedule 7 to this Ordinance.

As stated in relation to clause 7, these fees are related to the fees imposed by the new regulation 6(4) of the Building Regulations. Here also for ease of reference, reference is made in the new regulation 8 to the new regulation 6(4) of the Building Regulations.

*Clause 29: Importation of Plants*

1. Permit for private importation	£3.90 increased to £4.00
2. Permit for annual commercial importation	£125.70 increased to £127.60
3. Permit for single commercial importation	£15.10 increased to £15.40

*Clause 30: Postal charges*

The following rates will come into effect on 1 January 2016:-

Airmail Rates to all Countries:

Letter

(c) first 20g	75p increased to 76p
(d) each additional 10g	25p – no change

Small packet & printed paper

(c) first 20g	£1.20 increased to £1.22
(d) each additional	14p – no change

Postcard 65p increased to 66p

Aerogramme 65p increased to 66p

Illustrated Aerogramme 76p increased to 77p

Surface Mail:

Letter

- |                         |                      |
|-------------------------|----------------------|
| (d) first 20g           | 50p increased to 51p |
| (e) up to 100g          | 95p increased to 96p |
| (f) each additional 50g | 35p – no change      |

Postcard 40p increased to 41p

Parcel to UK

- |                         |                              |
|-------------------------|------------------------------|
| (d) first 1kg           | £12.00 increased to £12.20   |
| (e) each additional 1kg | £5.00 increased to £5.05     |
| (f) maximum weight 30kg | £157.00 increased to £158.65 |

Inland Mail:

Letter

- |                          |                      |
|--------------------------|----------------------|
| (d) first 20g            | 30p increased to 31p |
| (e) up to 100g           | 47p increased to 48p |
| (f) each additional 100g | 15p – no change      |

Small packet and printed paper

- |                         |                      |
|-------------------------|----------------------|
| (c) first 70g           | 25p increased to 26p |
| (d) each additional 50g | 7p – no change       |

*Clause 31: Death in service*

The Public Funds Ordinance is amended by adding to section 4 a provision for death in service benefits to be paid out of the Insurance Fund via the Pensions (Old Scheme) Fund.

*Clause 32: Marriages*

Regulation 18 of the Registration of Marriages Regulations is amended to reflect the following fees:

- |  |                            |
|--|----------------------------|
| (a) on giving notice of marriage   | £60.00 – no change         |
| (b) on grant of Registrar General's licence  | £60.00 – no change         |
| (c) for solemnization of a marriage by a Registrar                                 | £30.00 increased to £30.50 |
| (d) for attendance by the Registrar at the solemnisation of a marriage by a person | £30.00 increased to £30.50 |



who is not a minister of religion

- |  |   |
|--|---|
| (e) any absence exceeding one hour by a Registrar from the Registrar's usual address for either of the purposes mentioned at (c) and (d) | £100.00 increased to £101.50 (plus the reasonable cost of travel and any necessary overnight accommodation) |
| (f) on application for a special licence   | £200.00 increased to £203.00  |

*Clause 33: Registration*

- |   |   |
|---|---|
| 1. Certified copy of entry of birth   | £10.00 increased to £10.20  |
| 2. Certified copy of instrument   | £30.00 increased to £30.50  |
| 3. Search of register of births, deaths or marriages within ten years (per name per register) | £40.00 increased to £40.60 (basis of charge changed to proportion of hourly rate to be paid for every part hour plus additional photocopying fee) |
| 4. Search of register of births, deaths or marriages; additional year (per name per register) | £3.00 – no change   |
| 5. Registration of birth  | £10.00 increased to £10.20  |
| 6. Registration of a deed poll  | £60.00 increased to £61.00  |
| 7. Registration of a will   | £10.00 increased to £10.20  |
| 7. Photocopy of document per page   | FIG photocopying fee  |

*Clause 34: Patents*

- |  |  |
|--|--|
| 1. Registration of new patent  | £130.00 increased to £132.00                 |
| 2. Renewal of registration of patent   | £100.00 increased to £101.50                 |
| 3. New fee: subsequent renewals  | for each renewal, £60.00 increased to £61.00 |
| 4. New fee: patent holder's registration of his or her change of name or address | £100.00 increased to £101.50                 |

*Clause 35: Retirement pensions*

The Retirement Pensions Ordinance is amended by the insertion into section 10 of a new subsection (3A), the effect of which is to provide that no person is required to continue to make pension contributions after that person has made or is deemed to have made 2200 weekly contributions. Also, an amendment is made to excuse persons who have made late payments of contributions for

particular weeks from interest payments where they earned below the threshold for those weeks. Yet another amendment makes specific provision for persons whose financial year does not end on 31 December and thereby excuses them from interest payments they would have been liable to if liability to interest were strictly determined in accordance with a financial year ending on 31 December.

*Clause 36: Retirement*

1. Weekly retirement pension	£141.00 increased to £147.00
2. Married couple's supplement (weekly)	£80.00 increased to £83.00
3. Voluntary overseas contribution rate	£47.00 increased to £49.00 (effective 1 January 2016)
4. Resident pension contribution	£29.00 increased to £29.50 (effective 1 January 2016)
5. Weekly earning threshold	£180.00 increased to £202.00 (effective 1 July 2015)
	£202.00 increased to £215.00 (effective 1 January 2016)

*Clauses 37, 38 and 40: Vehicle duty (tax), licensing and registration, and driver licensing and testing*

1. Replacement licence on endorsement	£11.50 increased to £11.75
2. Registration of vehicle/change of ownership	£21.50 increased to £22.00
3. Driving licence	£29.50 increased to £30.00
4. Driving test fee (practical)	£29.50 increased to £30.00
5. Provisional driving licence	£14.25 increased to £14.50
6. Replacement driving licence	£11.50 increased to £11.75
7. Replacement driving licence (tax disc)	£6.50 increased to £6.60

*Clause 39: Capital allowances*

Part V, Chapter II of the Taxes Ordinance is amended to make provision for a capital allowance of 2% straight line depreciation to be made available in relation to expenditure by businesses on the construction or acquisition of car parks and hard standings. The capital allowance is also available to purchasers of the car parks and hard standings and the value of the car park or hard standing at the time of sale will be determined by the method set out in section 113 of the Taxes Ordinance.

The opportunity has been taken to amend subsection (6A) of section 116 to insert “vehicle” in the list of capital assets in relation to which writing-down allowances are to be made under section 117. Its absence appears to be an oversight, as section 116(1)(a) refers to “any plant, machinery or vehicle ...”. Section 116(1)(a) expressly excludes “ships”, for which a separate writing-down allowance is provided in subsection (6); therefore, without “vehicle” being mentioned in section (6A), it is unclear what the writing-down allowance is or how it is to be determined. The amendment to include “vehicle” resolves this problem.

## LEGISLATIVE ASSEMBLY

### PROCEDURE FOR TAKING GOVERNMENT BILLS WHICH HAVE BEEN PUBLISHED IN THE GAZETTE

DEPUTY CLERK	“Orders of the Day – Bills”
DEPUTY CLERK	Supplementary Appropriation (2014/15) Bill 2015
FINANCIAL SECRETARY	“Mr Speaker, this Bill etc.....(explanation) I beg to move the second reading of the Bill”
SECONDER	“I second the motion”.
MR SPEAKER	“Does any Honourable Member wish to speak on the Bill?”
	“There is no debate”
	Is there any objection to dealing with this Bill by the short procedure?
	No Objection
	Does any Member wish to propose any amendments to the wording of the Bill?
	No Amendments
	“I declare that the Bill will be read for a third time and do Pass”
Debate	
MR SPEAKER	The Motion is that the Bill be read a second time – any objection to the Motion?
	No Objection – the Bill will be read a second time.
DEPUTY CLERK	Supplementary Appropriation (2014/15) Bill 2015
MR SPEAKER	Declares that the <b>Assembly is in Committee</b>
CLERK	Clauses 1 to 3
MOVER	I beg to move the Clauses 1 to 3 stand part of the Bill
MR SPEAKER	“The Motion is that Clauses 1 to 3 stand part of the Bill. Is there any objection to the Motion?”

No objection, Clauses 1 to 3 stand part of the Bill”

DEPUTY CLERK

No Schedules

MR SPEAKER

Declares that the **Assembly resumes.**

FINANCIAL  
SECRETARY

“I beg to move the Bill be read a third time and do Pass”

MR SPEAKER

“The Motion is that the Bill be read a third time and do Pass – any objection to the Motion?”

No objection, the Bill will be read a third time and do Pass”

DEPUTY CLERK

Supplementary Appropriation (2014/15) Bill 2015

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**PROCEDURE FOR TAKING THE APPROPRIATION BILL**

- DEPUTY CLERK** Appropriation (2015/16) Bill 2015
- FINANCIAL SECRETARY** “I propose the first reading of the Bill”
- CHIEF EXECUTIVE** “ I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a first time – any objection to the Motion? No objection – the Bill will be read a first time”
- DEPUTY CLERK** “A Bill for an Ordinance to authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2016.
- FINANCIAL SECRETARY** “I beg to move that the Bill be read a second time” (Explanation.....)
- CHIEF EXECUTIVE** “I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a second time – does any Honourable Member wish to speak to the Motion?”
- (Debate – if any)
- MR SPEAKER** “The Motion is that the Bill be read a second time – any objection to the Motion? No objection – the Bill will be read a second time”
- DEPUTY CLERK** “A Bill for an Ordinance to authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2016”.
- CHIEF EXECUTIVE** “I beg to move that the Bill and the Draft Estimates be referred the Select Committee on the Estimates”
- MR SPEAKER** “The Motion is that the Bill and the Draft Estimates be referred to the Select Committee on the Estimates – any objection to the Motion? No objection – the Bill is now referred to a Select Committee on the Estimates

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**PROCEDURE FOR TAKING THE CAPITAL APPROPRIATION BILL**

- DEPUTY CLERK** Capital Appropriation Bill (2015/16) Bill 2015
- FINANCIAL SECRETARY** “I propose the first reading of the Bill”
- CHIEF EXECUTIVE** “ I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a first time – any objection to the Motion? No objection – the Bill will be read a first time”
- DEPUTY CLERK** “A Bill for an Ordinance to authorise the withdrawal from the Capital Equalisation Fund of money for capital projects”
- FINANCIAL SECRETARY** “I beg to move that the Bill be read a second time” (Explanation.....)
- CHIEF EXECUTIVE** “I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a second time – does any Honourable Member wish to speak to the Motion?”
- (Debate – if any)
- MR SPEAKER** “The Motion is that the Bill be read a second time – any objection to the Motion? No objection – the Bill will be read a second time”
- DEPUTY CLERK** “A Bill for an Ordinance to authorise the withdrawal from the Capital Equalisation Fund of money for capital projects”
- CHIEF EXECUTIVE** “I beg to move that the Bill be referred the Select Committee on the Estimates”
- MR SPEAKER** “The Motion is that the Bill be referred to the Select Committee on the Estimates – any objection to the Motion? No objection – the Bill is now referred to a Select Committee on the Estimates

**LEGISLATIVE ASSEMBLY**

**TUESDAY 2 JUNE 2015**

**PROCEDURE FOR TAKING THE FINANCE BILL**

- DEPUTY CLERK** Finance Bill 2015
- FINANCIAL SECRETARY** “I beg to move the first reading of the Bill”
- CHIEF EXECUTIVE** “I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a first time – any objection to the Motion? No objection – the Bill will be read a first time”
- DEPUTY CLERK** “A Bill for an Ordinance to amend miscellaneous provisions of various enactments in force in the Falklands Islands so as to vary or abolish specified allowances, benefits, charges, contributions, fees, and penalties provided for in these enactments, to insert in various enactments provisions imposing new charges, to amend the Taxes Ordinance (Title 69.1) to make provision for capital allowances in respect of the construction or acquisition of car parks and hard standings, and to amend the Medical Services Tax Ordinance (Title 69.4) to make provision for a capital allowance in the calculation of Medical Services Tax for self-employed persons.
- FINANCIAL SECRETARY** “Mr Speaker this Bill (explanation) I beg to move that this Bill be read a second time.”
- CHIEF EXECUTIVE** “I second the Motion”
- MR SPEAKER** “The Motion is that the Bill be read a second time – does any Honourable Member wish to speak to the Motion?”
- (Debate if any)
- MR SPEAKER** “The Motion is that the Bill be read a second time – any objection to the Motion? No objection – the Bill will be read a second time”
- DEPUTY CLERK** “A Bill for an Ordinance to amend miscellaneous provisions of various enactments in force in the Falklands Islands so as to vary or abolish specified allowances, benefits, charges, contributions, fees, and penalties



provided for in these enactments, to insert in various enactments provisions imposing new charges, to amend the Taxes Ordinance (Title 69.1) to make provision for capital allowances in respect of the construction or acquisition of car parks and hard standings, and to amend the Medical Services Tax Ordinance (Title 69.4) to make provision for a capital allowance in the calculation of Medical Services Tax for self-employed persons.

**CHIEF  
EXECUTIVE**

“I beg to move that the Bill be referred to the Select Committee on the Estimates”

**MR SPEAKER**

The Motion is that the Bill be referred to the Select Committee on the Estimates – any objection to the Motion? No objection – the Bill is now referred to the Select Committee on the Estimates. **THE LEGISLATIVE ASSEMBLY IS ADJOURNED UNTIL 09:45 ON FRIDAY 5 JUNE 2015**

**LEGISLATIVE ASSEMBLY**

**OF THE**

**FALKLAND ISLANDS**



**THE BUDGET MEETING OF THE LEGISLATIVE ASSEMBLY**

**LEGISLATIVE ASSEMBLY CHAMBERS**

**FRIDAY 5 JUNE 2015**

**09.00 HRS**

**LEGISLATIVE ASSEMBLY**

**FRIDAY 5 JUNE 2015**

**09.00 HRS**

**ORDER PAPER**

**ORDER OF THE DAY: BILLS**

- 1 Appropriation Bill 2015 (Remaining Stages)
- 2 Capital Appropriation Bill 2015 (Remaining Stages)
- 3 Finance Bill 2015 (Remaining Stages)
- 4 Motions: Customs Resolution
- 5 The Motion for Adjournment

## LEGISLATIVE ASSEMBLY

FRIDAY 5 JUNE 2015

### PROCEDURE FOR TAKING THE APPROPRIATION BILL

<b>DEPUTY CLERK</b>	“The Appropriation Bill 2015”
<b>MR SPEAKER</b>	Invites the Hon Financial Secretary to report on the proceedings of the Select Committee on the Estimates and Appropriation Bill
<b>FINANCIAL SECRETARY</b>	Reports Back from Select Committee
<b>MLA ROGER EDWARDS</b>	Moves that the Report be accepted
<b>MLA MIKE SUMMERS</b>	Seconds the Motion – (Debate on Report)
<b>MR SPEAKER</b>	Declares the Assembly to be in Committee <i>Sit</i>
<b>DEPUTY CLERK</b>	“Clauses 1 to 3”
<b>FINANCIAL SECRETARY</b>	“I beg to move that Clauses 1 to 3 stand part of the Bill”
<b>MR SPEAKER</b>	“The Motion is that Clauses 1 to 3 stand part of the Bill – any objection? Clauses 1 to 3 stand part of the Bill”
<b>DEPUTY CLERK</b>	Schedule
<b>FINANCIAL SECRETARY</b>	“I beg to move that the Schedule stands part of the Bill”
<b>MR SPEAKER</b>	“The Motion is that the Schedule stands part of the Bill – any objection? The Schedule stands part of the Bill”
<b>MR SPEAKER</b>	“The Assembly resumes” <i>Stand</i>
<b>FINANCIAL SECRETARY</b>	“I beg to move that the Bill be read a third time and do pass”
<b>MR SPEAKER</b>	“Honourable Members, the Motion is that the Bill be read a third time and passes – any objection? The Bill will be read a third time and passes”

**DEPUTY CLERK**

“A Bill for an Ordinance to authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2016”.

## PROCEDURE FOR TAKING THE CAPITAL APPROPRIATION BILL

- DEPUTY CLERK** "The Capital Appropriation Bill 2015"
- MR SPEAKER** Invites the Hon Financial Secretary to report on the proceedings of the Select Committee on the Estimates and Capital Appropriation Bill
- FINANCIAL SECRETARY** "Mr Speaker, my report was covered by the earlier presentation".
- MLA ROGER EDWARDS** Moves that the Report be accepted
- MLA MIKE SUMMERS** Seconds the Motion – (Debate on Report)
- MR SPEAKER** Declares the Assembly to be in Committee  
*Sit*
- DEPUTY CLERK** "Clauses 1 to 3"
- FINANCIAL SECRETARY** "I beg to move that Clauses 1 to 3 stand part of the Bill"
- MR SPEAKER** "The Motion is that Clauses 1 to 3 stand part of the Bill – any objection? Clauses 1 to 3 stand part of the Bill"
- DEPUTY CLERK** Schedule
- FINANCIAL SECRETARY** "I beg to move that the Schedule stands part of the Bill "
- MR SPEAKER** "The Motion is that the Schedule stands part of the Bill – any objection? The Schedule stands part of the Bill"
- MR SPEAKER** "The Assembly resumes"  
*Stand*
- FINANCIAL SECRETARY** "I beg to move that the Bill be read a third time and do pass"
- MR SPEAKER** "Honourable Members, the Motion is that the Bill be read a third time and passes – any objection? The Bill will be read a third time and passes"
- DEPUTY CLERK** "A Bill for an Ordinance to authorise the withdrawal from the Capital Equalisation Fund of money for capital project."

## PROCEDURE FOR TAKING THE FINANCE BILL

- DEPUTY CLERK** “The Finance Bill 2015”
- MR SPEAKER** Invites the Hon Financial Secretary to report on the proceedings of the Select Committee on the Finance Bill
- FINANCIAL SECRETARY** Mr Speaker, my report was covered by the earlier presentation. As mentioned then the Select Committee recommended one change to Executive Council relating to the equalisation of the Minimum Wage between adults and young persons. I will therefore be moving an amendment to the Bill to revoke the provisions relating to a young persons’ Minimum Wage.
- MLA ROGER EDWARDS** Moves that the Report be accepted
- MLA MIKE SUMMERS** Seconds the Motion – (Debate on Report)
- MR SPEAKER** Declares the Assembly to be in Committee  
*Sit*
- DEPUTY CLERK** “Clauses 1 to 24 ”
- FINANCIAL SECRETARY** “I beg to move that Clauses 1 to 24 stand part of the Bill”
- MR SPEAKER** “The Motion is that Clauses 1 to 24 stand part of the Bill – any objection? Clauses 1 to 24 stand part of the Bill”
- DEPUTY CLERK** “Clause 25”
- FINANCIAL SECRETARY** “I propose that Clause 25 be amended by omitting its contents in their entirety and substituting the revised clause, as circulated, as follows:
- (1) The Minimum Wage Ordinance (No. 10 of 2013) is amended
- (a) in section 3(1), by omitting the definitions of “minimum wage rate”, “minimum wage rate for adults” and “minimum wage rate for young persons”; and
- (b) in Part 4, by repealing —
- (i) section 11 and replacing it with the following —

### **“11. Minimum wage rate**

(1) The minimum wage rate is £5.38.

(2) A review of the minimum wage rate must take place at least every 12 months, following which the rate may be changed.

(3) A change to the minimum wage rate must not take effect until at least 3 months after the new rate has been published in the *Gazette.*"; and

(ii) sections 12 and 13.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

This amendment will repeal the younger persons rate and apply one Minimum Wage rate of £5.38 to all workers from 1<sup>st</sup> January 2016.

**MR SPEAKER** "The motion is that Clause 25 be amended as detailed by the Financial Secretary and the amended clause standard part of the Bill"

**DEPUTY CLERK** "Clause 26"

**FINANCIAL SECRETARY** "I propose that a new clause 26 is inserted after clause 25 (and subsequent numbering adjusted accordingly) as follows:

The Minimum Wage (Initial Rates) Order (S. R. & O. No. 14 of 2013) is revoked with effect from 1 January 2016.

This revokes the initial rates for the Minimum Wage that are no longer required following the amendment made to the Minimum Wage Ordinance detailed in the previous clause.

**MR SPEAKER** In accordance with Standing Order 55(11) a new clause is required to be read a first time without question put, which has just been done. The question which then follows, which I will now put to the House, is: "That the clause be read a second time, and that the new clause 26 as detailed by the Financial Secretary be added to the Bill, and subsequent clauses be renumbered"

Any objections to the motion? No objections – the new Clause 26 will be read for a second time and stand part of the Bill.

**DEPUTY CLERK** "Clause 26. Revocation of Minimum Wage (Initial Rates) Order  
The Minimum Wage (Initial Rates) Order (S. R. & O. No. 14 of 2013) is revoked with effect from 1 January 2016.

**DEPUTY CLERK** "Clauses 27 to 41"



**FINANCIAL SECRETARY** "I beg to move that the renumbered Clauses 27 to 41 stand part of the Bill"

**MR SPEAKER** "The Motion is that the renumbered Clauses 27 to 41 stand part of the Bill – any objection? Clauses 27 to 41 stand part of the Bill"

**DEPUTY CLERK** Schedules 1 to 9

**FINANCIAL SECRETARY** "I beg to move that Schedules 1 to 9 stand part of the Bill "

**MR SPEAKER** "The Motion is that Schedules 1 to 9 stand part of the Bill – any objection? Schedules 1 to 9 stand part of the Bill"

**MR SPEAKER** "The Assembly resumes"  
*Stand*

**FINANCIAL SECRETARY** "I beg to move that the Bill be read a third time and do pass"

**MR SPEAKER** "Honourable Members, the Motion is that the Bill be read a third time and passes – any objection? The Bill will be read a third time and passes"

**DEPUTY CLERK** "A Bill for an Ordinance to amend miscellaneous provisions of various enactments in force in the Falklands Islands so as to vary or abolish specified allowances, benefits, charges, contributions, fees, and penalties provided for in these enactments, to insert in various enactments provisions imposing new charges, to amend the Taxes Ordinance (Title 69.1) to make provision for capital allowances in respect of the construction or acquisition of car parks and hard standings, and to amend the Medical Services Tax Ordinance (Title 69.4) to make provision for a capital allowance in the calculation of Medical Services Tax for self-employed persons."

## Finance Bill 2015

(No: of 2015)

### ARRANGEMENT OF PROVISIONS

#### Clause

1. Title
2. Commencement
3. Amendment of Air Navigation (Fees) Regulations
4. Amendment of Banking Regulations Order
5. Amendment of Building Regulations
6. Amendment of Commissioners for Oaths Rules
7. Amendment of Companies and Private Partnership Ordinance and other companies legislation
8. Amendment of Conservation of Wildlife and Nature Ordinance
9. Amendment of Cruise Ships Ordinance
10. Amendment of Customs (Fees) Regulations
11. Amendment of Customs (Import Prohibitions)(Fees) Regulations
12. Amendment of Dogs Rules
13. Amendment of Falkland Islands Status (Application Fees) Regulations
14. Amendment of Family Allowances Ordinance
15. Amendment of Firearms and Ammunition (Fees) Regulations Order
16. Amendment of Fishery Products (Hygiene)(Fees) Regulations
17. Amendment of Harbours Regulations
18. Amendment of Immigration (Fees) Regulations
19. Amendment of Land Charges Fees Rules
20. Amendment of Land (Non-residents)(Fees) Regulations
21. Amendment of Land Ordinance
22. Amendment of Medical Practitioners, Midwives and Dentists Ordinance
23. Amendment of Medical Services Tax Ordinance
24. Amendment of Merchant Shipping (Registration of Ships)(Fees) Regulations
25. Amendment of Minimum Wage Ordinance
26. Revocation of Minimum Wage (Initial Rates) Order
27. Amendment of Notaries Public Rules
28. Amendment of Planning Ordinance
29. Amendment of Planning (General) Regulations
30. Amendment of Plant Importation Regulations
31. Amendment of Post Office Order
32. Amendment of the Public Funds Ordinance
33. Amendment of Registration of Marriages Regulations
34. Amendment of Registration Regulations
35. Amendment of Registration of United Kingdom Patents Ordinance
36. Amendment of Retirement Pensions Ordinance
37. Amendment of Retirement Pensions (Prescribed Rates) Regulations
38. Amendment of Road Traffic Ordinance
39. Amendment of Road Traffic (Provisional) Regulations Order
40. Amendment of Taxes Ordinance
41. Amendment of Vehicle Licence Labels Regulations

Schedule 1: New Schedule to Air Navigation (Fees) Regulations  
Schedule 2: New Schedule A to Companies and Private Partnership Ordinance  
Schedule 3: New Schedule to Fisheries Products (Hygiene)(Fees) Regulations  
Schedule 4: New Schedule 1 to Land Charges Fees Rules  
Schedule 5: New Schedule 2 to Land Ordinance  
Schedule 6: New Schedule to Notaries Public Rules  
Schedule 7: New Schedule to Planning (General) Regulations  
Schedule 8: New Schedules 1, 2 and 3 to the Post Office Order  
Schedule 9: New Schedule 2 to Registration Regulations

# FINANCE BILL 2015

(No: of 2015)

*(assented to: 2015)*

*(commencement: in accordance with section 2)*

*(published: 2015)*

## A BILL

for

## AN ORDINANCE

To amend miscellaneous provisions of various enactments in force in the Falklands Islands so as to vary or abolish specified allowances, benefits, charges, contributions, fees, and penalties provided for in these enactments, to insert in various enactments provisions imposing new charges, to amend the Taxes Ordinance (Title 69.1) to make provision for capital allowances in respect of the construction or acquisition of car parks and hard standings, and to amend the Medical Services Tax Ordinance (Title 69.4) to make provision for a capital allowance in the calculation of Medical Services Tax for self-employed persons.

BE IT ENACTED by the Legislature of the Falkland Islands —

### **1. Title**

This Ordinance is the Finance Ordinance 2015.

### **2. Commencement**

This Ordinance comes into force on 1 July 2015, except where it is specifically provided that particular provisions come into force at a later, specified date.

### **3. Amendment of Air Navigation (Fees) Regulations**

The Air Navigation (Fees) Regulations (SR&O No 9 of 2009) are amended by omitting the Schedule and replacing it with the contents of Schedule 1 to this Ordinance.

### **4. Amendment of Banking Regulations Order**

(1) Regulation 4 of the Banking Regulations Order (Title 10.1.1) is amended by omitting “£6,000.00” and replacing it with “£7,000.00”.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

### **5. Amendment of Building Regulations**

Regulation 6 of the Building Regulations (Title 55.4.1) is amended by inserting immediately after subregulation (3) the following —

5(1) “(4) An applicant for a permit to do any of the activities provided for in regulation

must, where the activity proposed is one of the following, pay the corresponding fee on submission of the application —

- (a) construct a building or structure for use as residential accommodation - £64.00;
- (b) (where the applicant is the householder) enlarge, improve or otherwise alter a dwelling house - £32.00;
- (c) erect for industrial or commercial uses buildings of an area less than 75sqm - £96.00;
- (d) erect for industrial or commercial uses buildings of an area exceeding 75sqm - £320.00.

(5) Where an application under this regulation is submitted together with an application under regulation (8) of the Planning (General) Regulations (Title 55.3.3), the fee payable for both applications is as set out in the Schedule to the Planning (General) Regulations at the portion of the second column corresponding to the relevant type of activity set out in the first column.”.

## **6. Amendment of Commissioners for Oaths Rules**

Rule 2(1) of the Commissioners for Oaths Rules (Title 22.1.1) is amended —

- (a) in paragraph (a), by omitting “£7.40” and replacing it with “£10.00”; and
- (b) in paragraph (b), by omitting “£3.70” and replacing it with “£4.00”.

## **7. Amendment of Companies and Private Partnership Ordinance and other companies legislation**

(1) Schedule A to the Companies and Private Partnership Ordinance (Title 18.1) is repealed and replaced by the contents of Schedule 2 to this Ordinance.

(2) Section 242A(2) of the Companies Act, 1985 (as in force in England on 1 September, 2006) is amended in its application to the Falkland Islands by omitting the table and replacing it with the following —

<b>“Length of period</b>	<b>Public company</b>	<b>Private company</b>
Not more than 3 months	£508	£105
More than 3 months but not more than 6 months	£1,046.00	£264
More than 6 months but not more than 12 months	£2,090	£523
More than 12 months	£5,230	£1,046”.

## **8. Amendment of Conservation of Wildlife and Nature Ordinance**

The Conservation of Wildlife and Nature Ordinance (No. 10 of 1999) is amended —

- (a) in section 9, by inserting immediately after subsection (1) the following —

“(1A) The Governor may charge, in respect of an application for any licence provided for in this Ordinance, such fee as may be specified in this Ordinance.”;

(b) in subsection (2)(a) of section 9, by inserting immediately between “purposes” and the semi-colon the following —

“, in relation to which the following provisions apply —

- (i) an applicant for a licence must, subject to subparagraph (ii), pay an application fee of £250.00; and
- (ii) the Planning Officer may waive the requirement to pay the fee where —
  - (aa) applications are made by charities;
  - (bb) applications are made in relation to research areas that the Planning Officer considers to be priority areas; or
  - (cc) there exist other circumstances in which the Planning Officer considers it appropriate to do so;”;

(c) by inserting immediately after section 18 the following —

**“19. Fees for visits to islands**

(1) Subject to subsection (2), a person who wishes to visit any of the islands specified below must pay the corresponding fee in order to be permitted to visit —

- (a) for Kidney Island, £10.00 per person;
- (b) for all other islands owned by the Crown, £50.00 per person.

(2) The Planning Officer may waive the requirement to pay a fee under subsection (1) where —

- (a) applications are made by charities;
- (b) applications are made in relation to research areas that the Planning Officer considers to be priority areas; or
- (c) there exist other circumstances in which the Planning Officer considers it appropriate to do so.”.

**9. Amendment of Cruise Ships Ordinance**

Section 3 of the Cruise Ships Ordinance (No 23 of 1998) is amended —

(a) in subsection (1) —

- (i) with effect from 1 July 2015, by omitting “£18.00” and replacing it with “£20.00”; and

- (ii) with effect from 1 July 2016, by omitting “£20.00” and replacing it with “£21.00”; and
- (b) in subsection (2) —
  - (i) with effect from 1 July 2015, by omitting “£6.00” and replacing it with “£7.00”; and
  - (ii) with effect from 1 July 2016, by omitting “£7.00” and replacing it with “£7.50”.

#### **10. Amendment of Customs (Fees) Regulations**

The Customs (Fees) Regulations (SR&O No 10 of 2006) are amended as follows —

- (a) in regulation 3 —
  - (i) by omitting “£76.40” in each place where it appears and replacing it with “£77.80”;
  - (ii) by omitting “£114.60” in each place where it appears and replacing it with “£116.70”;
  - (iii) in paragraph (a)(ii), by omitting “£38.20” and replacing it with “£38.90”; and
  - (iv) in paragraph (c)(ii), by omitting “£57.30” and replacing it with “£58.35”; and
- (b) in regulation 4 —
  - (i) by omitting “£52.30” in each place where it appears and replacing it with “£53.10”;
  - (ii) by omitting “£259.30” in each place where it appears and replacing it with “£263.20”;
  - (iii) in subregulation (3)(a), by omitting “£26.15” and replacing it with “£26.55”; and
  - (iv) in subregulation (3)(b), by omitting “£129.70” and replacing it with “£131.60”.

#### **11. Amendment of Customs (Import Prohibitions)(Fees) Regulations**

Regulation 3 of the Customs (Import Prohibitions)(Fees) Regulations (SR&O No 12 of 2009) is amended by omitting —

- (a) paragraph (a) and replacing it with the following —

“(a) Importation of Animals etc. Proclamation 2000 (No 2 of 2000) —

- (i) licence for importation of animal – standard (per licence) £127.60
- (ii) licence for importation of animal – poultry/exotic pet (per licence) £32.50
- (iii) licence for importation of animal – poultry/exotic pet (annual) £64.90

(iv) inspection and treatment on arrival	£11.00 plus the cost of necessary drug treatment
(v) clearance from port of arrival – (per importer)	£114.80
(vi) inspection following house quarantine (per animal)	£11.00”;
<p>(b) paragraph (b) and replacing it with the following —</p> <p>“(b) Importation of Food and Animal Products from South America Proclamation 2001 (No 3 of 2001) —</p>	
(i) licence for the importation of animal/animal product (commercial – single importation)	£15.80
(ii) licence for the importation of animal/animal product (commercial – annual)	£127.60
(iii) licence for the importation of animal/animal product (non-commercial).”;	£4.00
<p>(c) paragraph (c) and replacing it with the following —</p> <p>“(c) Proclamation Number 6 of 1985 —</p>	
Inspection of shearing equipment by the Government Veterinary Officer”.	£39.50

## **12. Amendment of Dogs Rules**

Rule 3 of the Dogs Rules (Title 5.2.1) is amended by omitting “£31.40” and replacing it with “£31.90”.

## **13. Amendment of Falkland Islands Status (Application Fees) Regulations**

The Falkland Islands Status (Application Fees) Regulations (Title 52.3.2) are amended in regulation 2(1) by omitting “£215.00” and replacing it with “£218.00”.

## **14. Amendment of Family Allowances Ordinance**

The Family Allowances Ordinance (Title 65.1) is amended in section 3(1), by omitting “£67.20” and replacing it with “£68.00”.

## **15. Amendment of Firearms and Ammunition (Fees) Regulations Order**

The Firearms and Ammunition (Fees) Regulations Order (Title 23.2.1) is amended —

- (a) in regulation 2, by omitting “£18.75” and replacing it with “£19.00”;
- (b) in regulation 4A, by omitting from subsection (3) “£7.00” and replacing it with “£7.25”; and
- (c) in the Schedule, by omitting —



- (i) “£68.00” and replacing it with “£69.00”;
- (ii) “£18.75” and replacing it with “£19.00”; and
- (iii) “£37.25” and replacing it with “£38.00”.

#### **16. Amendment of Fishery Products (Hygiene)(Fees) Regulations**

The Fishery Products (Hygiene)(Fees) Regulations (SR&O No 41 of 1998) are amended by repealing the Schedule and replacing it with the contents of Schedule 3 to this Ordinance.

#### **17. Amendment of Harbours Regulations**

Schedule 3 to the Harbours Regulations (Title 57.3.1) is amended by omitting paragraph 1 and replacing it with —

“1. Harbour Dues

(a) private pleasure yacht (under 50 tons)	£68.00
(b) other vessels:	
under 15 tons	£68.00
15 tons or more but under 30 tons	£124.00
30 tons or more but under 50 tons	£224.00
50 tons or more but under 800 tons	£338.00
800 tons or more but under 1,000 tons	£440.00
1,000 tons or more but under 1,500 tons	£506.00
1,500 tons or more but under 2,000 tons	£608.00
2,000 tons or more but under 5,000 tons	£743.00
5,000 tons or more but under 7,000 tons	£901.00
7,000 tons or more but under 10,000 tons	£1,351.00
10,000 tons or more but under 15,000 tons	£1,689.00
15,000 tons or more but under 20,000 tons	£1,971.00
20,000 tons or more but under 25,000 tons	£2,252.00
25,000 tons or more but under 30,000 tons	£2,589.00
30,000 tons or more but under 35,000 tons	£2,927.00
35,000 tons or more but under 40,000 tons	£3,265.00
40,000 tons or more but under 50,000 tons	£3,828.00
50,000 tons or more but under 60,000 tons	£4,503.00
60,000 tons or more but under 70,000 tons	£4,953.00
70,000 tons or more but under 80,000 tons	£5,515.00
80,000 tons or more	£6,080.00”.

#### **18. Amendment of Immigration (Fees) Regulations**

Regulation 3(1) of the Immigration (Fees) Regulations (SR&O No 7 of 2009) is amended —

- (a) by omitting “£22.50” in paragraphs (a) and (b) and replacing it, in each case, with “£23.00”; and
- (b) in subparagraph (c), by omitting “£215.20” and replacing it with “£218.00”.

### **19. Amendment of Land Charges Fees Rules**

Schedule 1 to the Land Charges Fees Rules (SR&O No 3 of 1997) is repealed and replaced by the contents of Schedule 4 to this Ordinance.

### **20. Amendment of Land (Non-residents)(Fees) Regulations**

The Schedule to the Land (Non-residents)(Fees) Regulations (SR&O No 13 of 2007) is amended by omitting —

- (a) “£116.60” and replacing it with “£120.00”; and
- (b) “£235.50” and replacing it with “£250.00”.

### **21. Amendment of Land Ordinance**

Schedule 2 to the Land Ordinance (Title 45.2) is repealed and replaced by the contents of Schedule 5 to this Ordinance.

### **22. Amendment of Medical Practitioners, Midwives and Dentists Ordinance**

(1) The Medical Practitioners, Midwives and Dentists Ordinance (S. R. & O. No. 3 of 1914) is amended by repealing subsection (2) of section 3 and replacing it with the following —

“(2) An applicant for registration as a medical practitioner, midwife or dentist who is not in the employment of the Government must pay a fee of £2000.00, but medical practitioners, midwives and dentists who are in the employment of the Government are entitled to be registered free of charge:

Provided that the Senior Medical Officer may refuse to register any person whose professional qualifications are not acceptable by the General Medical Council of the United Kingdom.”.

(2) The amendment set out in subsection (1) comes into force on 1 January 2016.

### **23. Amendment of the Medical Services Tax Ordinance**

(1) The Medical Services Tax Ordinance (No. 13 of 2010) is amended by repealing section 16 and replacing it with the following —

#### **“16. Calculation of relevant profits**

(1) The following provisions of the Taxes Ordinance apply for the purpose of calculating relevant profits —

- (a) section 59 (which deals with deductions that are not allowed for the purposes of income tax);
- (b) section 59A (which provides that corrupt payments are not deductible);
- (c) section 67 (which provides, among other things, employers’ contributions into approved retirement benefit schemes may, within certain limits, be deducted);
- (d) section 97 (which deals with deductions that are allowed for the purposes of income tax);

- (e) section 98 (which restricts the deduction of emoluments before they are paid);
- (f) section 99 (which deals with entertainment expenses);
- (g) section 102 (which allows for augmented deductions in respect of training expenses);
- (h) section 103 (which provides for relief in respect of pre-trading expenditure);  
and
- (i) Chapter II of Part V (which provides for depreciation allowances).

(2) In calculating relevant profits for the purposes of this Ordinance, no deductions other than those permitted by any of the sections of the Taxes Ordinance listed in subsection (1) are allowed, even if any such other deductions are allowed for the purposes of income tax under other provisions of the Taxes Ordinance.”.

(2) The amendment set out in subsection (1) comes into force on 1 January 2016.

#### **24. Amendment of Merchant Shipping (Registration of Ships)(Fees) Regulations**

The Schedule to the Merchant Shipping (Registration of Ships)(Fees) Regulations (S. R. & O. No. 2 of 2005) is amended under the heading ‘SMALL SHIPS REGISTERED UNDER PART III OF THE REGISTER’ by omitting “£20.30” appearing opposite the words “Registration of vessel (and of a vessel whose Registry has expired)” and replacing it with “£20.60”.

#### **25. Amendment of Minimum Wage Ordinance**

(1) The Minimum Wage Ordinance (No. 10 of 2013) is amended —

(c) in section 3(1), by omitting the definitions of “minimum wage rate”, “minimum wage rate for adults” and “minimum wage rate for young persons”; and

(d) in Part 4, by repealing —

(iii) section 11 and replacing it with the following —

##### **“11. Minimum wage rate**

(4) The minimum wage rate is £5.38.

(5) A review of the minimum wage rate must take place at least every 12 months, following which the rate may be changed.

(6) A change to the minimum wage rate must not take effect until at least 3 months after the new rate has been published in the *Gazette*.”; and

(iv) sections 12 and 13.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

## **26. Revocation of Minimum Wage (Initial Rates) Order**

The Minimum Wage (Initial Rates) Order (S. R. & O. No. 14 of 2013) is revoked with effect from 1 January 2016.

## **27. Amendment of Notaries Public Rules**

The Schedule to the Notaries Public Rules (Title 22.1.2) is repealed and replaced by the contents of Schedule 6 to this Ordinance.

## **28. Amendment of Planning Ordinance**

The Planning Ordinance (Title 55.3) is amended by repealing section 117 and replacing it with the following —

### **“117. Regulations and orders**

(1) The Governor may make regulations under this Ordinance —

- (a) for prescribing the form of any notice, order or other document authorised or required by any of the provisions of this Ordinance to be served, made or issued by him, the Committee or the Planning Officer;
- (b) for any purpose which regulations are authorised or required to be made under this Ordinance, not being a purpose for which regulations are authorised or required to be made by another person or authority;
- (c) as to —
  - (i) the exercise of any claim for compensation;
  - (ii) the person to whom such compensation or any part thereof is to be paid; and
  - (iii) the application of any such compensation or any part thereof in cases where, apart from such regulations, the right to claim compensation is exercisable by reference to an interest in land which —
    - (aa) is subject to a mortgage;
    - (bb) is subject to a rent charge;
    - (cc) is subject to the trusts of a settlement; or
    - (dd) at the time specified in the regulations, was subject to a mortgage, a rent charge, or the trusts of a settlement; or
- (d) imposing fees to be paid by the applicant on application for any service that may be provided or permission that may be given to applicants in accordance with this Ordinance.

(2) Any power conferred by any of the provisions of this Ordinance to make an order or regulations includes the power to vary or revoke any such order or regulations by a subsequent order or subsequent regulations, as the case may be.

(3) The Governor may by order exempt any applicant or category of applicants from the requirement to pay any fee prescribed in regulations in relation to the following matters —

- (a) works to improve a disabled person's access to a public building or improve access, safety, health or comfort at that person's dwelling house; but the power to exempt does not apply to new dwelling houses or where there is a statutory obligation to provide access to such buildings;
- (b) applications by the Crown;
- (c) applications required because of the removal of permitted development rights by a condition imposed under section 40, or by a direction such as one in respect of conservation areas;
- (d) applications required because of the removal of a condition (imposed under section 40) of a right to make a change of use within the Use Classes Order or General Permitted Development Order;
- (e) applications made by non-profit making organisations (clubs, societies, trusts, etc.) for the object of providing sport or recreation facilities;
- (f) applications made by registered charities;
- (g) new applications, or revised and resubmitted applications, for development of the same character or description within the original site, which are submitted within 12 months of —
  - (i) receiving the original decision; or
  - (ii) the date of submission of an application which is withdrawn; or
- (h) applications, under either section 68(2) or section 68(4), in respect of a listed buildings (other than applications to demolish),

and any such exemption may be for a specified or an unspecified duration, subject in either case to revocation by the Governor.

(4) The power conferred on the Governor by subsection (3) applies equally in respect of fees imposed by regulation 6(4) of the Building Regulations (S. R. & O. No 26 of 1999).”.

## **29. Amendment of Planning (General) Regulations**

The Planning (General) Regulations (Title 55.3.3) are amended by inserting immediately after —

(a) regulation 7, the following —

**“8. Fees for services**

(1) The applicant must pay, on application for any service or any permission listed in the first column of the Schedule, the corresponding fee set out in the second column of the Schedule.

(2) Where an applicant submits an application under subregulation (1) together with an application for which a fee is payable under regulation 6(4) of the Building Regulations (S. R. & O No. 26 of 1999), the fee payable for both applications is as set out as a “joint application” in the Schedule at the portion of the second column corresponding to the relevant type of application set out in the first column.”; and

(b) the new regulation 8, a new Schedule to the Planning (General) Regulations, the contents of which are set out under Schedule 7 to this Ordinance.

**30. Amendment of Plant Importation Regulations**

Regulation 7 of the Plant Importation Regulations (Title 4.4.1) is amended by omitting —

- (a) “£3.90” and replacing it with “£4.00”;
- (b) “£125.70” and replacing it with “£127.60”; and
- (c) “£15.10” and replacing it with “£15.40”.

**31. Amendment of Post Office Order**

(1) The Post Officer Order (S. R. & O. No. 11 of 2006) is amended by repealing Schedules 1, 2 and 3 and replacing them, respectively, with the appropriate portion of the contents of Schedule 8 of this Ordinance.

(2) The amendments set out in subsection (1) come into force on 1 January 2016.

**32. Amendment of Public Funds Ordinance**

The Public Funds Ordinance (Title 19.7) is amended by repealing section 4 and replacing it with the following —

**“4. Payments out of the Insurance Fund**

The following payments may be made out of the Insurance Fund on the authority of the Financial Secretary —

- (a) transfer to the Consolidated Fund;
- (b) payment of insurance premiums in respect of the insurance of liabilities of the Falkland Islands Government; and
- (c) transfer to the Pensions (Old Scheme) Fund.”.

**33. Amendment of Registration of Marriages Regulations**

Regulation 18 of the Registration of Marriages Regulations (SR&O No 17 of 1999) is amended by repealing subregulation (1) and replacing it with the following —

“(1) The following fees are prescribed for the purposes of the Ordinance and of these regulations and must respectively, in each case specified below, be paid to the Registrar General —

(a) on giving notice of marriage	£60.00
(b) on grant of Registrar General’s licence	£60.00
(c) for solemnisation of a marriage by a Registrar	£30.50
(d) for attendance by the Registrar at the solemnisation of a marriage by a person who is not a minister of religion	£30.50
(e) any absence exceeding one hour by a Registrar from the Registrar’s usual address for either of the purposes of mentioned at (c) and (d) overnight	£101.50 plus the reasonable cost travel and any necessary accommodation
(f) on application for a special licence	£203.00”.

#### **34. Amendment of Registration Regulations**

Schedule 2 to the Registration Regulations (Title 62.2.1) is repealed and replaced by the contents of Schedule 9 to this Ordinance.

#### **35. Amendment of Registration of United Kingdom Patents Ordinance**

The Registration of United Kingdom Patents Ordinance (Title 43.1) is amended —

- (a) in section 3(d), by omitting “£130.00” and replacing it with “£132.00”;
- (b) in section 7, by omitting “£100.00” and replacing it with “£101.50”;
- (c) in section 7A, by omitting “£60.00” and replacing it with “£61.00”; and
- (d) in section 7B, by omitting “£100.00” and replacing it with “£101.50”.

#### **36. Amendment of Retirement Pensions Ordinance**

The Retirement Pensions Ordinance (Title 65.2) is amended —

- (a) in section 10, by inserting next after subsection (3) the following —

“(3A) Despite subsection (3), a person referred to in subsection (3) is not obliged to make a contribution in respect of any week that occurs after the person has made or is deemed to have made 2200 weekly contributions.”; and

- (b) in section 15, by repealing subsection (1) and replacing it with the following —

“(1) Subject to subsections (1A) and (1B), where a compulsory contribution payable under this Ordinance is paid after the 30 June next following the end of the

pension year in which the week in respect of which the contribution was payable fell, the person liable or eligible to pay the contribution is liable to pay compound interest on the contribution at the rate of 5 per cent per annum.

(1A) A person referred to in subsection (1) is not liable to pay any interest in respect of any week referred to under subsection (1) for which the person's earnings do not exceed such amount as may be prescribed in accordance with section 10(4).

(1B) Where a person's financial year ends between 1 January and 30 June, the person will not be liable to pay any interest until 6 months after the date on which the person's financial year ended.

(1C) For the purposes of this section, "financial year" means the period of 12 consecutive months in relation to which a person records and reports on the person's financial affairs for accounting and tax purposes, provided that —

- (a) the person is not prohibited by legislation from so recording and reporting in relation to a period of 12 consecutive months other than January to December of the same calendar year; and
- (b) the person habitually and consistently so records and reports in relation to the same period of 12 consecutive calendar months.”.

### **37. Amendment of Retirement Pensions (Prescribed Rates) Regulations**

The Retirement Pensions (Prescribed Rates) Regulations (SR&O No 39 of 1996) are amended—

- (a) in regulation 3, by omitting —
  - (i) “£141.00” and replacing it with “£147.00”; and
  - (ii) “£80.00” and replacing it with “£83.00”;
- (b) in regulation 5, with effect from 1 January 2016 —
  - (i) by omitting from paragraph 3(a) “£29.00” and replacing it with “£29.50”; and
  - (ii) by omitting from paragraph (3)(b) “£47.00” and substituting “£49.00”; and
- (c) in regulation 6 —
  - (i) with effect from 1 July 2015, by omitting “£180.00” and replacing it with “£202.00”; and
  - (ii) with effect from 1 January 2016, by omitting “£202.00” and replacing it with “£215.00”.



### **38. Amendment of Road Traffic Ordinance**

Section 6(15) of the Road Traffic Ordinance (Title 63.1) is amended by omitting “£11.50” and replacing it with “£11.75”.

### **39. Amendment of Road Traffic (Provisional) Regulations Order**

The Road Traffic (Provisional) Regulations Order (Title 63.1.1) is amended —

- (a) in regulation 2(5), by omitting “£21.50” and replacing it with “£22.00”;
- (b) in regulation 5(4), as follows —
  - (i) in paragraph (a), by omitting “£29.50” and replacing it with “£30.00”; and
  - (ii) in paragraph (ba), by omitting “£29.50” and replacing it with “£30.00”; and
  - (iii) in paragraph (c), by omitting “£14.25” and replacing it with “£14.50”; and
- (c) in regulation 5A(2), by omitting “£11.50” and replacing it with “£11.75”.

### **40. Amendment of Taxes Ordinance**

The Taxes Ordinance (Title 69.1) is amended —

- (a) in section 106(4), by —
  - (i) omitting, respectively, the definitions of “building” and “expenditure” and replacing them with the following —
    - (aa) ““ building” does not include land, car parks or hard standings;” and
    - (bb) ““expenditure”, in relation to the acquisition or construction of a capital asset, means, subject to subsection (5) below, the amount which is spent on the acquisition or construction of that capital asset by the person claiming the depreciation deduction, subject to sections 121 and 122, but any amount spent on the provision of —
      - (a) a building (as defined immediately above); or
      - (b) a car park or hard standing,does not include the cost or value of the land on which it is built;”;
  - (ii) inserting immediately before the definition of “expenditure” the following —
    - ““car park” means an area without a roof or other covering, in which motor vehicles are parked;” and
  - (iii) inserting immediately after the definition of “expenditure” the following —
    - ““hard standing” means an area of ground surfaced with a hard material that has

been sealed to the ground in a manner which prevents it from being extracted without the surfacing being destroyed;”;

(b) by omitting section 116(1) and replacing it with the following —

“(1) Subject to subsections (2) and (3) and to sections 105 and 106, where in the basis period for a chargeable period a person carrying on a business incurs expenditure in the acquisition or construction of —

(a) any plant, machinery or vehicle, including aircraft but not including ships;

(b) any building;

(c) any ship; or

(d) any car park or hard standing,

which is or is to be used for the purposes of the business, then in computing that person’s chargeable income for that and subsequent chargeable periods a writing-down allowance must be made in accordance with the provisions of this section.”;

(c) by inserting immediately after section 116(1) the following —

“(1A) Where a car park or hard standing is being sold, its disposal value must be determined in accordance with section 113.”;

(d) by omitting section 116(6A) and replacing it with the following —

“(6A) In the case of plant, machinery or vehicle (including aircraft), writing-down allowances must be made under section 117.”; and

(e) by adding immediately after section 116(13) the following —

“(14) The writing-down allowance for a car park or hard standing is 2% of the expenditure incurred in constructing or purchasing it.”.

#### **41. Amendment of Vehicle Licence Labels Regulations**

Regulation 5(2) of the Vehicle Licence Labels Regulations (SR&O No 33 of 1998) is amended by omitting “£6.50” and replacing it with “£6.60”.

**SCHEDULE 1**  
**New Schedule to Air Navigation (Fees) Regulations**

(section 3)

**Schedule**

**PART I**

*Personnel Licensing*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of Validity of a Flight Crew Licence	
(a) issue	88.50
(b) renewal	50.50
2. Flight Information Service Office Licence	
(a) initial issue	105.00
(b) validation of a UK licence	88.50
(c) examinations	
(i) radiotelephony examination	55.00
(ii) air law and procedures examination	65.00
(iii) meteorology and navigation examination	65.00
(iv) resit of examination paper (paper only)	35.00
(d) competency check	50.50

**PART II**

*Aerodromes*

<b>Description</b>	<b>Fee (£)</b>
1. aerodrome certificate	
(a) issue	1130.50
(b) amendment	754.00

**PART III**

*Carriage of Dangerous Goods by Air*

<b>Description</b>	<b>Fee (£)</b>
1. Dangerous goods approval	
(a) issue	184.00
(b) amendment	92.00
(c) validation of an approval issued by a recognised competent regulatory authority	88.50
(d) approval of training programme	92.00
2. Dangerous goods exemption	
(a) issue	202.50
(b) amendment	92.00

**PART IV**  
*Registration of Aircraft*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of registration on an aircraft	302.00
2. Reservation of registration mark	75.00
3. Reservation of a specific out-of-sequence registration mark	150.00
4. Temporary transfer of an aircraft to the register	Half the cost of a certificate of registration
5. Title search of the register in respect of an aircraft	113.00
6. Cancellation of a certificate of registration	75.00

**PART V**  
*Fees not specified elsewhere*

<b>Description</b>	<b>Fee (£)</b>
1. Issue of a copy of any document under the Air Navigation (Overseas Territories) Order 2013	37.50
2. Charges for services performed outside of the Falkland Islands	Actual costs

	incurred
3. Any other permission, approval, authorisation, validation, exemption or deviation issued in respect of any part of the Air Navigation (Overseas Territories) Order 2013	178.50
4. Seasonal foreign operator permit for aircraft registered in a foreign country to take on board or discharge passengers or cargo in the Falkland Islands for valuable consideration:	
In the case of scheduled journeys to be provided over a period not exceeding 6 months	
(a) For aircraft with 20 seats or less, or in the case of a cargo aircraft with a certified maximum take-off weight not exceeding 5,700 kg	325.00
(b) For aircraft with more than 20 seats, or in the case of a cargo aircraft with a certified maximum take-off weight greater than 5,700 kg	810.00

Note: Fees shall not be charged to aircraft operators conducting:

- (a) flights in aircraft registered in the UK or any other Overseas Territory
- (b) flights for the purpose of medical evacuation
- (c) private flights
- (d) one-off or short-notice flights that do not require the issuance of a seasonal permit

**SCHEDULE 2**  
**New Schedule A to Companies and Private Partnership Ordinance**

(section 7)

**SCHEDULE A**

(section 4)

<b>Description</b>	<b>Fee (£)</b>
1. Registration of a document by an overseas company	132.00
2. Registration of incorporation of a company	132.00

3.	Registration of change of name of a company	61.00
4.	Certificate of registration of a company (other than on incorporation)	61.00
5.	Registration or cancellation of registration of mortgage, debenture or other charge	101.50
6.	Company file search (proportion of hourly rate to be paid for every part hour)	40.60
7.	Request for company documents (per company) (plus additional FIG photocopying fee)	10.20
8.	Certified copy of any document held on a company file (plus additional FIG photocopying fee)	30.50
9.	Filing an annual return; including companies which are not trading	61.00
10.	Penalty for the late filing of an annual return	
	(a) 3 months or less	105.00
	(b) more than 3 months but less than 6 months	264.00
	(c) more than 6 months but less than 12 months	523.00
	(d) 12 months or more	1,046.00
11.	Filing of company accounts	30.50
12.	Application for striking off a private company	101.50
13.	Registration of new memorandum or articles of association	30.50
14.	Registration of any other deed, documents or forms to be registered by a company (per name and/or form)	10.20
15.	Penalty for the late notification of a change of director, change of registered office, or change of secretary (more than 14 days)	61.00
16.	Photocopy of document where photocopying undertaken as part of registration	FIG photocopying fee

**SCHEDULE 3**  
**New Schedule to Fisheries Products (Hygiene)(Fees) Regulations** (section 16)

**SCHEDULE**

<b>Description</b>	<b>Fee (£)</b>
1. Application for approval of factory vessel or fishery establishment (approval under regulation 7)	638.20
2. Application for variation of approval (variation under regulation 8)	100.00
3. Annual inspection by authorised officer (division 1, paragraph 2(c), Part 5 of Schedule 1)	255.00
4. Inspection on transshipment of product (division 1, paragraph 2(e), Part 5 of Schedule 1)	170.80
5. Additional charges for inspections under paragraphs 3 or 4 where factory vessel is not in Stanley Harbour –	
(a) vessel in Port William	55.30
(b) vessel in Berkeley Sound	165.70
6. Surcharge for services provided outside normal office hours (for this purpose, normal office hours are 8am to 5pm Monday to Friday, excluding public holidays)	Additional 50% on all charges

**SCHEDULE 4**  
**New Schedule 1 to Land Charges Fees Rules**

(section 19)

**SCHEDULE 1**

(rule 3)

<b>Description</b>	<b>Fee (£)</b>
1. Registration, renewal, rectification or cancellation of entry in register (per name), including issue of certificate	61.00
2. Entry of priority notice (per name)	10.20
3. Inspection of entry (per entry)	10.20
4. Office search of index, including certificate of result	61.00 per name
5. Bankruptcy search, including certificate of result (per name)	10.20

**SCHEDULE 5**  
**New Schedule 2 to Land Ordinance**

(section 21)

**SCHEDULE 2**

(section 9(3))

**Description**

**Fee (£)**

**PART I**

- |    |   |                   |
|----|---|-------------------|
| 1. | Registration of order of the Court under section 9                                      | 30.50             |
| 2. | Registration of any other deed, instrument or document to be registered against a title | 101.50            |
| 3. | Registration of Crown Grant or Crown Lease (including undertaking)                      | 101.50            |
| 4. | Application for vesting deed under section 11A  | 203.00            |
| 5. | Certified copy deed, instrument or document (plus additional FIG photocopying fee)      | 30.50             |
| 6. | Certification of registration deed, instrument or document                              | 61.00             |
| 7. | Photocopy of any deed, instrument or document, where undertaken as part of registration | FIG photocopy fee |

**PART II**

(section 45)

- |    |                           |       |
|----|---------------------------|-------|
| 8. | Title search; hourly rate | 40.60 |
|----|---------------------------|-------|

Includes: Production of register or index for inspection (for each one) and comparing deed with registered deed (proportion of hourly rate to be paid for every part hour, plus additional FIG photocopying fee)



**SCHEDULE 6**  
**New Schedule to Notaries Public Rules**

(section 27)

**SCHEDULE**

- |   |   |
|---|---|
| 1. For every affidavit and exhibit to an affidavit  | £10.00 for every affidavit and<br>£4.00 for every exhibit thereto   |
| 2. Preparing a Note of Protest or other document<br>(including any certificate thereon)             | £100.00 for every hour engaged<br>therein and proportionately for<br>every part of an hour, with a<br>minimum fee of £50.00   |
| 3. Preparing and attesting any notarial act   | (a) £35.00 if a notarial act in<br>public form;<br><br>(b) £23.00 otherwise (but no<br>fee where Fee 2 is<br>charged)   |
| 4. Extending a Protest  | £100.00   |
| 5. Examining any document with the original thereof<br>and certifying it as a true and correct copy | (a) if not copied by the<br>notary public, £23.00<br>plus £4.00 for every<br>page;<br><br>(b) if copied by or under the<br>supervision of the notary<br>public, £25.00 plus 50<br>pence for every page. |
| 6. Attending to Protest a Bill of Exchange<br>or Promissory Note                                    | £110.00 and proportionately for<br>part of an hour thus engaged plus<br>reasonable travelling expenses<br>incurred (if applicable) with a<br>minimum fee of £50.00.                                     |
| 7. Any other notarial act done by a notary public   | £110.00   |

**SCHEDULE 7**  
**New Schedule to Planning (General) Regulations**

(section  
29)

**SCHEDULE**  
**Fees for services under the Planning Ordinance**

(Regulation 6)

<b>TYPE OF APPLICATION</b>	<b>FEE</b>
<b>1. For permission to demolish</b>	full application = £20
<b>2. For permission to construct buildings or structures for use as residential accommodation</b>	outline application = £32 reserved matters application = £24 full planning = £48 joint application* = £80
<b>3. By householder, for permission to enlarge, improve or otherwise alter dwelling house</b>	outline application = £16 reserved matters application = £12 full planning = £24 joint application* = £40
<b>4. For permission to erect for industrial or commercial uses buildings of an area less than 75sqm</b>	outline application = £48 reserved matters application = £36 full planning = £72 joint application* = £120
<b>5. For permission to erect for industrial or commercial uses buildings of an area exceeding 75sqm</b>	outline application = £160 reserved matters application = £120 full planning = £240 joint application* = £400
<b>6. For permission to construct or maintain a car park</b>	No fee if for individual dwelling.



<b>9. For permission to engage in winning and working of minerals (excluding peat &amp; calcified seaweed)</b>	£202 per 0.1 ha of site (or part thereof)  maximum = £30,240
<b>9a. For permission to engage in winning and working of peat &amp; calcified seaweed</b>	£50 per application
<b>10. Change of use of a building for use as one or more dwelling houses</b>	£80 per each additional dwelling-house to be created by the  development
<b>11. For permission to use, dispose of or store minerals</b>  a) use of land for disposal of refuse or waste materials or for the deposit of material remaining after minerals have been extracted from land.  b) the use of land for the storage of minerals in the open	£50 per application          £50 per application
<b>12. Permission to change use (categories not specified in this list)</b>  Making of a material change in the use of a building or land or in the use of equipment placed or assembled in marine waters for the purposes of fish farming.	end use is residential or incidental to residential £30          end use is commercial/industrial £60
<b>13. For permission to vary or remove a condition on an existing permission (or renew a permission)</b>	£30
<b>14. For a planning search</b>	£20 per search

*\* — an application submitted together with one under regulations  
6(4), and as authorised by regulation (6(5), of the Building  
Regulations (S. R. & O. No. 26 of 1999)*

**SCHEDULE 8**  
**New Schedules 1, 2 and 3 to Post Office Order**

(section

31)

**SCHEDULE 1**

**Airmail Rates to all Countries**

Letter

(a) first 20g	76p
(b) each additional 10g	25p

Small packet & printed paper

(a) first 20g	£1.22
(b) each additional	14p

Postcard 66p

Aerogramme 66p

Illustrated Aerogramme 77p

**SCHEDULE 2**

**Surface Mail**

Letter

(a) first 20g	51p
(b) up to 100g	96p
(c) each additional 50g	35p

Postcard 41p

Parcel to UK

(a) first 1kg	£12.20
(b) each additional 1kg	£5.05
(c) maximum weight 30kg	£158.65

### SCHEDULE 3

#### Inland Mail

##### Letter

(a) first 20g	31p
(b) up to 100g	48p
(c) each additional 100g	15p

##### Small packet and printed paper

(a) first 70g	26p
(b) each additional 50g	7p

### SCHEDULE 9

#### New Schedule 2 to Registration Regulations

(section 34)

### SCHEDULE 2

#### Registrar General's and Registrar's Fees

Description	Fee (£)
1. Certified copy of birth, death or marriage certificate	10.20
3. Search of registers, including registers of births, deaths and marriages (proportion of hourly rate to be paid for every part hour plus additional photocopying fee)	40.60
6. Registration birth	10.20
7. Certified copy of instrument	30.50
8. Registration of a deed poll	61.00
9. Registration of a will	10.20
Photocopy of document per A4 page	FIG photocopying fee
Photocopy of document per A3 page	FIG photocopying fee

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## OBJECTS AND REASONS

This Bill would implement the new and amended allowances, benefits, charges, contributions, fees and penalties set out below, with effect from 1 July 2015 (except where otherwise specified):

### *Clause 3: Air Navigation*

This clause amends the Air Navigation (Fees) Regulations (S. R. & O. No. 9 of 2009) by omitting the Schedule to those Regulations and replacing it with the contents of Schedule 1 to this Ordinance. The changes are quite extensive, as the overwhelming majority of the fees presently set out in the Schedule to the Regulations has been replaced with new heads of fees. This has been done so as to adhere more closely to the Air Navigation (Overseas Territories) Order 2013, which has rendered many of the existing charges obsolete. Accordingly, **the following list of fees has been deleted:**

#### “1. Licences for flight crew

(a)	Flight radiotelegraphy operator’s general licence: issue or renewal	£49.00
(b)	Flight radiotelegraphy operator’s restricted licence: issue or renewal	£49.00
(c)	Flight radiotelegraphy operator’s licence: issue or renewal	£49.00
(d)	Certificate of validity of foreign licence: issue	£86.00
	renewal or validation	£49.00
(e)	Appointment of authorised examiner for aircraft type rating or instrument rating: appointment or re-appointment	£243.50

#### 2. Airworthiness

(a)	issue or renewal of certificate of airworthiness:	
(i)	aircraft not exceeding 2,730kgs	£757.00
(ii)	aircraft exceeding 2,730kgs but not exceeding 5,700kgs	£1,586.00
(iii)	aircraft exceeding 5,700kgs but not exceeding 30,000kgs	£1,586.00

plus £115.00 per 500kgs (or part of) exceeding 5,700kgs, up to a maximum of £7,212.00

(b)	Permit to fly an aircraft without a certificate of airworthiness	£243.50
(c)	Certificate of airworthiness; change of category	£243.50
(d)	Approval of modifications, major repairs to aircraft, engines and equipment	£243.50
(e)	Approval of maintenance organisation: issue	£1,829.50 for each site
	Variation:	
(i)	aircraft not exceeding 2,730kgs	£609.00
(ii)	aircraft exceeding 2,730kgs	£732.00
(f)	Aircraft maintenance engineer's licence (AMEL)	
	- renewal, variation, or inclusion of rating	£86.00
(g)	Certificate of validation of AMEL: renewal or variation	£49.00
(h)	Approval of aircraft maintenance schedules:	
	- issue	£243.50
	- amendment or variation	£122.50
(i)	Noise Certificate	£146.00

### 3. Flight operations

- (a) Application for air operator's certificate (AOC) or renewal of AOC:

The applicant must pay for the investigations required by the Department of Civil Aviation (DCA). The level of charges will be determined by the DCA based on the estimation of the number of days worked by one or more individuals attributable to investigation, as specified below.

aircraft not exceeding 2 tonnes	4 days
aircraft exceeding 2 tonnes but not exceeding 15 tonnes	45 days



	aircraft exceeding 15 tonnes	60 days
(b)	Issue of AOC:	
	(i) aircraft not exceeding 2 tonnes	£3,234.00
	(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£5,026.50
	(iii) aircraft exceeding 15 tonnes	£7,198.00
(c)	Regulation of AOC:	
	If an application for AOC is granted, in addition to the issue fee, the operator will be charged for the regulatory oversight and monitoring of the AOC operation for each year or part of the year that the certificate remains valid. The level of charges will be determined by the DCA based on the estimation of the number of days worked by one or more individuals attributable to regulatory oversight, as specified below.	
	Not exceeding 2 tonnes	Maximum 4 days
	Exceeding 2 tonnes but not exceeding 15 tonnes	Maximum 45 days
	Exceeding 15 tonnes	Maximum 60 days
(d)	Inclusion of additional aircraft types in the AOC:	
	(i) aircraft not exceeding 2 tonnes	£1,891.00
	(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,879.00
	(iii) aircraft exceeding 15 tonnes	£3,234.00
(e)	Annual charge for an AOC (for each aircraft type named on the certificate):	
	(i) aircraft not exceeding 2 tonnes	£1,586.00
	(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,379.00
	(iii) aircraft exceeding 15 tonnes	£3,172.00
(f)	Variation of an AOC:	
	(i) variation in the operating region	£793.50
	(ii) permission to operate on a specified route outside the operating region	£329.50

specified in the certificate

- |       |   |        |
|-------|---|--------|
| (iii) | change in the company or trading name where the legal entity is unchanged | £86.00 |
| (iv)  | change to any of the posts identified in an initial AOC application       | £86.00 |

Nothing in sub-paragraph (f) applies to aircraft fitted with 20 or less seats or aircraft that do not exceed 10 tonnes or which are on non-revenue flights.

For the purposes of paragraph (f) a flight hour is calculated from the time an aircraft becomes airborne to the time the aircraft touches down, as recorded in the aircraft's technical log.

(h) Special Operations:

- |       |  |           |
|-------|--|-----------|
| (i)   | category II low visibility operations (with or without autoland initial)                     | £1,586.00 |
| (ii)  | category III low visibility operations (with autoland initial)                               | £3,172.00 |
| (iii) | extended range twin engine operations or extended range operations:<br>application           | £3,965.00 |
|       | each additional aircraft type  | £1,891.00 |
| (iv)  | minimum navigation performance specifications airspace or reduced vertical separation minima | £402.50   |
| (i)   | Operations under an AOC exemption:   | £1,586.00 |
| (j)   | Route licensing:   |           |
|       | (i) application for route  | £402.50   |
|       | (ii) vetting of business financial plans   | £1,463.50 |
| (k)   | Approval of a scheme to avoid excessive flight crew fatigue                                  | £439.00   |

4. Air traffic control and aerodromes

(a) Aerodrome licence:

- |      |                        |           |
|------|------------------------|-----------|
| (i)  | issue                  | £1,097.50 |
| (ii) | annual renewal (except | £732.00   |

government or military aerodromes)

- |     |   |         |
|-----|---|---------|
| (b) | Assessment of hazards to air navigation, obstructions etc (except government or military aerodromes)                    | £439.00 |
| (c) | Conversion of foreign air traffic control licences, ratings and aerodrome flight information service officer's licences | £219.00 |

#### 5. Miscellaneous aviation fees

- |     |   |   |
|-----|---|---|
| (a) | Certificate of registration aircraft  | £293.00                                     |
| (b) | Reservation of registration mark  | £73.00                                      |
| (c) | Reservation of specific out of sequence registration mark   | £146.00                                     |
| (d) | Aircraft dealer's certificate   | £2,195.50                                   |
| (e) | Enquiry regarding entries in register of aircraft   | £36.50                                      |
| (f) | Provision of summary copy of register of aircraft   | £24.50                                      |
| (g) | Issue of a copy of any document issues under the Order (but not to exceed cost of original document)  | £36.50                                      |
| (h) | For the approval of documents, inspections, investigations, tests experiments and flight trials, conducted in connection with any part of the Order but not elsewhere specified | Actual cost<br>£109.50<br>minimum<br>charge |
| (i) | Any permission, approval, authorisation or exemption in respect of any part of the Order  | £178.50<br>plus<br>investigation<br>costs   |
| (j) | Additional charge when services are performed abroad  | Actual cost<br>incurred – no<br>change      |
| (k) | De-registration advice to foreign regulatory authority or removal from register upon export   | £73.00                                      |

(l)	Title search of the register in respect of an aircraft	£109.50
(m)	Where an aircraft is temporarily transferred to the register and a certificate of airworthiness in respect of that aircraft the fee payable:	
(i)	in respect of such temporary transfer to the register; and	
(ii)	in respect of that certificate of airworthiness,	
	is one half of the amount specified in these Regulations for registration of an aircraft or for a certificate of airworthiness as the case may be	
(n)	Investigation conducted in connection with any part of the Order (by reference to each individual working or investigation)	£867.00 per day £109.50 per hour
	Plus actual costs incurred, including but not limited to, transportation, accommodation and subsistence:	
	Travel days	£439.00
(o)	For the grant of an aerodrome certificate to a minor aerodrome:	
	initial	£67.00
	renewal	£22.50
(p)	Cancellation of a certificate of registration	£73.00".

**In place of that list, clause 3 prescribes the fees set out below:**

**PART I**  
*Personnel Licensing*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of Validity of a Flight Crew Licence	
(b) issue	88.50

(b) renewal	50.50
2. Flight Information Service Office Licence	
(e) initial issue	105.00
(f) validation of a UK licence	88.50
(g) examinations	
(v) radiotelephony examination	55.00
(vi) air law and procedures examination	65.00
(vii) meteorology and navigation examination	65.00
(viii) resit of examination paper (paper only)	35.00
(h) competency check	50.50

**PART II**  
*Aerodromes*

<b>Description</b>	<b>Fee (£)</b>
1. aerodrome certificate	
(a) issue	1130.50
(b) amendment	754.00

**PART III**  
*Carriage of Dangerous Goods by Air*

<b>Description</b>	<b>Fee (£)</b>
1. Dangerous goods approval	
(e) issue	184.00
(f) amendment	92.00
(g) validation of an approval issued by a recognised competent regulatory authority	88.50
(h) approval of training programme	92.00
2. Dangerous goods exemption	

(a) issue	202.50
(b) amendment	92.00

**PART IV**  
*Registration of Aircraft*

<b>Description</b>	<b>Fee (£)</b>
1. Certificate of registration on an aircraft	302.00
2. Reservation of registration mark	75.00
3. Reservation of a specific out-of-sequence registration mark	150.00
4. Temporary transfer of an aircraft to the register	Half the cost of a certificate of registration
5. Title search of the register in respect of an aircraft	113.00
6. Cancellation of a certificate of registration	75.00

**PART V**  
*Fees not specified elsewhere*

<b>Description</b>	<b>Fee (£)</b>
1. Issue of a copy of any document under the Air Navigation (Overseas Territories) Order 2013	37.50
2. Charges for services performed outside of the Falkland Islands	Actual costs incurred
3. Any other permission, approval, authorisation, validation, exemption or deviation issued in respect of any part of the Air Navigation (Overseas Territories) Order 2013	178.50
4. Seasonal foreign operator permit for aircraft registered in a foreign country to take on board or discharge passengers or cargo in the Falkland Islands for valuable consideration:	
In the case of scheduled journeys to be provided over a period not exceeding 6 months	
(c) For aircraft with 20 seats or less, or in the case of a cargo aircraft with a certified maximum take-off weight not exceeding 5,700 kg	325.00

- |   |        |
|---|--------|
| (d) For aircraft with more than 20 seats, or in the case of a cargo aircraft with a certified maximum take-off weight greater than 5,700 kg | 810.00 |
|---|--------|

Note: Fees shall not be charged to aircraft operators conducting:

- (e) flights in aircraft registered in the UK or any other Overseas Territory
- (f) flights for the purpose of medical evacuation
- (g) private flights
- (h) one-off or short-notice flights that do not require the issuance of a seasonal permit

*Clause 4: Banking Licence*

Banking Licence	£6,000.00 increased to £7,000.00
-----------------	-------------------------------------

This increase will take effect on 1 January 2016.

*Clause 5: Building fees*

The Building Regulations have been amended in regulation 6 by adding a subregulation (4) to prescribe fees to be paid on application for a permit under regulations 5 and 6. These fees are connected to which, by virtue of clauses 26 and 27, are being imposed by regulation 8 and the Schedule to the Planning (General) Regulations, and a discount may be obtained by making an application under the Building Regulations together with an application under the Planning Ordinance in relation to which a fee is imposed by regulation 8 and the Schedule to the Planning (General) Regulations. This is called a “joint application”, and for ease of reference the Planning (General) Regulations are specifically referenced in the new regulation 6(4) of the Building Regulations.

*Clause 6: Commissioners for Oaths*

- |   |                           |
|---|---------------------------|
| 1. Affidavit, affirmation or declaration            | £7.40 increased to £10.00 |
| 2. Exhibit to affidavit, affirmation or declaration | £3.70 increased to £4.00  |

*Clause 7: Companies*

- |  |                                 |
|--|---------------------------------|
| 1. Registration of a document by an overseas company | £130.00 increased to<br>£132.00 |
| 2. Registration of incorporation of a company        | £130.00 increased to<br>£132.00 |

3. Registration of change of name of a company	£60.00 increased to £61.00
4. Certificate of registration of a company (other than on incorporation)	£60.00 increased to £61.00
5. Registration of mortgage, debenture or other	£100.00 increased to £101.50 charge
6. Company file search	£40.00 increased to £40.60
7. Request for company documents	£10.00 increased to £10.20 (per company) (plus FIG photocopying fee)
8. Certified copy of any document held	£30.00 increased to £30.50 on a company file (plus additional FIG photocopying fee of 28 pence per A4 page or 56 pence per A3 page)
9. Filing an annual return; including companies which are not trading	£60.00 increased to £61.00
10. Penalty for the late filing of an annual return	
• 3 months or less	£103.00 increased to £105.00
• More than 3 months but less than 6 months	£260.00 increased to £264.00
• More than 6 months but less than 12 months	£515.00 increased to £523.00
• 12 months or more	£1,030.00 increased to £1,046.00
11. Filing of company accounts	£30.00 increased to £30.50



12. Application for striking off a private company	£100.00 increased to £101.50
13. Registration of new memorandum or articles of association	£30.00 increased to £30.50
14. New fee: Registration of any other deed, document or forms	£10.20
15. New charge: Penalty for the late notification of a change of director, change of registered office, or change of secretary (more than 14 days)	£61.00
16. Photocopy of document where photocopying undertaken as FIG photocopying fee part of registration	

*Clause 8: Application fees for research licences*

Section 9 of the Conservation of Wildlife and Nature Ordinance is amended by:

- the insertion of a new subsection (1A), which gives the Governor power to impose a fee in relation to an application for any licence that may be granted under that Ordinance
- adding to section 9(2)(a) provision for the Governor to charge a fee of £250.00 on an application for a licence for scientific or educational purposes

Also, a new section (section 19) has been added. This section imposes fees that must be paid by any person who plans to visit FIG owned islands. A fee of £10.00 per person is imposed for visits to Kidney Island, whereas a fee of £50.00 per person is imposed for visits to all other FIG owned islands. The Planning Officer is given power to waive these fees in circumstances the Planning Officer considers appropriate, however two specific circumstances in which the Planning Officer may waive fees are prescribed.

*Clause 9: Cruise ships*

With effect from 1 July 2015:

- Passenger tax to be paid in respect of every passenger aboard a vessel increased from £18.00 to £20.00
- Passenger tax where fee paid or to be paid is not less than USD\$15.00 per passenger aboard that vessel has been or will be paid for the privilege of visiting during that same voyage any privately owned land or Camp, increased from £6.00 to £7.00

With effect from 1 July 2016:

- Passenger tax to be paid in respect of every passenger aboard a vessel increased from £20.00 to £21.00

- Passenger tax where fee paid or to be paid is not less than USD\$15.00 per passenger aboard that vessel will be paid for the privilege of visiting during that same voyage any privately owned land or Camp, increased from £7.00 to £7.50

*Clause 10: Customs*

1. Hourly rate which is the basis for service charges (normal working hours)	£38.20 increased to £38.90
2. Hourly rate which is the basis for service charges (outside normal working hours)	£57.30 increased to £58.35
3. Where services are provided without Vessel less than 50 tons	£26.15 increased to £26.55
4. Entrance/clearance at declared port Vessel 50 tons or more	£52.30 increased to £53.10
5. Entrance/clearance at undeclared port Vessel less than 50 tons	£129.70 increased to £131.60
6. Entrance/clearance at undeclared port Vessel less than 50 tons	£259.30 increased to £263.20
7. Where services are provided without attendance upon the vessel concerned -	
• charge within normal hours increased from £76.40 to £77.80	
• charge outside normal hours of duty increased from £114.60 to £116.70	

*Clause 11: Animal imports*

1. Importation of animal	£125.70 increased to £127.60
2. Importation of animal – poultry/exotic pet (single)	£32.00 increased to £32.50
3. Importation of animal – poultry/exotic pet (annual)	£63.90 increased to £64.90
4. Inspection and treatment on arrival	£10.80 increased to £11.00

5. Clearance from port of arrival – (per importer)	£113.10 increased to £114.80
6. Inspection following house quarantine (per animal)	£10.80 increased to £11.00
7. Animal products import permit:	
Commercial – single importation	£15.10 increased to £15.80
Commercial – annual	£125.70 increased to £127.60
Individual (non-commercial)	£3.90 increased to £4.00
8. Inspection of shearing gear/equipment	£38.90 increased to £39.50

*Clause 12: Dogs*

Dog licence (pets)	£31.40 increased to £31.90
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*Clause 13: Falkland Islands Status*

Application fee	£215.00 increased to £218.00
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*Clause 14: Family Allowance*

Family Allowance	£67.20 increased to £68.00
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*Clause 15: Firearms*

1. Application to register as a firearms holder or as an licensed dealer, exporter or importer	£18.75 increased to £19.00
2. Firearms and ammunition dealer's licence	£68.00 increased to £69.00
3. Ammunition dealer's licence	£18.75 increased to £19.00
4. Firearms licence	£37.25 increased to £38.00

*Clause 16: Fishery Products*

1. Application fee for approval	£622.40 increased to £638.20
2. Application fee for variation of approval	£100.00 -no change

3. Annual inspection	£251.20 increased to £255.00
4. Inspection on transhipment	£166.50 increased to £170.80
5. Additional charges for inspection under paragraphs 3 or 4 where factory vessel is not in Stanley Harbour -	
(a) vessel in Port William	£53.80 increased to £55.30
(b) vessel in Berkeley Sound	£161.50 increased to £165.70
6. Surcharge for services provided outside normal office hours	additional 50% on all charges – no change

*Clause 17: Harbours*

1. Harbour Dues

(a) Private pleasure yacht (under 50 tons)	£66.00 increased to £68.00
(b) Other vessels:	
Under 15 tons	£67.00 increased to £68.00
15 tons or more but under 30 tons	£122.00 increased to £124.00
30 tons or more but under 50 tons	£221.00 increased to £224.00
50 tons or more but under 800 tons	£333.00 increased to £338.00
800 tons or more but under 1,000 tons	£433.00 increased to £440.00
1,000 tons or more but under 1,500 tons	£499.00 increased to £506.00
1,500 tons or more but under 2,000 tons	£599.00 increased to £608.00
2,000 tons or more but under 5,000 tons	£732.00 increased to £743.00
5,000 tons or more but under 7,000 tons	£888.00 increased to £901.00
7,000 tons or more but under 10,000 tons	£1,331.00 increased to £1,351.00
10,000 tons or more but under 15,000 tons	£1,664.00 increased to £1,689.00
15,000 tons or more but under 20,000 tons	£1,942.00 increased to £1,971.00
20,000 tons or more but under 25,000 tons	£2,219.00 increased to £2,252.00
25,000 tons or more but under 30,000 tons	£2,551.00 increased to £2,589.00
30,000 tons or more but under 35,000 tons	£2,884.00 increased to £2,927.00
35,000 tons or more but under 40,000 tons	£3,217.00 increased to £3,265.00
40,000 tons or more but under 50,000 tons	£3,771.00 increased to £3,828.00
50,000 tons or more but under 60,000 tons	£4,437.00 increased to £4,503.00
60,000 tons or more but under 70,000 tons	£4,880.00 increased to £4,953.00
70,000 tons or more but under 80,000 tons	£5,434.00 increased to £5,515.00
80,000 tons or more	£5,990.00 increased to £6,080.00

*Clause 18: Immigration*

1. Residence permit	£22.50 increased to £23.00
2. Work permit	£22.50 increased to £23.00
3. Permanent Residence Permit	£215.20 increased to £218.00

*Clause 19: Land Charges Register*

1. Registration, renewal, rectification or cancellation of entry in register (per name), including issue of certificate	£60.00 increased to £61.00
2. Entry of priority notice (per name)	£10.00 increased to £10.20
3. Inspection of entry (per entry)	£10.00 increased to £10.20
4. Office search of index, including certificate of result (per name)	£60.00 increased to £61.00
5. Search of index, including certificate of result (per name)	£10.00 increased to £10.20

*Clause 20: Licenses to hold land*

1. Basic application	£116.60 increased to £120.00
2. Retrospective or other non-basic application	£235.50 increased to £250.00

*Clause 21: Land Register*

1. Registration of order of the Court	£30.00 increased to £30.50
2. Registration of any other deed, instrument or document -	

Two tiered fee structure involving (i) first item affecting land in the same ownership (£134.00) and (ii) subsequent item presented on same occasion affecting the same

title, (but not subdividing land under the same title) (£27.00) abandoned in favour of a single fee for -	
Registration of any other deed, instrument or document to be registered against the title	£100.00 increased to £101.50
3. Power of attorney—	
(i) the first title for which it is to be registered	
(ii) every subsequent title above	Both included in item 2
4. Revocation of a power of attorney—	
(i) the first title for which it is to be registered	
(ii) every subsequent title above	Both included in item 2
5. Change of name deed—	
(i) the first title for which it is to be Registered	
(ii) every subsequent title above	Both included in item 2
6. Severance of joint tenancy in equity	Included in item 2 above.
7. Discharge of mortgage (for every title affected)	Included in item 2 above.
8. Assent (for every title affected)	Included in item 2 above.
9. New fee: Registration of Crown Grant or Crown Lease (including undertaking)	£100.00 increased to £101.50
10. Application for vesting deed	£200.00 increased to £203.00
11. Certified copy deed, instrument or document (plus additional FIG photocopying fee)	£30.00 increased to £30.50
12. Certification of registration of deed,	£60.00 increased to £61.00

instrument or document

13. Photocopy of any deed, instrument or document, where undertaken as part of registration	FIG photocopying fee
14. Title search; hourly rate	£40.00 increased to £40.60
15. Production of register or index for inspection	Included in 1 above
16. Comparing deed with registered deed	Included in 1 above

*Clause 22: Registration fee for private medical practitioners*

Section 3 of the Medical Practitioners, Midwives and Dentists Ordinance is amended by deleting the registration fee of £2.10 for persons not employed to FIG whose qualifications in medicine, midwifery or dentistry are registered in a Commonwealth country and £5.25 for those not employed by FIG whose qualifications are not so registered. In place of these two fees, a fee of £2000.00 is imposed for all persons regardless of the country in which their qualifications are registered. This fee will not apply to persons employed to FIG.

*Clause 23: Medical Services Tax*

With effect from 1 January 2016, the provisions of Part V, Chapter II of the Taxes Ordinance (Depreciation Allowances) applies for the purpose of calculating relevant profits under the Medical Services Tax Ordinance. The effect will be that capital allowances taken into consideration in the computation of income tax payable by self-employed individuals will also be taken into consideration in the computation of Medical Services Tax (if any) payable by self-employed persons.

*Clause 24: Fees for registration of ships*

Fee for registration of vessel (and of vessel whose Registry has expired) increased from £20.30 to £20.60.

*Clause 25: Minimum Wage*

The Minimum Wage Ordinance is amended to remove references to two different minimum wage rates, i.e. “the minimum wage rate for adults” and “the minimum wage rates for young persons”. Instead, a single rate of £5.38 is now being prescribed and is to be payable regardless of the age of the employee. This new rate is to take effect on 1 January 2016. In order to achieve this sections 11 to 13 of the Ordinance are being repealed, with only section 11 being replaced. The new section 11 will itself prescribe the single minimum wage rather than deferring prescription to subsidiary legislation. It will also mandate a review of the rate at least every 12 months (the intention is that this review form part of annual budget deliberations and that any change in the rate be included in the annual Finance Bill) and will repeat the stipulation in the present section 13(4), i.e. that no change to the minimum wage may take effect until at least 3 months have elapsed since the date the new wage was published in the Gazette.

*Clause 26: Revocation of Minimum Wage (Initial Rates) Order 2013*

In light of the amendments being made to the Minimum Wage Ordinance by clause 25, the Minimum Wage (Initial Rates) Order 2013 will be rendered obsolete and is therefore being revoked. This revocation is to take effect on 1 January 2016.

*Clause 27: Notarial services*

1. Administration of affidavit	£7.40 increased to £10.00
2. Exhibit to an affidavit	£3.70 increased to £4.00
3. Administration of Protests	£100.40 reduced to £100.00
4. Minimum fee in connection with paragraph 3	£31.40 increased to £50.00
5. Preparing and attesting any notarial act in public form	£36.60 reduced to £35.00
6. Preparing and attesting any notarial act in public form	£20.90 increased to £23.00
7. Certification of true copies	
(a) not copied by notary additional cost per page	£14.60 increased to £23.00 £3.70 increased to £4.00
(b) copied by notary additional cost per page	£14.60 increased to £25.00 50p – no change
8. Attending to protest bill of exchange or promissory note	£100.50 increased to £110.00
9. Minimum fee in connection with paragraph 8	£29.90 increased to £50.00
10. New charge: Any other notarial act done by a notary public	£110.00.

*Clause 28: Planning*

Amendment is made to section 117 of the Planning Ordinance to confer power to:

- make regulations imposing fees for any service authorised under the Ordinance to be provided by the Environmental Department to applicants
- by order exempt any person or category of person, either generally or for particular purposes and for a finite or infinite duration, from any fee imposed under the power to impose fees by regulations. The circumstances in which exemptions may be granted are set out in section 117(3)



- by a new subsection (3) to section 117, make the power to grant exemptions under section 117(3) equally applicable to fees imposed by the new regulation 6(4) of the Building Regulations .

*Clause 29: Planning fees*

Based on the above amendment to the Planning Ordinance, the Planning (General) Regulations are amended by the insertion of a new regulation 8 and a new Schedule setting out specific services for which applications may be made under the Planning Ordinance and prescribing corresponding fees to be charged on application. Those fees are set out in Schedule 7 to this Ordinance.

As stated in relation to clause 7, these fees are related to the fees imposed by the new regulation 6(4) of the Building Regulations. Here also for ease of reference, reference is made in the new regulation 8 to the new regulation 6(4) of the Building Regulations.

*Clause 30: Importation of Plants*

1. Permit for private importation	£3.90 increased to £4.00
2. Permit for annual commercial importation	£125.70 increased to £127.60
3. Permit for single commercial importation	£15.10 increased to £15.40

*Clause 31: Postal charges*

The following rates will come into effect on 1 January 2016:-

Airmail Rates to all Countries:

Letter

(c) first 20g	75p increased to 76p
(d) each additional 10g	25p – no change

Small packet & printed paper

(c) first 20g	£1.20 increased to £1.22
(d) each additional	14p – no change

Postcard 65p increased to 66p

Aerogramme 65p increased to 66p

Illustrated Aerogramme 76p increased to 77p

Surface Mail:

Letter

- (d) first 20g 50p increased to 51p
- (e) up to 100g 95p increased to 96p
- (f) each additional 50g 35p – no change

Postcard 40p increased to 41p

Parcel to UK

- (d) first 1kg £12.00 increased to £12.20
- (e) each additional 1kg £5.00 increased to £5.05
- (f) maximum weight 30kg £157.00 increased to £158.65

Inland Mail:

Letter

- (d) first 20g 30p increased to 31p
- (e) up to 100g 47p increased to 48p
- (f) each additional 100g 15p – no change

Small packet and printed paper

- (c) first 70g 25p increased to 26p
- (d) each additional 50g 7p – no change

*Clause 32: Death in service*

The Public Funds Ordinance is amended by adding to section 4 a provision for death in service benefits to be paid out of the Insurance Fund via the Pensions (Old Scheme) Fund.

*Clause 33: Marriages*

Regulation 18 of the Registration of Marriages Regulations is amended to reflect the following fees:

- (a) on giving notice of marriage £60.00 – no change

(b) on grant of Registrar General's licence	£60.00 – no change
(c) for solemnization of a marriage by a Registrar	£30.00 increased to £30.50
(d) for attendance by the Registrar at the solemnisation of a marriage by a person who is not a minister of religion	£30.00 increased to £30.50
(e) any absence exceeding one hour by a Registrar from the Registrar's usual address for either of the purposes mentioned at (c) and (d) (plus the reasonable cost of travel and any necessary overnight accommodation)	£100.00 increased to £101.50 (plus the reasonable cost of travel and any necessary overnight)
(f) on application for a special licence	£200.00 increased to £203.00

*Clause 34: Registration*

1. Certified copy of entry of birth	£10.00 increased to £10.20
2. Certified copy of instrument	£30.00 increased to £30.50
3. Search of register of births, deaths or marriages within ten years (per name per register) of	£40.00 increased to £40.60 (basis of charge changed to proportion hourly rate to be paid for every part hour plus additional photocopying fee)
4. Search of register of births, deaths or marriages; additional year (per name per register)	£3.00 – no change
5. Registration of birth	£10.00 increased to £10.20
6. Registration of a deed poll	£60.00 increased to £61.00
7. Registration of a will	£10.00 increased to £10.20

7. Photocopy of document per page FIG photocopying fee

*Clause 35: Patents*

- |   |   |
|---|---|
| 1. Registration of new patent   | £130.00 increased to<br>£132.00                 |
| 2. Renewal of registration of patent  | £100.00 increased to<br>£101.50                 |
| 3. New fee: subsequent renewals   | for each renewal, £60.00 increased to<br>£61.00 |
| 4. New fee: patent holder's registration<br>of his or her change of name or address | £100.00 increased to<br>£101.50                 |

*Clause 36: Retirement pensions*

The Retirement Pensions Ordinance is amended by the insertion into section 10 of a new subsection (3A), the effect of which is to provide that no person is required to continue to make pension contributions after that person has made or is deemed to have made 2200 weekly contributions. Also, an amendment is made to excuse persons who have made late payments of contributions for particular weeks from interest payments where they earned below the threshold for those weeks. Yet another amendment makes specific provision for persons whose financial year does not end on 31 December and thereby excuses them from interest payments they would have been liable to if liability to interest were strictly determined in accordance with a financial year ending on 31 December.

*Clause 37: Retirement*

- |   |   |
|---|---|
| 1. Weekly retirement pension            | £141.00 increased to<br>£147.00                             |
| 2. Married couple's supplement (weekly) | £80.00 increased to<br>£83.00                               |
| 3. Voluntary overseas contribution rate | £47.00 increased to<br>£49.00<br>(effective 1 January 2016) |
| 4. Resident pension contribution        | £29.00 increased to<br>£29.50<br>(effective 1 January 2016) |
| 5. Weekly earning threshold             | £180.00 increased to<br>£202.00<br>(effective 1 July 2015)  |

£202.00 increased to  
£215.00  
(effective 1 January 2016)

*Clauses 38, 39 and 41: Vehicle duty (tax), licensing and registration, and driver licensing and testing*

1. Replacement licence on endorsement	£11.50 increased to £11.75
2. Registration of vehicle/change of ownership	£21.50 increased to £22.00
3. Driving licence	£29.50 increased to £30.00
4. Driving test fee (practical)	£29.50 increased to £30.00
5. Provisional driving licence	£14.25 increased to £14.50
6. Replacement driving licence	£11.50 increased to £11.75
7. Replacement driving licence (tax disc)	£6.50 increased to £6.60

*Clause 40: Capital allowances*

Part V, Chapter II of the Taxes Ordinance is amended to make provision for a capital allowance of 2% straight line depreciation to be made available in relation to expenditure by businesses on the construction or acquisition of car parks and hard standings. The capital allowance is also available to purchasers of the car parks and hard standings and the value of the car park or hard standing at the time of sale will be determined by the method set out in section 113 of the Taxes Ordinance.

The opportunity has been taken to amend subsection (6A) of section 116 to insert “vehicle” in the list of capital assets in relation to which writing-down allowances are to be made under section 117. Its absence appears to be an oversight, as section 116(1)(a) refers to “any plant, machinery or vehicle ...”. Section 116(1)(a) expressly excludes “ships”, for which a separate writing-down allowance is provided in subsection (6); therefore, without “vehicle” being mentioned in section (6A), it is unclear what the writing-down allowance is or how it is to be determined. The amendment to include “vehicle” resolves this problem.

**LEGISLATIVE ASSEMBLY**

**FRIDAY 5 JUNE 2015**

**MOTIONS**

**Motion Number 5 of 2015 by The Honourable Financial Secretary**

That it is resolved by the Legislative Assembly that under Section 113 of the Customs Ordinance 2003, (No 9 of 2003) that:

(a) The Customs Order (Title 26.1.2) is amended to increase the customs duties payable for tobacco products and alcoholic beverages as follows –

on beer from 32p to 33p per litre;  
on wines from 80p to 81p per litre;  
on fortified wines from 96p to 97p per litre;  
on spirituous beverages from £6.49 to £6.59 per litre;  
on spirits from £11.88 to £12.06 per litre;  
on cigars from £313.56 to £329.24 per kilo;  
on cigarettes from £337.63 to £354.51 per kilo;  
on tobacco from £206.10 to £216.41 per kilo; and

(b) this amendment of the Customs Order comes into force on 5 June 2015.

Proposed by: The Honourable Financial Secretary “I propose the motion as read by the Clerk”

Seconded by: The Honourable Roger Edwards

**LEGISLATIVE ASSEMBLY**

**FRIDAY 5 JUNE 2015**

**MOTION FOR ADJOURNMENT**

**DEPUTY CLERK** "Motion for Adjournment"

**CHIEF EXECUTIVE** Mr Speaker I beg to move that this House stands adjourned sine die"

(Honourable Members may speak to the Motion)

After last Honourable Members has spoken: -

**MR SPEAKER** "The House stands adjourned accordingly". Mr Speaker then departs.