



Jersey

## **CONTROL OF HOUSING AND WORK (FEES) (JERSEY) ORDER 2013**

### **Arrangement**

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#### **Article**

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## CONTROL OF HOUSING AND WORK (FEES) (JERSEY) ORDER 2013

*Made*

*Coming into force*

**THE CHIEF MINISTER**, in pursuance of Articles 3(3), 26(3), 31 and 44 of the Control of Housing and Work (Jersey) Law 2012, orders as follows –

### **1 Interpretation**

(1) In this Order –

“Law” means the Control of Housing and Work (Jersey) Law 2012;

“non-profit undertaking” means any of the following –

- (a) an organization which falls within the definition “non-profit organization” in Article 1 of the Non-Profit Organizations (Jersey) Law 2008 (whether or not it is registered under that Law);
- (b) a States funded body as defined in the Public Finances (Jersey) Law 2005;
- (c) a parish;

“non-resident hawker” means a hawker who –

- (a) is not ordinarily resident in Jersey; or
- (b) does not have any permanent business premises in Jersey;

“non-resident undertaking” means an undertaking where –

- (a) if only one person works for the undertaking, that person is not ordinarily resident in Jersey; or
- (b) if more than one person works for the undertaking, all or the majority of the persons working in or for the undertaking are not ordinarily resident in Jersey;

“Regulations” means the Control of Housing and Work (Residential and Employment Status) (Jersey) Regulations 2013.

(2) In this Order, references to a residential and employment status are to that status as determined in accordance with the Regulations.

**2 Fee to accompany an application for a registration card**

- (1) The fee to accompany an application for a registration card by a person who has Licensed or Registered status is £35 if –
  - (a) prior to the application, the person has never been issued with a registration card; and
  - (b) at any time prior to the date that the Law came into force the person had a social security number given to the person by the Department for Social Security in Jersey (regardless of whether or not the person was an insured person under the Social Security (Jersey) Law 1974 at the time the number was given).
- (2) The fee to accompany an application for a registration card by a person who has Licensed or Registered status is £75 if –
  - (a) prior to the application, the person has never been issued with a registration card; and
  - (b) paragraph (1)(b) does not apply to that person.
- (3) Notwithstanding paragraphs (1) and (2), no fee shall be payable under either of those paragraphs if, at the time of the application, the person has not attained the age of 19 years.
- (4) The fee to accompany an application for a registration card by a person who has been granted Entitled status under Regulation 2(1)(e) of the Regulations is £5,000 if –
  - (a) prior to the application the person has never been granted Entitled status under Regulation 2(1)(e) and issued with a registration card recording Entitled status; and
  - (b) the person was not ordinarily resident in Jersey for a continuous period of 3 months or more immediately before the date that the Law came into force.

**3 Fee to accompany an application for a business licence**

The fee to accompany an application for a business licence by a non-resident undertaking is –

- (a) £1,500, if the application is for the undertaking to operate in Jersey for more than 90 days in any 12 month period; or
- (b) £500, if the application is for the undertaking to operate in Jersey for 90 days or less in any 12 month period.

**4 Fee to accompany an application for a non-resident trading licence or a non-resident hawker's licence**

- (1) The fee to accompany an application for a non-resident trading licence or an application for a hawker's licence where the applicant is a non-resident hawker is £1,000.
- (2) No fee shall be payable under paragraph (1) if the application is by an undertaking which is either or both of the following –
  - (a) a non-profit undertaking; or

- (b) an undertaking which brings cultural benefit to Jersey.

**5 Annual charge in respect of Licensed persons**

- (1) The annual charge for a Licensed person permitted to work in or for an undertaking by the business licence of the undertaking is £175 in respect of each Licensed person.
- (2) The annual charge is payable in respect of each Licensed person permitted by an undertaking's business licence to work for the undertaking on 1st December in any year, regardless of the number of such persons working for the undertaking on that day, and must be paid by 31st January in the following year.
- (3) A charge is not payable under this Article by a non-profit undertaking.

**6 Citation and commencement**

This Order may be cited as the Control of Housing and Work (Fees) (Jersey) Order 2013 and shall come into force on 1st July 2013.

*Signed*.....

*Date*.....

*Chief Minister*

