



Jersey

REGULATION OF CARE (FEES) (JERSEY) ORDER 2022

Official Consolidated Version

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REGULATION OF CARE (FEES) (JERSEY) ORDER 2022

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REGULATION OF CARE (FEES) (JERSEY) ORDER 2022

THE MINISTER FOR THE ENVIRONMENT makes this Order under Article 41 of the [Regulation of Care \(Jersey\) Law 2014](#) –

Commencement [\[see endnotes\]](#)

1 Interpretation

In this Order –

“Law” means the [Regulation of Care \(Jersey\) Law 2014](#);

“service user” has the same definition as in the [Regulation of Care \(Standards and Requirements\) \(Jersey\) Regulations 2018](#).

2 Fees for application for registration as provider or manager

- (1) The Table in this paragraph sets out the fees payable for each application for registration as provider (column 2) or manager (column 3) in respect of a regulated activity specified under Part 2 of Schedule 1 to the Law (column 1).¹

Column 1	Column 2	Column 3
Regulated activity	Fee for provider	Fee for each manager
Adult day care service	£1,275.65 in respect of each premises at which the service is carried on	£301.51
Care home service	£1,739.54 in respect of each premises at which the service is carried on	£301.51
Home care service provided by an individual directly employed by, or personally in receipt of any reward from, the service user	£57.98	£0
Any other home care service	£869.77	£301.51

- (2) The Table in this paragraph sets out the fees payable for each application for registration as provider (column 2) or manager (column 3) in respect of a regulated activity specified under Part 3 of Schedule 1 to the Law (column 1).²

Column 1	Column 2	Column 3
Regulated activity	Fee for provider	Fee for each manager
Adoption service	£1,739.54	£301.51
Children's home service	£1,739.54 in respect of each premises at which the service is carried on	£301.51
Fostering service	£1,739.54	£301.51
Social work service for children and young people	£1,739.54	£301.51
Independent monitoring and review service in respect of looked after children's cases	£1,739.54	£301.51
Child contact centre service	£1,739.54	£301.51
Residential family centre service	£1,739.54 in respect of each premises at which the service is carried on	£301.51
Children and young people's mental health service	£1,739.54	£301.51
Care service in special schools	£1,739.54 in respect of each premises at which the service is carried on	£301.51
Children and family community nursing service	£1,739.54	£301.51

3 Annual fees – care services

- (1) The Table in this paragraph sets out the annual fees (column 3) payable by the categories of providers (column 2) carrying on a regulated activity specified under Part 2 of Schedule 1 to the Law (column 1).³

Column 1	Column 2	Column 3
Regulated activity	Category of provider	Annual fee
Adult day care service	Any size of provider	£92.77 for each service user place that is permitted by the conditions of registration
Care home service	Small provider of a charity care home service	£0

Column 1	Column 2	Column 3
Regulated activity	Category of provider	Annual fee
Care home service	Provider other than small provider of a charity care home service	£185.56 for each bed available to a service user that is permitted by the conditions of registration
Home care service	Individual directly employed by, or personally in receipt of any reward from, the service user	£0 for the year in which the individual is first registered then £57.98 for each subsequent year
Home care service	Small provider	£695.82
Home care service	Medium provider	£1,275.65
Home care service	Medium plus provider	£2,551.33
Home care service	Large provider	£4,870.72

(2) In the Table in paragraph (1) –

- (a) “small provider of a charity care home service” means a provider –
- (i) that is a registered charity as defined in the [Charities \(Jersey\) Law 2014](#),
 - (ii) that has no more than 10 beds in total available for use as part of the care home service,
 - (iii) whose sole activity is the provision of a care home service,
 - (iv) that charges fees to its service users that are no more than the fees that would be charged for long-term care services under the [Long-Term Care \(Health and Social Services Charges\) \(Jersey\) Law 2014](#) for each such service user,
 - (v) that does not charge its service users for any supplementary or top-up services, and
 - (vi) that does not hold any contract for services with, nor receive any form of grant or aid from, any administration of the States of Jersey;
- (b) a home care service that is described as a –
- “small provider” means a provider that provides an aggregate amount of care to all its service users of not more than 112 hours in any week;
- “medium provider” means a provider that provides an aggregate amount of care to all its service users of more than 112 hours but not more than 600 hours in any week;
- “medium plus provider” means a provider that provides an aggregate amount of care to all its service users of more than 600 hours but not more than 2,250 hours in any week;
- “large provider” means a provider that provides an aggregate amount of care to all its service users of more than 2,250 hours in any week.

4 Health or social care services for, or in respect of, children and young people – annual fees where regulated activity carried on by a Minister

- (1) This Article applies where a regulated activity specified under Part 3 of Schedule 1 to the Law is carried on by a Minister.
- (2) The annual fee payable in respect of the regulated activity is 0.9% of the total annual budget allocated to that regulated activity for the 2023 financial year, under the government plan approved by the States in accordance with the [Public Finances \(Jersey\) Law 2019](#) (the “Public Finances Law”).
- (3) In this Article, “financial year” and “government plan” have the definitions given in the Public Finances Law.

5 Health or social care services for, or in respect of, children and young people – annual fees where regulated activity carried on by other providers

- (1) This Article applies where a regulated activity specified under Part 3 of Schedule 1 to the Law is carried on by a provider other than a Minister.
- (2) The Table in this paragraph sets out the annual fees (column 3) payable by the categories of providers (column 2) carrying on a regulated activity specified under Part 3 of Schedule 1 to the Law (column 1).⁴

Column 1	Column 2	Column 3
Regulated activity	Category of provider	Annual fee
Adoption service	Any size of provider	£2,973.27
Children’s home service	Any size of provider	£185.56 for each bed available to a service user that is permitted by the conditions of registration
Fostering service	Any size of provider	£2,973.27
Residential family centre service	Any size of provider	£185.56 for each bed available to a service user that is permitted by the conditions of registration
Care service in special schools	Any size of provider	£92.77 for each service user place that is permitted by the conditions of registration
1. Social work service for children and young people 2. Independent monitoring and review service in respect of looked after children’s cases 3. Child contact centre service other than a small provider of a charitable	Small provider	£695.82

Column 1	Column 2	Column 3
Regulated activity	Category of provider	Annual fee
child contact centre service 4. Children and young people's mental health service		
1. Social work service for children and young people 2. Independent monitoring and review service in respect of looked after children's cases 3. Child contact centre service 4. Children and young people's mental health service	Medium provider	£1,275.65
1. Social work service for children and young people 2. Independent monitoring and review service in respect of looked after children's cases 3. Child contact centre service 4. Children and young people's mental health service	Medium plus provider	£2,551.33
1. Social work service for children and young people 2. Independent monitoring and review service in respect of looked after children's cases 3. Child contact centre service 4. Children and young people's mental health service	Large provider	£4,870.72
Child contact centre service	Small provider of a charitable child contact centre service	£0

Column 1	Column 2	Column 3
Regulated activity	Category of provider	Annual fee
Children and family community nursing service	Small provider	£695.82
Children and family community nursing service	Medium provider	£1,275.65
Children and family community nursing service	Medium plus provider	£2,551.33
Children and family community nursing service	Large provider	£4,870.72

(3) In this Article –

“employee” has the definition given in Article 1A of the [Employment \(Jersey\) Law 2003](#);

“full-time employee” means an employee who works more than 27 hours per week;

“full-time equivalent employee” in relation to an employee who works –

- (a) not more than 9 hours per week, means 0.25 of a full-time employee’s hours per week;
- (b) more than 9 hours but not more than 18 hours per week, means 0.50 of a full-time employee’s hours per week;
- (c) more than 18 hours but not more than 27 hours per week, means 0.75 of a full-time employee’s hours per week;

“small provider of a charitable child contact centre service” means a provider –

- (a) that is a registered charity defined in the [Charities \(Jersey\) Law 2014](#);
- (b) that facilitates contact for not more than 10 children at any one time;
- (c) whose sole activity is the provision of a child contact centre service;
- (d) that does not charge its service users; and
- (e) that does not hold any contract for services with, nor receive any form of grant or aid from, any administration of the States of Jersey.

(4) In relation to the regulated activities numbered 1 to 4 in column 1 of the Table in paragraph (2) –

“small provider” means a provider that employs one to 2 full-time equivalent employees;

“medium provider” means a provider that employs 3 to 5 full-time equivalent employees;

“medium plus provider” means a provider that employs 6 to 10 full-time equivalent employees;

“large provider” means a provider that employs 11 or more full-time equivalent employees.

(5) For the purposes of paragraph (4) the number of employees employed by a provider is the number so employed –

- (a) as at the date of the provider’s application for registration under Article 4 of the Law; or

- (b) as at 31st January each year being the date by which the annual fee must be paid in accordance with Regulation 3 of the [Regulation of Care \(Standards and Requirements\) \(Jersey\) Regulations 2018](#).
- (6) In relation to a children and family community nursing service referred to in column 1 (last 4 entries) of the Table in paragraph (2) –
- “small provider” means a provider that provides an aggregate amount of care to all its service users of not more than 112 hours in any week;
- “medium provider” means a provider that provides an aggregate amount of care to all its service users of more than 112 hours but not more than 600 hours in any week;
- “medium plus provider” means a provider that provides an aggregate amount of care to all its service users of more than 600 hours but not more than 2,250 hours in any week;
- “large provider” means a provider that provides an aggregate amount of care to all its service users of more than 2,250 hours in any week.

6 Annual fees in respect of application for registration on, or after, 1st April

If a provider is registered on, or after, 1st April in any year, the annual fee payable under Article 3, 4 or 5 is as follows –

- (a) where the application is received between 1st April and 30th June, 75% of the fee otherwise payable but for this Article;
- (b) where the application is received between 1st July and 30th September, 50% of the fee otherwise payable but for this Article; and
- (c) where the application is received between 1st October and 31st December, 25% of the fee otherwise payable but for this Article.

7 Other fees payable⁵

The Table in this Article sets out the other fees payable under the Law.

Type of fee	Provision of the Law	Amount of fee
For a copy of each entry in the register of persons registered under the Law	Article 8(3)(b)	£11.60
For the issue of a replacement certificate to a registered provider	Article 8(7)	£11.60
Surcharge for non-payment of annual fee by specified date (31 January)	Article 9(2)	If paid before 1 August in the year in which the annual fee falls due – £347.92 If paid on or after 1 August in the year in which the annual fee falls due – £695.82
For application to vary a condition	Article 17(4)	£34.80

8 ⁶

9 Citation and commencement

This Order may be cited as the Regulation of Care (Fees) (Jersey) Order 2022 and comes into force immediately after the coming into force of the [Regulation of Care \(Standards and Requirements\) \(Amendment\) \(Jersey\) Regulations 2022](#).

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement	Project No (where applicable)
Regulation of Care (Fees) (Jersey) Order 2022	R&O.118/2022	1 January 2023 (R&O.117/2022)	
Regulation of Care (2024 Fees) (Jersey) Order 2023	R&O.117/2023	1 January 2024	
Regulation of Care (2025 Fees) (Jersey) Amendment Order 2024	R&O.63/2024	1 January 2025	

°Projects available at statesassembly.gov.je

Table of Endnote References

¹ Article 2(1)	<i>amended by R&O.117/2023, R&O.63/2024</i>
² Article 2(2)	<i>amended by R&O.117/2023, R&O.63/2024</i>
³ Article 3(1)	<i>amended by R&O.117/2023, R&O.63/2024</i>
⁴ Article 5(2)	<i>amended by R&O.117/2023, R&O.63/2024</i>
⁵ Article 7	<i>amended by R&O.117/2023, R&O.63/2024</i>
⁶ Article 8	<i>spent, omitted</i>