



Jersey

# **EU LEGISLATION (AQUATIC ANIMAL HEALTH – FEES) (JERSEY) ORDER 2016**

## **Official Consolidated Version**

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**EU LEGISLATION (AQUATIC ANIMAL HEALTH –  
FEES) (JERSEY) ORDER 2016**

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## EU LEGISLATION (AQUATIC ANIMAL HEALTH – FEES) (JERSEY) ORDER 2016

**THE MINISTER FOR THE ENVIRONMENT**, in pursuance of Regulation 38 of the [EU Legislation \(Aquatic Animal Health\) \(Jersey\) Regulations 2016](#), orders as follows –

Commencement [[see endnotes](#)]

### 1 Interpretation

In this Order a reference to a Regulation by number only is to the Regulation of that number in the [EU Legislation \(Aquatic Animal Health\) \(Jersey\) Regulations 2016](#).

### 2 Amounts of fees

- (1) The fee payable for an application under Regulation 4 for an authorization is £258.<sup>1</sup>
- (2) Subject to paragraph (5), the fee payable by an operator of an aquaculture production business for an inspection, by way of surveillance falling within Regulation 6(1)(c), is –
  - (a) £112.70, if the surveillance relates solely to fish; or
  - (b) £198.80, if the surveillance relates wholly or partly to molluscs or crustaceans.<sup>2</sup>
- (3) The fee payable for an application under Regulation 7(3)(b) for an amendment of an authorization is £115.<sup>3</sup>
- (4) The fee payable for an application under Regulation 10 for registration is £172.<sup>4</sup>
- (5) If a relevant inspection is carried out by a third party who charges the Minister for that inspection, the fee payable by the relevant operator is an amount equal to the amount so charged.
- (6) For the purpose of paragraph (5) –
  - (a) a relevant inspection is an inspection, test or official examination that falls within Regulation 38(1)(b), including an inspection falling within paragraph (2);
  - (b) a third party is a person who is not –
    - (i) an inspector, or
    - (ii) a States' employee within the meaning of the [Employment of States of Jersey Employees \(Jersey\) Law 2005](#); and

- (c) the relevant operator is the operator of the business, establishment, installation, fishery or other concern in respect of which the relevant inspection was carried out.

### 3 Refund or reduction of fees

- (1) If a fee is paid under Article 2(1), (3) or (4), but the application is withdrawn before its determination, the Minister may refund all or part of that fee.
- (2) A fee payable under Article 2(1) or (2) (an “aquaculture fee”) is to be reduced by any amount paid as a fee under Article 4 of the [Animal Welfare \(Licence Fee\) \(Jersey\) Order 2008](#) (a “welfare fee”) if –
  - (a) the welfare fee is paid at the same time as, or within a year before, the payment of the aquaculture fee; and
  - (b) the welfare fee is, or was, paid on an application for a licence to undertake an activity that is intended to form part of the operation of the aquaculture production business for which the aquaculture fee is paid.
- (3) A fee payable under Article 2(4) (a “registration fee”), for registration of a specialist transport business, is to be reduced by any amount paid as a fee (a “transport fee”) under Article 1(1) or (2) of the [Community Provisions \(Welfare of Animals during Transport\) \(Fees\) \(Jersey\) Order 2014](#), if –
  - (a) the transport fee is paid at the same time as, or within 5 years before, the payment of the registration fee; and
  - (b) the transport fee is, or was, paid on an application for an authorization in relation to an activity that is intended to form part of the operation of the specialist transport business for which the registration fee is paid.
- (4) For the purpose of paragraphs (2) and (3), if the amount by which a fee is to be reduced is greater than that fee, then the effect is merely that no fee is payable, and those paragraphs are not to be construed as requiring any amount to be paid to the person by whom the fee would otherwise have been payable.

### 4 Citation

This Order may be cited as the EU Legislation (Aquatic Animal Health – Fees) (Jersey) Order 2016.

## ENDNOTES

### Table of Legislation History

Legislation	Year and No	Commencement
EU Legislation (Aquatic Animal Health – Fees) (Jersey) Order 2016	<a href="#">R&amp;O.47/2016</a>	26 April 2016
Environment (2017 Fees) (Jersey) Order 2016	<a href="#">R&amp;O.136/2016</a>	1 January 2017
Environment (2018 Fees) (Jersey) Order 2017	<a href="#">R&amp;O.136/2017</a>	1 January 2018
Environment (2019 Fees) (Jersey) Order 2018	<a href="#">R&amp;O.137/2018</a>	1 January 2019
Environment (2020 Fees) (Jersey) Order 2019	<a href="#">R&amp;O.151/2019</a>	1 January 2020
Environment (2021 Fees) (Jersey) Order 2020	<a href="#">R&amp;O.185/2020</a>	1 January 2021
Environment (2022 Fees) (Jersey) Order 2021	<a href="#">R&amp;O.169/2021</a>	1 January 2022
Environment (2023 Animals and Fisheries Fees) (Jersey) Order 2022	<a href="#">R&amp;O.115/2022</a>	1 January 2023
Environment (2024 Animals and Fisheries Fees) (Jersey) Order 2024	<a href="#">R&amp;O.9/2024</a>	1 March 2024
Environment (Animals and Fisheries Fees) (Jersey) Amendment Order 2024	<a href="#">R&amp;O.90/2024</a>	1 January 2025

### Table of Endnote References

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- <sup>1</sup> Article 2(1) *amended by R&O.136/2016, R&O.136/2017, R&O.137/2018, R&O.151/2019, R&O.185/2020, R&O.169/2021, R&O.115/2022, R&O.9/2024, R&O.90/2024*
- <sup>2</sup> Article 2(2) *amended by R&O.136/2016, R&O.136/2017, R&O.137/2018, R&O.151/2019, R&O.185/2020, R&O.169/2021, R&O.115/2022, R&O.9/2024, R&O.90/2024*
- <sup>3</sup> Article 2(3) *amended by R&O.136/2016, R&O.136/2017, R&O.137/2018, R&O.151/2019, R&O.185/2020, R&O.169/2021, R&O.115/2022, R&O.9/2024, R&O.90/2024*
- <sup>4</sup> Article 2(4) *amended by R&O.136/2016, R&O.136/2017, R&O.137/2018, R&O.151/2019, R&O.185/2020, R&O.169/2021, R&O.115/2022, R&O.9/2024, R&O.90/2024*