

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

NO. 2,621 of 18th July 1991

I ASSENT,

ADREW CARTER,

ACTING GOVERNOR.

18th July, 1991.



GIBRALTAR

No. 22 of 1991.

AN ACT to amend the Licensing and Fees Act.

ENACTED by the Legislature of Gibraltar.

Title and commencement.

1. This Act may be cited as the Licensing and Fees (Amendment) Act 1991 and shall come into operation on such day as the Governor may by notice in the Gazette appoint, and different days may be so appointed for different purposes.

Amendment to section 22.

2: Section 22 of the Licensing and Fees Act (hereinafter called "the principal Act") is amended in subsection (1) by omitting the words "appropriate fee prescribed in Schedule 1" and substituting therefor the words "prescribed fee".

Amendment to section 27.

3. Section 27 of the principal Act is amended in subsection (3) by omitting the expression "of £50" and substituting therefor the expression "at level 1 on the standard scale".

GIBRALTAR GAZETTE No. 2,621 of 18th July 1991.

Amendment to section 29A.

4. Section 29A of the principal Act is amended in subsection (6) by omitting the figure "£500" and substituting therefor the expression "level 4 on the standard scale".

Amendment to section 30.

5. Section 30 of the principal Act is amended in subsection (1) by omitting the words "fees specified in Schedule 1" and substituting therefor the words "prescribed fee".

Amendment to section 33.

6. Section 33 of the principal Act is amended by omitting the words "as specified in relation thereto in Schedule 1" and substituting therefor the words "that prescribed in relation to the fees payable therefor".

Amendment to section 34.

7. Section 34 of the principal Act is amended by omitting the words "and the Schedules".

Amendment to section 36.

8. Section 36 of the principal Act is amended by omitting the words "fee in respect thereof set out in Schedule 1" and substituting therefor the words "prescribed fee".

Amendment to section 37.

9. Section 37 of the principal Act is amended by omitting the words "Schedule 2, the fee or charge in respect thereof set out in that Schedule" and substituting therefor the words "the Schedule, the prescribed fee or charge".

Amendment to section 39.

10. Section 39 of the principal Act is amended by omitting the expression "Schedule 2" and substituting therefor the words "the Schedule".

Amendment to section 40.

11. Section 40 of the principal Act is amended by omitting all the words appearing after the word "Gazette", and substituting therefor the words "include such licence, permit certificate, pass or other document in the Schedule, whereupon the provisions of this Act as to the payment of fees and charges will apply thereto".

Amendment to section 41.

12. Section 41 of the principal Act is amended by omitting the expression "of £100" and substituting therefor the expression "at level 2 on the standard scale".

Amendment to section 42.

13. Section 42 of the principal Act is amended by omitting the expression "of £100" and substituting therefor the expression "at level 2 on the standard scale".

Amendment to section 44.

14. Section 44 of the principal Act is amended in subsection (2) by omitting the expression "of £100" and substituting therefor the expression "at level 2 on the standard scale".

Amendment to section 46.

15. Section 46 of the principal Act is amended in subsection (2) by omitting the expression "of £25" and substituting therefor the expression "at level 1 on the standard scale".

Repeal and Replacement of section 52.

16. Section 52 of the principal Act is repealed and replaced by the following section—

"52. Without prejudice to the provisions of section 40, the Governor may by order amend the Schedule and such order shall be laid before the House of Assembly at the meeting thereof next ensuing after such order has been made."

Amendment to Schedule 2.

17. Schedule 2 to the principal Act is amended—

- (a) in the heading thereto by omitting the figure "2";
- (b) by omitting the words "Fees and Charges, Description of Fees and Charges" and substituting therefor the words "Matters in respect of which fees and charges may be prescribed";
- (c) in items 1 and 2, by omitting the right hand column;
- (d) in item 3

GIBRALTAR GAZETTE No. 2,621 of 18th July 1991.

(i) in paragraph 1 by omitting the second column;

(ii) by omitting paragraphs 2, 3, 4, 5, 6, and 7;

(e) in item 4 by omitting the right hand column;

(f) in item 5 by omitting everything after the heading and substituting therefor the following words—

"For the issuing, extending or amending of passports, for checking or forwarding applications for the issue of a passport by an authority of Her Majesty's Government in the United Kingdom, for the granting of visa or entry permits, for the making or forwarding of requests or recommendations to or issuing any certificate, declaration or document which may be required by an authority of Her Majesty's Government in the United Kingdom, a dependency of the United Kingdom or any other country or territory for or in connection with the application for issue or renewal of entry clearance, resident permit, identity card, application for registration on naturalisation or any other certificate or document, or for receiving an application of entry clearance.";

(g) in item ; 6 by omitting the expression "a fee of 25p" and substituting therefor the words "the prescribed fee";

(h) in item 8—

(i) by omitting Part 1 and substituting therefor the following new Part 1--

"PART I-CRANAGE CHARGES

Fees may be prescribed in respect of cranes of various lifting capacities and types and in respect of various locations and times and the fees so prescribed shall be payable on demand to the Captain of the tort or to an officer authorised by him.";

(ii) in Part 2 by omitting paragraph 1 and substituting therefor the following new paragraph—

GIBRALTAR GAZETTE No. 2,621 of 18th July 1991.

"1. The prescribed overtime fees shall be payable for the services of customs staff outside the normal hours of business.";

(iii) in Part 3 by omitting paragraph 1 and substituting therefor the following new paragraph

"1. Charges shall be prescribed for the use of the weighbridge and for the use of other weighing instruments. ";

(iv) in Part 4 by omitting the expression "charge of f3" and substituting therefor the words "prescribed charge";

(v) in Part 5 by omitting the expression "of £3";

(i) in item 9—

(i) in paragraph 1 by omitting everything after the words "Government store" and substituting therefor a fullstop;

(ii) by omitting paragraphs (1A) and (1B);

(iii) in paragraph (3) by inserting after the word "Charges" the word "prescribed";

(iv) in paragraph (4) by omitting the figure "£100" and substituting therefor the words "five times the daily charge in respect of that container";

(v) in paragraph (5) by omitting the figure "£100" and substituting therefor the words "five times the daily charge in respect of that container";

(j) in item 10--

(i) by omitting paragraph 1 and substituting therefor the following new paragraph—

GIBRALTAR GAZETTE No. 2,621 of 18th July 1991.

"Charges may be prescribed in respect of passengers on departure from Gibraltar by civil aircraft and different charges may be so prescribed in relation to

(i) passengers in transit;

(ii) passengers travelling on a flight to a destination within specified distances from Gibraltar in a civil aircraft;

(iii) passengers travelling in a civil aircraft registered according to the law in Gibraltar or the law in the United Kingdom or owned by a company incorporated in Gibraltar.";

(i) in paragraph 2 by omitting everything after the word "ship" and substituting therefor the following words—

"a prescribed fee and different fees may be so prescribed depending on the distance from Gibraltar at which the voyage begins or ends.";

(iii) by omitting in paragraph 5 the expression "of £50" and substituting therefor the expression "at level 1 on the standard scale";

(k) in paragraph 1 of Item 11

(a) by omitting the expression "in section 26(1) of the Prevention of Fraud (Investment) Act, 1958" and substituting therefor the expression "in section 2(1) of the Financial Services Act, 1989";

(b) by omitting the expression "a fee of L1000 per annum" and substituting therefor the words "the prescribed fee".

Repeal of Schedule 1.

18. Schedule 1 of the principal Act is repealed.

Passed by the Gibraltar House of Assembly on the 9th day of July, 1991.

GIBRALTAR GAZETTE No. 2,621 of 18th July 1991.

C. M. COOM

Clerk to the Assembly.