



Jersey

ROAD WORKS (PERMIT FEES) (JERSEY) ORDER 2019

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Contents

Article

1	Interpretation	5
2	Permit Fees	6
3	Application fee for variation of permit	9
4	9
5	Citation and commencement	9

ENDNOTES 10

Table of Legislation History	10
Table of Endnote References	10



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ROAD WORKS (PERMIT FEES) (JERSEY) ORDER 2019

THE MINISTER FOR INFRASTRUCTURE makes this Order under Articles 13(6), 16(4), and 68 of the [Road Works and Events \(Jersey\) Law 2016](#) –

Commencement [[see endnotes](#)]

1 Interpretation

In this Order –

“actual notice date” means the actual date that notice of completion of road works is given to relevant highway authority;

“basic fee” is construed in accordance with Article 2(2), (3) and (4);

“day” includes part of a day;

“duration” means, for the purposes of calculating the basic fee, the number of days starting with the permit start date and ending on the permit end date except, where notice of completion of road works is given after the permit notice deadline, ending on the actual notice date;

“Law” means the [Road Works and Events \(Jersey\) Law 2016](#);

“permit end date” means the latest date specified in a permit on which the road works authorised by the permit must be completed;

“permit notice deadline” is 10.30 a.m. on the date that is the next working day after the permit end date;

“permit start date” means the date specified in a permit on which the road works authorised by the permit may start;

“traffic impact level” means the extent to which road works, in the Minister’s view, impact on normal traffic movement, such level being “very high”, “high”, “medium” or “low”;

“undertaker excavation works” means undertaker works which involve any of the following –

- (a) breaking up or excavating or otherwise disturbing the surface of a road;
- (b) excavating, trenching or otherwise disturbing any sewer, drain or tunnel under a road;
- (c) tunnelling or boring under a road;
- (d) reinstatement or making good works;

“working day” means a day other than –

- (a) a Saturday, a Sunday, Christmas Day, or Good Friday; or
- (b) a day that is a bank holiday or a public holiday under the [Public Holidays and Bank Holidays \(Jersey\) Law 1951](#).

2 Permit Fees

- (1) Subject to paragraph (6), a person who makes an application for a permit under Article 13 of the Law must pay the basic fee.
- (2) The basic fee is the fee specified in column 3 of the table in paragraph (7) or (8), such fee being opposite the duration and traffic impact level of the road works.
- (3) For the purpose of paragraph (2) the fee is specified –
 - (a) in the table in paragraph (7), for all road works authorised by the permit unless, subject to paragraph (4), the road works authorised by the permit include or comprise the use of scaffolding in or on a road;
 - (b) in the table in paragraph (8), if the road works authorised by the permit include or comprise the use of scaffolding, subject to paragraph (4).
- (4) The fee specified in the table in paragraph (7) applies instead of in paragraph (8) where, in relation to scaffolding, the permit only authorises any of the following –
 - (a) the use of mobile scaffolding or a mobile elevated platform;
 - (b) the loading, unloading, placing or removal of scaffolding on or from a road.
- (5) There is added to the basic fee any additional fee required under any of paragraphs (9), (11), (12) and (13) as the case may be.
- (6) If –
 - (a) an application is cancelled before a permit is granted, no fee is payable;
 - (b) if an application is cancelled after a permit has been granted and road works have not started –
 - (i) the fee is £37.80 if –
 - (A) the traffic impact level is low or medium, and
 - (B) the cancellation is made no later than 10.30 a.m. on the last working day before the permit start date,
 - (ii) the fee is the basic fee (disregarding paragraph (5)) if –
 - (A) the traffic impact level is low or medium, and
 - (B) the cancellation is made after 10.30 a.m. on the last working day before the permit start date, or
 - (iii) the fee is the basic fee (disregarding paragraph (5)) if the traffic impact level is high or very high.¹
- (7)

PERMIT FEES (NOT INCLUDING THE USE OF FIXED SCAFFOLDING IN OR ON A ROAD)		
1	2	3
TRAFFIC IMPACT LEVEL	DURATION	FEE
low	3 days or fewer	£43.10
	more than 3 days up to and including 10 days	£64.60
	more than 10 days	£86.30
medium	3 days or fewer	£107.80
	more than 3 days up to and including 10 days	£129.30
	more than 10 days	£150.80
high	3 days or fewer	£172.40
	more than 3 days up to and including 10 days	£193.90
	more than 10 days	£215.40
very high	3 days or fewer	£236.90
	more than 3 days up to and including 10 days	£258.60
	more than 10 days	£280.10 ²

(8)

PERMIT FEES FOR ROAD WORKS COMPRISING OR INCLUDING THE USE OF FIXED SCAFFOLDING IN OR ON A ROAD		
TRAFFIC IMPACT LEVEL	DURATION	FEE
low	30 days or fewer	£43.10
	more than 30 days up to and including 100 days	£64.60
	more than 100 days	£86.30
medium	30 days or fewer	£107.80
	more than 30 days up to and including 100 days	£129.30
	more than 100 days	£150.80
high	30 days or fewer	£172.40

PERMIT FEES FOR ROAD WORKS COMPRISING OR INCLUDING THE USE OF FIXED SCAFFOLDING IN OR ON A ROAD		
TRAFFIC IMPACT LEVEL	DURATION	FEE
	more than 30 days up to and including 100 days	£193.90
	more than 100 days	£215.40
very high	30 days or fewer	£236.90
	more than 30 days up to and including 100 days	£258.60
	more than 100 days	£280.10 ³

- (9) In the case of undertaker excavation works, other than works involving interim reinstatement as referred to in Article 31 of the Law, there is added to the fee –
- (a) £107.80; and
 - (b) £53.90 for each 100m² of area covered by the undertaker excavation works disregarding 50m² of that area.⁴
- (10) In paragraph (9), undertaker excavation works do not include works which comprise, under Article 41 of the Law, making good damage or remedying defects relating to access frame covers.
- (11) In the case of road works subject to a fee in paragraph (8), if the Minister is satisfied that the relevant highway authority incurs additional administration costs by reason of having a system in place to monitor the placement, use and removal of scaffolding, there is added to the fee, for each whole or part of a 30 day period in which all or part of the scaffolding is in place, the fee specified in the table below corresponding to the length of road occupied by the scaffolding for that period.

Length of road occupied by scaffold (measured in meters)	Fee
10 or less	£21.60
more than 10 up to and including 30	£32.30
more than 30 up to and including 100	£43.10
more than 100 up to and including 200	£64.60
more than 200	£86.30 ⁵

- (12) If, in the case of any road works, the duration of road works is calculated with reference to the actual notice date, £37.80 is added to the fee.⁶
- (13) Where there is more than one relevant highway authority in relation to the road works for which a permit is required, only one fee is payable as calculated under this Article, except that where a fee is payable under paragraph (9) that fee is payable to each relevant highway authority.

- (14) A fee is payable in respect of each permit for which a person applies and is calculated with reference to the works authorised by that particular permit (“particular permit works”), regardless of whether further permits are required for the works under Article 13(4) of the Law or for other road works related to the particular permit works.

3 Application fee for variation of permit⁷

The fee for an application under Article 16 of the Law to vary a permit is £37.80.

4 ⁸

5 Citation and commencement

This Order may be cited as the Road Works (Permit Fees) (Jersey) Order 2019 and comes into force on 1st January 2020.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement	°Projet No (where applicable)
Road Works (Permit Fees) (Jersey) Order 2019	R&O.148/2019	1 January 2020	
Road Works (Permit Fees) (Amendment) (Jersey) Order 2021	R&O.166/2021	1 January 2022	

°Projets available at statesassembly.gov.je

Table of Endnote References

¹ Article 2(6)	<i>amended by R&O.166/2021</i>
² Article 2(7)	<i>amended by R&O.166/2021</i>
³ Article 2(8)	<i>amended by R&O.166/2021</i>
⁴ Article 2(9)	<i>amended by R&O.166/2021</i>
⁵ Article 2(11)	<i>amended by R&O.166/2021</i>
⁶ Article 2(12)	<i>amended by R&O.166/2021</i>
⁷ Article 3	<i>amended by R&O.166/2021</i>
⁸ Article 4	<i>spent, omitted</i>