

**THE STATES OF DELIBERATION**  
**of the**  
**ISLAND OF GUERNSEY**

**20<sup>th</sup> March, 2024**

**Proposition No. 2024/7**

**Requête**

**REDUCTION OF MOORING FEES AND REQUIREMENT TO CONSULT IN RESPECT OF FUTURE  
INCREASES**

**AMENDMENT**

Proposed by: Deputy J Le Tocq  
Seconded by: Deputy J Gollop

For Proposition 1, substitute the following:-

- “1A To agree that fees for all mooring categories excluding visitors shall increase by 24.5% for the 12 months from 1<sup>st</sup> April, 2024 and to direct the States’ Trading Supervisory Board to amend, or revoke and replace, the Mooring Charges (Guernsey) Regulations, 2023 accordingly.

OR, IF PROPOSITION 1A IS NOT APPROVED:

- 1B To agree that the increase in fees for all mooring categories excluding visitors for the 12 months from 1<sup>st</sup> April, 2024 shall be capped to a 10% rise, and to direct the States’ Trading Supervisory Board to amend, or revoke and replace, the Mooring Charges (Guernsey) Regulations, 2023 accordingly and to compensate for the associated in-year loss of income of £261,000 through alternative means, including other fee increases, expenditure constraint or the reprioritisation of the capital investment programme.”

### **Rule 4(1) Information**

- a) The proposition contributes to the States' objectives and policy plans by supporting sustainable public finances.
- b) In preparing the proposition there has been consultation with the States' Trading Supervisory Board.
- c) The proposition has been submitted to His Majesty's Procureur for advice on any legal or constitutional implications.
- d) The proposals seek to mitigate the financial effects of the Requête by ensuring there is no net change in the Guernsey Ports' operating position.

### **Explanatory note**

The Mooring Charges (Guernsey) Regulations, 2023 were made by the States' Trading Supervisory Board ("the STSB") in October 2023 and increase mooring fees for the use of St Sampsons and St Peter Port Harbours by between +17% and +45% with effect from 1<sup>st</sup> April, 2024. This fee increase was part of a wider programme of work by the STSB to improve the Ports' operating position.

The approved Guernsey Ports 2024 budget is based on the implementation of these, and wider, fee increases. It should be noted that even with the fee increases, the 2024 Budget is based on Guernsey Ports experiencing a £4.1m cash deficit. Through capping fee increases, the Requête as drafted would create a further in-year cost pressure of £388,000. This amendment therefore proposes two options which would avoid this challenge.

The first, set out in Proposition 1A, requests the States to agree that, with the exception of visitors, mooring fees should increase by 24.5% for the 12 months from 1<sup>st</sup> April, 2024. This removes the variation based on vessel size whilst ensuring the overall income from fees remains at the level accounted for in the preparation of the 2024 Budget.

The second, set out in Proposition 1B, is in line with the original propositions in the Requête and requests the States to agree that the fee increases are capped at 10% but expands the original wording by directing the States' Trading Supervisory Board to take the steps necessary to compensate for the loss of income.

Both Propositions include a direction to the STSB to amend or revoke and replace the 2023 Regulations accordingly.

In both Propositions, visitor fees are excluded and would remain as originally modelled by the STSB. The distinction in the treatment of visitor fees accounts for the difference in the cost pressure of £388,000 as per the original Requête and £261,000 as per Proposition 1B.