STATUTORY INSTRUMENTS

1988 No. 929 (N.I. 8)

The Fees &c (Northern Ireland) Order 1988

- - - - - - *25th May 1988*

Title and commencement

1.—(1) This Order may be cited as the Fees &c (Northern Ireland) Order 1988.

(2) This Order shall come into operation on the expiration of 21 days from the day on which it is made.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954[F1] shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

Annotations:
F1 1954 c. 33 (NI)

Government fees and charges

3.—(1) This Article applies where a Minister of the Crown or Northern Ireland department or any other person has power under a relevant enactment (whenever passed) to require the payment of, or to determine by subordinate legislation the amount of, any fee or charge (however described), which is payable to the Minister or department or to any other person who is required to pay the fee or charge into a Consolidated Fund (whether the obligation is so expressed or is expressed as a requirement to make the payment into an Exchequer).

(2) In the following provisions of this Article, a power falling within paragraph (1) is referred to as a "power to fix a fee" and, in relation to such a power,—

(a) "fee" includes charge;

(b) "the appropriate authority" means—

(i) if the power is exercisable by a Minister of the Crown, that Minister;

(ii) if the power is exercisable by a Northern Ireland department or head of such a department, that department or head;

(iii) in any other case, such Northern Ireland department as the Department of Finance and Personnel may determine; and

(c) "the recipient" means the Minister, department or other person to whom the fee is payable.

(3) In relation to any power to fix a fee, the appropriate authority or any Minister of the Crown or Northern Ireland department with the consent of the appropriate authority may, by order made by