

**2006 No. 604**

**FEES AND CHARGES**

**The Measuring Instruments (EEC Requirements) (Fees)  
(Amendment) Regulations 2006**

<i>Made</i> - - - -	<i>6th March 2006</i>
<i>Laid before Parliament</i>	<i>8th March 2006</i>
<i>Coming into force</i> - -	<i>1st April 2006</i>

The Secretary of State for Trade and Industry, with the consent of the Treasury, in exercise of the powers conferred on him by section 56(1) and (2) of the Finance Act 1973(a), makes the following Regulations:

**Citation and Commencement**

1. These Regulations may be cited as the Measuring Instruments (EEC Requirements) (Fees) (Amendment) Regulations 2006 and shall come into force on 1st April 2006.

**Amendment of the Measuring Instruments (EEC Requirements) (Fees) Regulations 2004**

2. The Measuring Instruments (EEC Requirements) (Fees) Regulations 2004(b) are amended as follows—

(a) after regulation 8 insert the following regulation—

**“Fees relating to the approval of a manufacturer’s quality system and the carrying out of EC surveillance**

**8A.**—(1) The fee payable in connection with the services provided by the Secretary of State in relation to the approval of a manufacturer’s quality system and the carrying out of EC surveillance pursuant to regulations 13 and 15 respectively of the 2000 principal Regulations shall be the sum of—

- (a) the variable fee; and
- (b) the anticipated amount of additional expense, if any, to be incurred by or occasioned to the Secretary of State by reason of employing the assistance of a third party in the relevant approval or surveillance.

(2) The amount of the fee referred to in this regulation shall be due and payable in accordance with regulation 9.”; and

(b) in Schedule 1, for paragraph (a) substitute the following paragraph—

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(a) 1973 c.51.  
(b) S.I. 2004/1300.

“(a) an amount per officer for the time spent in providing the service, calculated in accordance with the following table—

<i>Regulations relating to the relevant service</i>	<i>Grade of Officer</i>	<i>Amount per hour</i>
Regulations 4, 5, 7 and 8	Test Engineer	£75.00
	Approvals Engineer	£95.00
	Manager	£120.00
Regulation 6	Support Officer	£80.00
	Assessor/Manager	£95.00
Regulation 8A	Auditor	£80.00”

3rd March 2006  
We consent

*Sainsbury of Turville*  
Parliamentary Under Secretary of State for Science and Innovation  
Department of Trade and Industry

6th March 2006

*Gillian Merron*  
*Tom Watson*  
Two of the Lords Commissioners of  
Her Majesty’s Treasury

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend the Measuring Instruments (EEC Requirements) (Fees) Regulations 2004 (the principal Regulations), by prescribing the fee to be charged by the Secretary of State for approving a manufacturer's quality system and carrying out EC surveillance under regulations 13 and 15 respectively of the Non-automatic Weighing Instruments Regulations 2000 (S.I.2000/3236).

The Regulations also replace the hourly rate element of the variable fee for all services to which the Regulations apply with a different hourly rate, depending on which service is being performed. The titles of the grades of officers involved have also been amended, to reflect more accurately the nature of their work. Officers of the lowest grade previously listed in paragraph (a) of Schedule 1 to the principal Regulations seldom provided the services, so the practical effect of the changes is that the increase will on average be between £5 and £10 per hour compared with the previous rates, depending on the grade of officer providing the relevant service – in some cases there will be a reduction. The new fees take into account inflation since the last time the fees were amended in 2004 and better reflect the costs which are incurred in the provision of each service.

A regulatory impact assessment has not been produced for this instrument as it has a negligible effect on business. The basis for calculating the variable fee, namely full cost recovery, remains unchanged.

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(Amendment) Regulations 2006**

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