

EXPLANATORY MEMORANDUM TO
THE REGISTRATION OF BIRTHS, DEATHS, MARRIAGES AND CIVIL
PARTNERSHIPS (FEES) REGULATIONS 2016

2016 No. 911

1. Introduction

- 1.1 This explanatory memorandum has been prepared by the Home Office and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

- 2.1 This instrument consolidates civil registration fees which are currently set in a number of different enactments.

3. Matters of special interest to Parliament

- 3.1 None

Other matters of interest to the House of Commons

- 3.2 As this instrument is subject to negative resolution procedure and has not been prayed against, consideration as to whether there are other matters of interest to the House of Commons does not arise at this stage.

4. Legislative Context

- 4.1 The Immigration Act 2016 inserted provisions into the main legislation governing civil registration to allow for regulations to be made to set fees for registration services. This instrument is the first use of these powers.

5. Extent and Territorial Application

- 5.1 The extent of this instrument is England and Wales.
5.2 The territorial application of this instrument is England and Wales.

6. European Convention on Human Rights

- 6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

What is being done and why

- 7.1 Until the enactment of the Immigration Act 2016, civil registration fees were set in a number of different enactments. These regulations consolidate the fees into one instrument under the provisions in the Immigration Act 2016 and will provide greater clarity and transparency on the level of charges for the provision of registration services and make the fees easier to amend in future. This instrument does not increase any of the current fees, nor introduce any new ones.

7.2 These Regulations do not contain separate entries for the fee for applications for certificates made under section 10 of the Savings Banks Act 1887, section 178 of the Factories Act 1961, section 124 of the Social Security Administration Act 1992 and section 564 of the Education Act 1996. Those seeking the fee for such a certificate should look for the entry relating to the certificate of the description that they require for the purpose of their application.

8. Consultation outcome

8.1 As the levels of the fees stated are not being altered and there are no new duties or burdens consultation is not considered appropriate.

9. Guidance

9.1 As the instrument does not make any changes to current charges for registration services, no new guidance is required.

10. Impact

10.1 There is no impact on business, charities or voluntary bodies.

10.2 There is no impact on the public sector.

10.3 An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

11.1 The legislation does not apply to activities that are undertaken by small businesses.

12. Monitoring & review

12.1 The fees will be subject to review during the next financial year.

13. Contact

13.1 Alison Tighe at the General Register Office, part of Her Majesty's Passport Office Telephone: 0151 471 4293 or email: Alison.Tighe@gro.gsi.gov.uk can answer any queries regarding the instrument.