



Saint Lucia GOVERNMENT GAZETTE

EXTRAORDINARY

Vol. 193 • Issue 8 • Tuesday March 26 , 2024

Published under Authority by the National Printing Corporation
Cnr. of Jeremie and Laborie Streets
Castries, Saint Lucia, West Indies

Tel.: (758) 468 2199

Fax : (758) 452 4582

Email : npc@gosl.gov.lc

Website Address : <http://www.slugovprintery.com>

GOVERNMENT NOTICE

The following documents are published with and form part of this *Extraordinary Gazette*:

Statutory Instruments

No. 37 of 2024 — Waste Management (Appointment of Agent for the Solid Waste Management Authority) Notice.

No. 38 of 2024 — Saint Lucia Air and Sea Ports Authority (Seaport Tariff) (Amendment) Regulations.

*Waste Management (Appointment of Agent for the
Solid Waste Management Authority) Notice*

SAINT LUCIA

STATUTORY INSTRUMENT, 2024, No. 37

[26th March, 2024]

In exercise of the power conferred under section 3(2) of the Waste Management Act, Cap. 6.05, the Minister responsible for finance makes this Notice:

Citation

1. This Notice may be cited as the Waste Management (Appointment of Agent for the Solid Waste Management Authority) Notice, 2024.

Appointment of agent

2. GPH (St. Lucia) Limited is appointed as the agent of the Solid Waste Management Authority.

Responsibility of agent

3. GPH (St. Lucia) Limited appointed as agent of the Solid Waste Management Authority under section 2 is responsible for —

- (a) collecting the environmental levy under paragraph 23(2) of Schedule 3 of the Waste Management Act, Cap. 6.05; and
- (b) paying over the environmental levy to the Solid Waste Management Authority under paragraph 23(5) of Schedule 3 of the Waste Management Act, Cap. 6.05.

Made this 25th day of March, 2024.

PHILIP J. PIERRE,
Minister responsible for finance.

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

SAINT LUCIA

STATUTORY INSTRUMENT, 2024, No. 38

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation
2. Interpretation
3. Amendment of regulation 2
4. Amendment of regulation 3
5. Amendment of Schedule 2
6. Amendment of Schedule 3
7. Amendment of Schedule 6
8. Amendment of Schedule 9

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

SAINT LUCIA

STATUTORY INSTRUMENT, 2024, No. 38

[26th March, 2024]

In exercise of the power conferred under section 73(1)(j) of the Saint Lucia Air and Sea Ports Authority Act, Cap. 8.13, the Minister responsible for finance, on the recommendation of the Authority, makes these Regulations:

Citation

1. These Regulations may be cited as the Saint Lucia Air and Sea Ports Authority (Seaport Tariff) (Amendment) Regulations, 2024.

Interpretation

2. In these Regulations, “principal Regulations” means the Saint Lucia Air and Sea Ports Authority (Seaport Tariff) Regulations, Cap. 8.13.

Amendment of regulation 2

3. Regulation 2 of the principal Regulations is amended by —

(a) inserting in the correct alphabetical sequence the following definitions —

““collector of the Authority” in relation to the collection of passenger dues, means GPH (St. Lucia) Limited;

“cruise line” —

(a) means a cruise ship or an agent of a cruise ship using a port;

(b) includes a ship or vessel specified under an agreement made between the collector of the Authority and the Authority;

“in-transit passenger fee” means the in-transit passenger fee specified under paragraph 7(2) of Schedule 3;

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

“passenger dues” means the passenger dues specified under paragraph 6 of Schedule 3;

“services” —

- (a) means a service to be provided by the collector of the Authority on an exclusive basis;
- (b) includes —
 - (i) terminal services, including landing,
 - (ii) berthing services, excluding tug and pilotage;
 - (iii) mooring services,
 - (iv) security services in respect of the users of a port subject to and in consultation with the Port Police and Authority for the borders and manning the entrance gates,
 - (v) scanning services,
 - (vi) stevedoring services,
 - (vii) luggage services,
 - (viii) water provision,
 - (ix) garbage collection and waste disposal,
 - (x) electricity provision,
 - (xi) cleaning services,
 - (xii) tendering services for cruise lines and ferries, yachts and mega yachts at a port,
 - (xiii) retail services, including food and beverage, duty free, rental of retail space, hospitality and advertising,
 - (xiv) organization and management of all parking facilities within a port,
 - (xv) ferry terminal operation and management services,

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

(xvi) other services at a port as may be introduced by the collector of the Authority in consultation with the Authority;

“US CPI” means US city average, all urban consumers, non-seasonally adjusted US Consumer Price Index, which is a set of consumer price indices calculated and published by the United States Bureau of Labour Statistics.”;

(b) deleting the definition of the word “port” and by replacing the following —

“ “port” —

(a) in relation to an agreement between the collector of the Authority and the Authority, means a port specified under the agreement made between the collector of the Authority and the Authority unless otherwise specified in these Regulations;

(b) in any other case, means the Seaport of Castries or the Seaport of Vieux-Fort;”.

Replacement of regulation 3

4. The principal Regulations are amended by deleting regulation 3 and by replacing the following —

“Fixing of Dues and Charges

3.—(1) The dues and charges to be paid to and collected by the Authority are set out in Schedules 3, 4, 5, 6, 7, 8 and 9 and are subject to the conditions specified in Schedule 1 and Schedule 9.

(2) The dues and charges to be collected by and paid to the collector of the Authority who is authorized to keep such dues and charges subject to the terms of an agreement between the collector of the Authority and the Authority, are set out under —

(a) paragraph 6(1) of Schedule 2;

(b) paragraph 6(1) and 7(1) of Schedule 3.

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

- (3) Subject to an agreement between the collector of the Authority and the Authority, the collector of the Authority may charge, keep and collect other dues or charges to be paid in respect of a matter not included in this regulation in respect of the charges or other fees permitted to be charged by or on behalf of the collector of the Authority for services.
- (4) The collector of the Authority may where the circumstance is unusual or exceptional make an adjustment or change to the dues or charges under subparagraph (3).”.

Amendment of Schedule 2

5. Schedule 2 of the principal Regulations is amended by deleting paragraph 6 and by replacing the following —

“Running Lines Charge

6.—(1) The charge for running lines are —

0800 hrs.–16.00 hrs	Any Other Time
Monday—Friday	
(a) ships under 100 GRT ..\$15	\$30
(b) 100 GRT–500 GRT ..\$20	\$40
(c) 501 GRT–5,000 GRT..\$40	\$80
(d) over 5,000 GRT ..\$80	\$160.

(2) The charge of running lines under subparagraph (1) shall be paid —

- (a) in the case of a cruise line calling at the Seaport of Castries or Soufriere, private yacht, charter yacht and ferries excluding regional ferries if Berth 6 at the Seaport of Castries is used and the services are not used, to the collector of the Authority;
- (b) in the case of a ship other than a cruise line, private yacht, charter yacht and ferries, excluding regional ferries if Berth 6 at the Seaport of Castries is used and the services are not used, to the Authority.”.

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

Amendment of Schedule 3

- 6.** Schedule 3 of the principal Regulations is amended by —
- (a) deleting paragraph 6 and by replacing the following —
- “Passenger Dues**
- 6.—**(1) A cruise line using the Seaport of Castries shall, pay for each passenger embarking or disembarking, passenger dues.
- (2) The passenger dues under subparagraph (1) are —
- (a) until the 31st day of December, 2024 - \$15.00;
- (b) from the 1st day of January, 2025 to the 31st day of December, 2025 - USD10.00;
- (c) from the 1st day of January, 2026 —
- (i) the passenger dues in effect prior to the 1st day of January 2026, and
- (ii) an increase in the US CPI or total compound increase in US CPI since the date of the last increase.
- (3) An increase in the US CPI under subparagraph (2)(c)(ii) must not exceed five per cent for a one-year period unless otherwise approved by the Minister.
- (4) A ship other than a cruise line using a port shall pay for each passenger embarking or disembarking the ship, passenger dues of \$15.00 per passenger.
- (5) Passenger dues shall be paid —
- (a) in the case of a cruise line, to the collector of the Authority;
- (b) in the case of a ship other than a cruise line, to the Authority.”;

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

(b) deleting paragraph 7 and by replacing the following —

“In-Transit Passenger Fee

7.—(1) A cruise line calling at the Seaport of Castries or Soufriere that in transit anchors off shore shall pay an in-transit passenger fee.

(2) The in-transit passenger fee under subparagraph (1) is —

(a) until the 31st day of December, 2024 - USD5.00;

(b) from the 1st day of January, 2025 to the 31st day of December, 2025 - USD10.00;

(c) from the 1st day of January, 2026 —

(i) the in-transit passenger fee in effect prior to the 1st day of January 2026, and

(ii) an increase in the US CPI or the total compound increase in the US CPI since the date of the last increase.

(3) An increase in the US CPI under subparagraph (2)(c)(ii) must not exceed five per cent for a one-year period unless otherwise approved by the Minister.

(4) A ship other than a cruise line at the Seaport of Castries or Soufriere that in transit anchors offshore shall pay an in-transit passenger fee for each passenger on board of USD5.00 per passenger.

(5) An in-transit passenger fee shall be paid —

(a) in the case of a cruise line, to the collector of the Authority;

(b) in the case of a ship other than a cruise line, to the Authority.”.

Amendment of Schedule 6

7. Schedule 6 of the principal Regulations is amended by deleting paragraph 1 and by replacing the following —

*Saint Lucia Air and Sea Ports Authority
(Seaport Tariff) (Amendment) Regulations*

“1. General

The Authority shall undertake all stevedoring for ships, except for cruise lines, private yachts and charter yachts, in a port but in special circumstances the General Manager may allow ships, except for cruise ships, private yachts and charter yachts to carry out their own stevedoring subject to such conditions as the General Manager applies.”.

Amendment of Schedule 9

8. Schedule 9 of the principal Regulations is amended by inserting immediately after paragraph 5 the following new paragraph 6 —

“6. Waiver of the in-transit passenger fee

The General Manager of the Authority may waive the in-transit passenger fee payable by a ship other than a cruise line under paragraph 7(2) of Schedule 3.”.

Made this 25th day of March, 2024.

PHILIP J. PIERRE,
Minister responsible for finance.