

1988 - No. 27

The Social Insurance (Classification)(Amendment)  
(Guernsey) Regulations, 1988

Made ... .. 4th October, 1988

Laid before the States ... ..

Coming into operation ... .. 1st January, 1989

THE STATES INSURANCE AUTHORITY, in exercise of the powers conferred upon it by section 1 of the Social Insurance (Guernsey) Law, 1978, as amended<sup>(a)</sup>, hereby orders:-

Amendment of the Schedules to the principal Regulations

1. The Social Insurance (Classification)(Guernsey) Regulations, 1978, as amended<sup>(b)</sup>, (hereinafter referred to as the "principal Regulations") are hereby further amended as follows:-

- (a) immediately after the entries relating to paragraph 4 in each of the columns of Part I of the First Schedule thereto there are inserted respectively the entries in each of the columns of the First Schedule to these Regulations;
- (b) immediately after the entries relating to paragraph 3 in each of the columns of the Third Schedule thereto there are inserted respectively the entries in each of the columns of the Second Schedule to these Regulations.

2. Part III of the First Schedule to the principal Regulations is hereby amended as follows:-

- (a) in paragraph 8(a) of Column (A) thereof the words "twenty pounds" are repealed and the words "twenty-one pounds" are substituted therefor;
- (b) in paragraph 8(b) of Column (A) thereof the words "eighty-six pounds and sixty-seven pence" are repealed and the words "ninety-one pounds" are substituted therefor.

- 
- (a) Ordres en Conseil Vol.XXVI, p.292; Vol.XXVII, pp. 238, 307 and 392; No.IV of 1985; No.III of 1986 and No.XXXI of 1986.
  - (b) S.I.1978 No.32; S.I.1979 Nos.5 and 28; S.I.1987 No.30.

Repeal

3. The Social Insurance (Classification) (Amendment) (Guernsey) Regulations, 1987<sup>(c)</sup>, are hereby repealed.

Extent

4. These Regulations shall have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

Citation

5. These Regulations may be cited as the Social Insurance (Classification) (Amendment) (Guernsey) Regulations, 1988.

Collective Title

6. These Regulations and the Social Insurance (Classification) (Guernsey) Regulations, 1978 to 1979, may be cited together as the Social Insurance (Classification) (Guernsey) Regulations, 1978 to 1988.

Commencement

7. These Regulations shall come into force on the 1st day of January, 1989.

Dated this 4th day of October 1988.



Vice-President of the States Insurance Authority  
for and on behalf of the Authority

---

(c) S.I. 1987 No.30.

RG2AAQ

FIRST SCHEDULE

Regulation 1(a)

" 4A. Employment by any one employer in the building or construction industry in respect of which manual labour is personally performed by a person, notwithstanding that any such employment is not employment under a contract of service.

4A. None

"

SECOND SCHEDULE

Regulation 1(b)

"4. Employment by any one employer in the building or construction industry in respect of which manual labour is personally performed by a person, notwithstanding that any such employment is not employment under a contract of service.

4(a) Where the person employed is supplied by some third person and receives his remuneration from that third person that third person;

(b) Where a person acts as spokesman for, negotiator or paymaster for two or more persons acting in concert offering themselves to carry out any type of work or functions in the building and construction industry, that person;

(c) In any other case, the person with whom the person employed contracted to do the work other than where the contract entered into was a contract for services between the owner or occupier of a dwelling and the contract was for work to be carried out on that dwelling or within its environs.

"

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

Regulation 1 of these Regulations amends the Social Insurance (Classification) (Guernsey) Regulations, 1978, so that persons, in the building or construction industries, who offer personal labour only may be treated as employed persons notwithstanding that they are not employed under a contract of service and defines the persons who shall be treated as the employers of such persons.

Regulation 2 of these Regulations amends the principal Regulations so as to provide that an insured person who is employed under a contract of service from which he derives weekly earnings of less than twenty-one pounds or monthly earnings of less than ninety-one pounds shall be treated as a non-employed person.