
GUERNSEY STATUTORY INSTRUMENT

1995 - No. 27

**The Social Insurance (Residence and
Persons Abroad) (Amendment) (No. 2) (Guernsey)
Regulations, 1995**

Made 29th September, 1995

Laid before the States

Coming into operation 6th November, 1995

The **Guernsey Social Security Authority**, in exercise of the powers conferred upon it by section 15 of the Social Insurance (Guernsey) Law, 1978, as amended(a), hereby orders:-

Amendment

1. Regulation 4 of the Social Insurance (Residence and Persons Abroad) (Guernsey) Regulations, 1978, as amended(b), is hereby repealed and the following Regulation substituted therefor:-

" Class 2 and Class 3 contributions in respect of periods outside Guernsey

4. (1) Where an insured person is throughout any contribution week outside Guernsey and is not in that week an employed person, he shall not be liable to pay any Class 2 or Class 3 contributions for that week:

Provided that this paragraph shall not apply to a share fisherman as respects any week throughout which he is outside Guernsey in connection with his employment as a share fisherman.

(2) Notwithstanding paragraph (1) of this regulation, any such person, being ordinarily resident in Guernsey, shall be deemed to be present in Guernsey during any period of absence not exceeding four complete contribution weeks.

(a) Ordres en Conseil Vol. XXVI, p. 292; Vol. XXVII, pp. 238, 307 and 392; Vol. XXIX, pp. 24, 148 and 422; No. V of 1990; Nos. V and XII of 1993; Ordinance No. XIV of 1993, Ordre en Conseil No. V of 1994, Ordre en Conseil No. VI of 1995.

(b) S.I. 1978 No. 25, S.I. 1986 No. 35., S.I. 1995 No. 5.

(3) Any person ordinarily resident in Guernsey who is not liable to pay a contribution in accordance with paragraphs (1) and (2) of this regulation shall be entitled to pay a contribution of the appropriate class, if he so desires, in accordance with subsection (3) of section 6 or section 8 of the Law, as the case may be:

Provided that such contributions shall be payable only in respect of one complete contribution year in any continuous period of absence.

(4) An insured person who is not ordinarily resident in Guernsey or who is not entitled to pay a Class 2 or Class 3 contribution by virtue of paragraph (3) of this regulation shall be entitled to pay a Class 3 contribution, or, if he so desires and is gainfully occupied in that week, a Class 2 contribution at the rate prescribed for non-residents, in accordance with subsection (2) of section (6) or section (8) of the Law, as the case may be, on condition that not less than 156 contributions of any class have been paid by him since his entry into insurance.

(5) Any contribution which a person is entitled to pay under this regulation may be paid not later than the end of the sixth contribution year following the contribution year which includes the contribution week in respect of which it is payable.

(6) This regulation shall not apply to a person to whom the provisions of sub-paragraph (b) of paragraph (2) of regulation three of these regulations are applicable."

Citation

2. These Regulations may be cited as the Social Insurance (Residence and Persons Abroad) (Amendment) (No. 2) (Guernsey) Regulations, 1995.

Commencement

3. These Regulations shall come into force on the 1st day of January, 1996.

Dated this 29th day of September, 1995.



L. C. MORGAN,
President of the Guernsey Social Security Authority,
for and on behalf of the Authority.

EXPLANATORY NOTE

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

These Regulations repeal and substitute Regulation 4, extending the former provisions to provide that earnings-related Class 2 and income-related or Class 3 Social Insurance contributions may continue to be paid by Guernsey residents who are out of the Island for up to a complete contribution year, also that the payment of such contributions is compulsory for each week of absence where a period of absence from Guernsey lasts no more than four weeks.