

S

1988 - No. 28
The Social Insurance (Increase of Benefit)
(Guernsey) Regulations, 1988

Made 4th October, 1988
Laid before the States
Coming into operation 7th November, 1988

THE STATES INSURANCE AUTHORITY, in exercise of the powers conferred upon it by section 27, section 39, and section 50 of the Social Insurance (Guernsey) Law, 1978, as amended^(a), and by Part II of the Fourth Schedule to that Law, hereby orders:-

Interpretation

1. (1) In these Regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:-

"the Law" means the Social Insurance (Guernsey) Law, 1978;

"the relevant day" means the 7th day of November, 1988;

and any other expressions have the same meanings as in the Law.

(2) Except where the context otherwise requires, any reference in these Regulations to any enactment or regulations shall be construed as including a reference to that enactment or those regulations, as the case may be, as amended, repealed, replaced or revoked by or under any other enactment or by any other regulations.

(3) The Interpretation (Guernsey) Law 1948^(b), shall apply to the interpretation of these Regulations as it applies to the interpretation of a Guernsey enactment.

(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) Ordres en Conseil Vol. XIII, p.355.

Higher rates of widow's benefit and old age pension payable at reduced rates owing to partial satisfaction of contribution conditions

2. The Schedule to the Social Insurance (Widow's Benefit and Old Age Pensions) (Guernsey) Regulations, 1978^(c), is hereby repealed and the Schedule set out in the First Schedule to these Regulations is hereby substituted therefor.

Higher rates of sickness benefit and invalidity benefit payable at reduced rates owing to partial satisfaction of contribution conditions

3. (1) The Second Schedule to the Social Insurance (Unemployment, Sickness and Invalidity Benefit) (Guernsey) Regulations, 1978^(d), is hereby repealed and the Schedule set out in the Second Schedule to these Regulations is hereby substituted therefor.

(2) The Third Schedule to the Social Insurance (Unemployment, Sickness and Invalidity Benefit) (Guernsey) Regulations, 1978^(d), is hereby repealed and the Schedule set out in the Third Schedule to these Regulations is hereby substituted therefor.

Higher rates of unemployment benefit payable at reduced rates owing to partial satisfaction of contribution conditions

4. The Fifth Schedule to the Social Insurance (Unemployment, Sickness and Invalidity Benefit) (Guernsey) Regulations, 1978^(d), is hereby repealed and the Schedule set out in the Fourth Schedule to these Regulations is hereby substituted therefor.

Higher rates of maternity allowance payable at reduced rates owing to partial satisfaction of contribution conditions

5. The First Schedule to the Social Insurance (Benefits) (Miscellaneous Provisions) (Guernsey) Regulations, 1978^(e), is hereby repealed and the Schedule set out in the Fifth Schedule to these Regulations is hereby substituted therefor.

(c) S.I. 1978 No. 24.

(d) S.I. 1978 No. 29; S.I. 1979 No.12; S.I.1981 Nos.10 and 30; S.I. 1982 No.9; S.I.1984 No.20.

(e) S.I. 1978 No. 21; S.I. 1980 No. 26; S.I.1985 No.15.

Transitional provisions regarding the payment of the increased amount of maternity grant

6. Where a woman has become entitled to a maternity grant (whether payment has been made or not) before the relevant day and her confinement occurs on or after that day, or, as the case may be, her pregnancy is otherwise terminated on or after that day, she shall be entitled to a maternity grant at the rate specified in Part III of the Schedule to the Social Insurance (Rates of Contributions and Benefits, etc.)(Guernsey) Ordinance, 1988^(f).

Higher amounts of death grant payable at reduced amounts owing to partial satisfaction of contribution conditions

7. The Second Schedule to the Social Insurance (Benefits) (Miscellaneous Provisions) (Guernsey) Regulations, 1978^(g), is hereby repealed and the Schedule set out in the Sixth Schedule to these Regulations is hereby substituted therefor.

Higher rates of increase of industrial disablement benefit under section 50 of the Law where constant attendance is required

8. The Second Schedule to the Social Insurance (Industrial Injuries Benefits) (Guernsey) Regulations, 1978^(h), is hereby repealed and the Schedule set out in the Seventh Schedule to these Regulations is hereby substituted therefor.

Amendments to Social Insurance (Benefits) (Transitional Provisions) (Guernsey) Regulations, 1978

9. The Social Insurance (Benefits) (Transitional Provisions) (Guernsey) Regulations, 1978⁽ⁱ⁾, are hereby further amended as follows:-

- (a) in Regulation 19 (2)(a) thereof, the words "seventeen pounds" are repealed and the words "twenty pounds" are substituted therefor;
- (b) in Regulation 19 (2)(b) thereof, the words "twenty-six pounds" are repealed and the words "thirty pounds" are substituted therefor.

(f) Ordinance No. . of 1988.

(g) S.I.1978 No.21; S.I.1980 No.26; S.I.1985 No.15.

(h) S.I.1978 No.31.

(i) S.I.1978 No.30; S.I.1979 No.13.

Amendment to Social Insurance (Unemployment, Sickness and Invalidity Benefit) (Guernsey) Regulations, 1978

10. Regulation 6 (1)(f) of the Social Insurance (Unemployment, Sickness and Invalidity Benefit) (Guernsey) Regulations, 1978^(j), shall have effect, on or after the 1st day of January, 1989, as if for the words "twenty pounds" therein there were substituted the words "twenty-one pounds".

Repeal

11. The Social Insurance (Increase of Benefit) (Guernsey) Regulations, 1987^(k), are hereby repealed.

Extent

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

Citation

13. These Regulations may be cited as the Social Insurance (Increase of Benefit) (Guernsey) Regulations, 1988.

Commencement

14. These Regulations shall come into force on the 7th day of November, 1988.

Dated this 4th day of October 1988.



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

(j) S.I.1978 No.29; S.I.1979 No.12; S.I.1981 Nos.10 and 30;
S.I.1982 No.9; S.I.1984 No.20.

(k) S.I. 1987 No.32.

FIRST SCHEDULE

"

SCHEDULE

Regulation 6

Showing reduced rates of widow's benefit and old age pension and of increase of old age pension in respect of an adult dependant.

(1)	(2)	(3)	(4)
Yearly average of reckonable contributions paid or credited	Widow's Allowance	Widow's pension, widowed mother's allowance, and old age pension	
	Full weekly rate of pension or allowance		
	£79.00	£57.00	£35.00
	Reduced rate at which pension or allowance is payable		
48-49	£76.75	£55.25	£34.00
46-47	£73.50	£53.00	£32.50
43-45	£69.50	£50.25	£30.75
40-42	£64.75	£46.75	£28.75
37-39	£60.00	£43.25	£26.50
34-36	£55.25	£40.00	£24.50
30-33	£49.75	£36.00	£22.00
26-29	£43.50	£31.25	£19.25
22-25	£37.25	£26.75	£16.50
18-21	£30.75	£22.25	£13.50
14-17	£24.50	£17.75	£10.75
10-13	£18.25	£13.00	£ 8.00

"

SECOND SCHEDULE

SECOND SCHEDULE

Regulation 12

Showing reduced rates of sickness benefit and of increase of benefit in respect of adult dependants

(1)	(2)	(3)
Number of reckonable contributions paid or credited in the relevant contribution year.	Full weekly rate of benefit applicable under the Social Insurance (Rates of Contributions and Benefits, etc.) (Guernsey) Ordinance, 1988	
	£42.00	£26.00
	Reduced rate at which benefit is payable	
48-49	£40.75	£25.25
46-47	£39.00	£24.25
43-45	£37.00	£23.00
40-42	£34.50	£21.25
37-39	£32.00	£19.75
34-36	£29.50	£18.25
30-33	£26.50	£16.50
26-29	£23.00	£14.25

"

"

THIRD SCHEDULE

Regulation 12

Showing reduced rates of invalidity benefit and of increase of benefit in respect of adult dependants

(1)	(2)	(3)
Number of reckonable contributions paid or credited in the relevant contribution year.	Full weekly rate of benefit applicable under the Social Insurance (Rates of Contributions and Benefits, etc.) (Guernsey) Ordinance, 1988	
	£48.00	£29.00
	Reduced rate at which benefit is payable	
48-49	£46.50	£28.25
46-47	£44.75	£27.00
43-45	£42.25	£25.50
40-42	£39.25	£23.75
37-39	£36.50	£22.00
34-36	£33.50	£20.25
30-33	£30.25	£18.25
26-29	£26.50	£16.00

"

FOURTH SCHEDULE

"

FIFTH SCHEDULE

Regulation 12

Showing reduced rates of unemployment benefit and of increase of benefit in respect of adult dependants

(1)	(2)	(3)
Number of reckonable contributions paid or credited in the relevant contribution year.	Full weekly rate of benefit applicable under the Social Insurance (Rates of Contributions and Benefits, etc.) (Guernsey) Ordinance, 1988	
	£42.00	£26.00
	Reduced rate at which benefit is payable	
48-49	£40.75	£25.25
46-47	£39.00	£24.25
43-45	£37.00	£23.00
40-42	£34.50	£21.25
37-39	£32.00	£19.75
34-36	£29.50	£18.25
30-33	£26.50	£16.50
26-29	£23.00	£14.25

" FIRST SCHEDULE Regulation 9

Weekly rates of maternity allowance in cases of partial satisfaction of contribution conditions

Numbers including the number of reckonable contributions paid or credited in respect of the relevant period	Weekly rate	
	Of maternity allowance without increase	Of increase in respect of adult dependant
48-49	£40.75	£25.25
46-47	£39.00	£24.25
43-45	£37.00	£23.00
40-42	£34.50	£21.25
37-39	£32.00	£19.75
34-36	£29.50	£18.25
30-33	£26.50	£16.50
26-29	£23.00	£14.25

"

"

SECOND SCHEDULE

Regulation 13

Reduced amount of death grant payable where contribution conditions are not fully satisfied

(1)	(2)	(3)	(4)	(5)
Yearly average of reckonable contributions paid or credited	The age of the deceased at death			
	Over 18	Between 6 and 18	Between 3 and 6	Under 3
	Full amount of death grant payable under the Social Insurance (Rates of Contributions and Benefits, etc.) (Guernsey) Ordinance, 1988			
	£186.00	£139.50	£ 93.00	£56.00
	Reduced amount of death grant payable			
30-44	£139.50	£104.65	£ 69.75	£42.00
10-29	£ 93.00	£ 69.75	£ 46.50	£28.00

"

"

SECOND SCHEDULE

Regulation 7

Rates of increase of industrial disablement benefit under section 50 of the Law where constant attendance is required

Description of case (1)	Rate of increase (2)
1. Where beneficiary is dependent to a substantial extent on constant attendance	1. £24.00
2. Where beneficiary is dependent to a substantial extent on constant attendance and where attendance required is greater by reason of exceptionally severe disablement	2. £36.00
3. Where beneficiary is entirely or almost entirely dependent on constant attendance	3. £48.00

"

EXPLANATORY NOTE

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

These Regulations increase the reduced rates of widow's benefits, old age pension, unemployment benefit, sickness benefit, invalidity benefit and maternity allowance payable under the Social Insurance (Guernsey) Law, 1978, in order to bring them into correspondence with the higher standard rates of such benefits approved by the States on the 30th June 1988 (Regulations 2, 3, 4 and 5); increase the reduced amounts of death grant payable under that Law in order to bring them into correspondence with the higher standard amount of death grant approved by the States as aforesaid (Regulation 7); and revise the rates of increase of industrial disablement benefit where constant attendance is required (Regulation 8). The remaining provisions of these Regulations effect minor consequential and other amendments.