

# ORDER IN COUNCIL

ratifying a Projet de Loi

II  
1984

ENTITLED

## **The Attendance and Invalid Care Allowances (Guernsey) Law, 1984**

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(Registered on the Records of the Island of Guernsey  
on the 6th day of March, 1984.)

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1984

# ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 6th day of March, 1984 before Graham Martyn Dorey, Esquire, Deputy Bailiff; present:— Albert Richard McCartney Straw, Esquire, Lionel Walter Sarre, Esquire, M.B.E., K.P.M., Donald Pescott Plummer, Esquire, Sydney Haydn Heard, Esquire, M.B.E., Brian Ernest Herbert Joy, Esquire, Charles Henry Hodder, Esquire, O.B.E., Harry Wilson Bisson, Herbert Nicolle Machon, James de Sausmarez Carey, John Christopher Bulstrode and Stanley Walter John Jehan, Esquires, Jurats.*

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 8th day of February, 1984 ratifying a *Projet de Loi* of the States of Guernsey entitled “The Attendance and Invalid Care Allowances (Guernsey) Law, 1984”, the Court, after the reading of the said Order in Council and after having heard Her Majesty’s Procureur thereon, ordered that the said Order in Council be registered on the records of this Island and that an extract of this present Act, together with a copy of the said Order in Council be sent by Her Majesty’s Greffier to the Clerk of the Court of Alderney and to the Seneschal of Sark for registration on the records of those Islands respectively, of which Order in Council the tenor followeth:—

## At the Court at Buckingham Palace

The 8th day of February 1984

PRESENT,

### The Queen's Most Excellent Majesty in Council

WHEREAS there was this day read at the Board a Report from the Right Honourable the Lords of the Committee of Council for the Affairs of Guernsey and Jersey dated the 13th day of January 1984 in the words following, viz.:—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 22nd day of February 1952, to refer unto this Committee the humble Petition of the States of the Island of Guernsey setting forth:—

‘1. That, in pursuance of their Resolution of the 26th day of January 1983, the States of Deliberation at a meeting held on the 28th day of July 1983 approved a Bill or “Projet de Loi” entitled “The Attendance and Invalid Care Allowances (Guernsey) Law 1984”, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the said Bill or “Projet de Loi” is in the words and figures set forth in the schedule hereunto annexed. And most humbly praying that Your Majesty might be graciously pleased to grant Your Royal Sanction to the Bill or “Projet de Loi” of the States of Guernsey entitled “The Atten-

dance and Invalid Care Allowances (Guernsey) Law, 1984”, and to order that the same shall have force of law in the Islands of Guernsey, Alderney, Herm and Jethou.’

“THE LORDS OF THE COMMITTEE, in obedience to Your Majesty’s said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration and do this day agree humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer of the said Petition and to approve of and ratify the said Projet de Loi.”

HER MAJESTY having taken the said Report into consideration is pleased, by and with the advice of Her Privy Council, to approve of and ratify the said Projet de Loi, and to order, as it is hereby ordered, that the same shall have the force of Law within the Islands of Guernsey, Alderney, Herm and Jethou.

AND HER MAJESTY doth hereby further direct that this Order, and the said Projet de Loi (a copy whereof is hereunto annexed), be entered upon the Register of the Island of Guernsey and observed accordingly.

AND the Lieutenant Governor and Commander-in-Chief of the Island of Guernsey, the Bailiff and Jurats, and all other Her Majesty’s Officers for the time being in the said Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

*N. E. Leigh.*



# PROJET DE LOI

ENTITLED

## **The Attendance and Invalid Care Allowances (Guernsey) Law, 1984**

### ARRANGEMENT OF SECTIONS

*Section*

#### PART I

#### ATTENDANCE ALLOWANCE AND INVALID CARE ALLOWANCE

1. Entitlement to attendance allowance.
2. Entitlement to invalid care allowance.
3. Rates of allowances.

#### PART II

#### CLAIMS AND PAYMENTS, ETC.

4. Claims for allowances.
5. Payment of allowances.
6. Interim payments, arrears and repayments.
7. Recovery of sums by deduction from allowances, etc.
8. Allowances to be inalienable.
9. Disqualification as respects persons in hospital etc.
10. Calculation of income.

## PART III

DEFERMINATION OF CLAIMS AND  
QUESTIONS

11. Adjudication by Administrator.
12. Decision of Administrator.
13. Appeals to Tribunal from decisions of Administrator, and appeals and references to Ordinary Court respecting decisions of Tribunal, etc.
14. Reference of special questions to Attendance Allowance Board.
15. The Attendance Allowance Board.
16. Review of decisions of Attendance Allowance Board.
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## PART IV

## GENERAL AND MISCELLANEOUS

18. Delegation of functions of Administrator.
19. Offences and penalties.
20. Prohibition against disclosure of information.
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23. General provisions as to Ordinances, Orders and regulations.
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# PROJET DE LOI

ENTITLED

## **The Attendance and Invalid Care Allowances (Guernsey) Law, 1984**

THE STATES, in pursuance of their Resolution of the twenty-sixth day of January, nineteen hundred and eighty-three, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Alderney, Herm and Jethou.

### PART I

#### ATTENDANCE ALLOWANCE AND INVALID CARE ALLOWANCE

Entitlement to attendance allowance.

1. (1) Subject to the provisions of this Law, a person shall be entitled to an allowance (to be known as an "attendance allowance") if he satisfies such conditions as to residence or presence in Guernsey as may be prescribed and if—

(a) he is so severely disabled physically or mentally that, by day, he requires from another person—

(i) frequent attention throughout the day in connection with his bodily functions; or

(ii) continual supervision throughout the day in order to avoid substantial danger to himself or others; or

(b) he is so severely disabled physically or mentally that, at night, he requires from another person—

(i) prolonged or repeated attention during the night in connection with his bodily functions; or

(ii) continual supervision throughout the night in order to avoid substantial danger to himself or others.

(2) Subject to the provisions of this Law, the period for which an attendance allowance is payable to any person shall be that specified in a certificate issued in respect of him by the Attendance Allowance Board as being—

(a) a period throughout which he has satisfied or is likely to satisfy the condition mentioned in paragraph (a) of subsection (1) of this section or that mentioned in paragraph (b) of that subsection or both; and

(b) a period immediately preceded by one of not less than three months throughout which he satisfied, or is likely to satisfy, one or both of those conditions.

(3) Subject to the provisions of this Law, except in so far as regulations otherwise provide—

(a) a claim for an attendance allowance may be made during the period of three months mentioned in the last preceding subsection, and an award may be made in pursuance of the claim subject to the condition that throughout that period the person to whom the claim relates satisfies the conditions there mentioned; and

- (b) an award so made may be reviewed if at any time it is found that during the period of the award or the interval between the making of the award and the beginning of that period the conditions so mentioned were at some time not both satisfied.
- (4) An attendance allowance shall not be payable—
- (a) in respect of any person under the age of two years;
  - (b) in respect of any person whose current annual income exceeds such amount as the States shall from time to time by Ordinance determine.
- (5) Regulations may provide that subsections (1) and (2) of this section, and any other provision of this Law so far as the provision relates to any of those subsections, shall have effect, in relation to any severely disabled person who has not attained school-leaving age, subject to such modifications as may be prescribed.

Entitlement  
to invalid  
care  
allowance.

2. (1) Subject to the provisions of this Law, a person shall be entitled to an allowance (to be known as an "invalid care allowance") for any day on which he is engaged in caring for a severely disabled person if he satisfies such conditions as to residence or presence in Guernsey as may be prescribed and if—

- (a) he is regularly and substantially engaged in caring for that person;
- (b) he is not gainfully employed.

(2) In this section, "severely disabled person" means a person in respect of whom there is payable an attendance allowance, an increase of industrial disablement benefit for constant attendance under the Social Insurance Law or such other payment out of public funds on account of his need for attendance as may be prescribed.

(3) A person shall not be entitled to an invalid care allowance—

- (a) if he is under the age of eighteen years or receiving full-time education;
- (b) if he has attained the age of sixty-five years unless he was so entitled immediately before attaining that age or is treated by regulations as having been so entitled;
- (c) if his current annual income exceeds such amount as the States shall from time to time by Ordinance determine;
- (d) for any period in respect of which he receives any periodic payment by way of benefit under the Social Insurance Law.

(4) A person shall not be entitled for the same day to more than one invalid care allowance.

(5) Where apart from this subsection, two or more persons would be entitled for the same day to an invalid care allowance in respect of the same severely disabled person, one of them only shall be entitled, being such one of them as they may jointly elect in the prescribed manner or as may, in default of such election, be determined by the Authority.

(6) Regulations may prescribe the circumstances in which a person is or is not to be treated for the purposes of this section as engaged, or regularly and substantially engaged, in caring for a severely disabled person, as gainfully employed or as receiving full-time education.

Rates of allowances.

3. The weekly rate of an attendance allowance or an invalid care allowance shall be such rate as the States may from time to time by Ordinance determine in respect of each such allowance, and different rates may be so determined in respect of different cases or classes of cases.

## PART II

### CLAIMS AND PAYMENTS, ETC.

Claims for allowances.

4. (1) Subject to subsection (2) of this section, it shall be a condition of any person's right to an allowance that he makes a claim for it in the prescribed manner.

(2) Regulations may provide for requiring claimants to furnish to the prescribed person any information required for the determination of the claim or of any question arising in connection with it.

Payment of allowances.

5. (1) Provision may be made by regulations as to the time and manner of payment of an allowance and as to the information and evidence to be furnished by beneficiaries when applying for payment.

(2) Regulations may provide—

(a) for requiring beneficiaries:—

- (i) to furnish to the prescribed person any information required for the determination of a question arising in connection with the award;
  - (ii) to give notice to the prescribed person of any change of circumstances affecting the continuance of the right to an allowance;
- (b) for enabling a person to be appointed to exercise, on behalf of a claimant or beneficiary who is a child or who may be or become unable for the time being to act, any right or power which the claimant or beneficiary may be entitled to exercise under this Law, and for authorising a person so appointed to receive and deal with any sum payable by way of an allowance on behalf of the claimant or beneficiary;
- (c) in connection with the death of any person, for authorising payment or distribution of an allowance payable to him at the time of his death to or amongst persons claiming as his personal representatives, legatees, next-of-kin (being the persons who would take his personal estate beneficially on an intestacy) or creditors (or, in the case of illegitimacy of deceased persons, to or amongst others) and for dispensing with strict proof of the title of persons so claiming;
- (d) for enabling the Authority, where it appears to it to be necessary for protecting the interests of the beneficiary or of his dependants that the whole or any part of

any sum payable by way of an allowance should be paid to some person other than the beneficiary, to pay the sum to such other person.

(3) Regulations may provide that an allowance shall not be payable to a person for any period preceding the date on which a claim for it is made.

Interim  
payments,  
arrears and  
repay-  
ments.

6. (1) Regulations may make provision as respects matters arising—

- (a) pending the determination under this Law (whether in the first instance or on an appeal or reference, and whether originally or on review) of any claim for an allowance or of any question affecting any person's right to an allowance or to the receipt thereof; or
- (b) out of the revision on appeal or review of any decision under this Law on any such claim or question.

(2) Without prejudice to the generality of subsection (1) of this section, regulations under that subsection may include provision—

- (a) for the suspension of an allowance where it appears to the Authority that there is or may be a question whether the conditions for receipt of the allowance in accordance with an award are or were fulfilled, or whether the award ought to be revised;
- (b) as to the date from which any decision on a review is to have effect or to be deemed to have had effect;

- (c) for treating any allowance paid to any person under an award or by virtue of any provision of the regulations, which it is subsequently decided was not payable, as properly paid or as paid on account of any other allowance which it is decided was payable to him, or for the repayment of any such allowance and the recovery thereof by deduction from another allowance or otherwise.

7. Where, in the case of any person, any sum may by virtue of the Social Insurance Law or the Family Allowances Law be recovered by deduction from any payment under either of those Laws, it may instead be recovered from him in whole or in part by deduction from an allowance.

Recovery of sums by deduction from allowances, etc.

8. Subject to the provisions of this Law, every assignment of, or charge on, an allowance and every agreement to assign or charge an allowance shall be void; and, on the insolvency of a beneficiary, the allowance shall not pass to any trustee or other person acting on behalf of the creditors.

Allowances to be inalienable.

9. Regulations may provide that an allowance shall not be payable in respect of a person for any period when he is a person for whom accommodation is provided in a hospital or elsewhere wholly or partly out of public funds.

Disqualification as respects persons in hospital, etc.

10. (1) Regulations shall prescribe the manner in which a person's current annual income for the purposes of this Law shall be determined.

Calculation of income.

(2) Without prejudice to the generality of subsection (1) of this section, regulations under that subsection may provide that, in determining the income of any person, the income of his wife, husband, parent or any other person shall be taken into account as if it were the income of that person.

## PART III

DETERMINATION OF CLAIMS AND  
QUESTIONS

Adjudica-  
tion by  
Adminis-  
trator.

11. There shall be submitted forthwith to the Administrator for determination in accordance with the provisions of this Part of this Law—

- (a) any claim for an allowance; and
- (b) any question arising in connection with a claim for, or award of, an allowance, other than a question for determination by the Attendance Allowance Board under paragraph (a) of subsection (1) of section fifteen of this Law.

Decision of  
Adminis-  
trator.

12. (1) The Administrator shall take into consideration any claim or question submitted to him under the last foregoing section and dispose of it in accordance with this section as soon as may be reasonably practicable after its submission to him.

(2) Subject to section fourteen of this Law, the Administrator may in the case of any claim or question so submitted to him—

- (a) decide it in favour of the claimant;
- (b) decide it adversely to the claimant; or
- (c) refer it to the Tribunal.

(3) Where the Administrator refers a case to the Tribunal under this section, notice in writing of the reference shall be given to the claimant.

13. The provisions of sections eighty-one, eighty-two, eighty-three, ninety and ninety-one of the Social Insurance Law and the provisions or any regulations or Order of the Royal Court made under any of those sections shall have effect for the purposes of this Law as they have effect for the purposes of that Law subject to such modifications as may be prescribed—

Appeals to Tribunal from decisions of Administrator, and appeals and references to Ordinary Court respecting decisions of Tribunal, etc.

- (a) as respects any of the provisions of those sections or of those regulations, by regulations;
- (b) as respects any of the provisions of such Order of the Royal Court, by Order of the Royal Court.

14. (1) Subject to the next following subsection, if on consideration of any claim or question the Administrator is of opinion that there arises a question for determination by the Attendance Allowance Board under paragraph (a) of subsection (1) of section fifteen of this Law, he shall refer the question so arising for determination by the Board.

Reference of special questions to Attendance Allowance Board.

- (2) The Administrator may—
  - (a) postpone the reference of any question until other questions have been determined;
  - (b) in cases where the determination of any question disposes of a claim or any part of it, make an award or decide that an award cannot be made, as to the claim or that part of it without referring, or before the determination of, any other question.

The  
Attendance  
Allowance  
Board.

15. (1) There shall be a board which shall be styled the Attendance Allowance Board and have—

- (a) subject to the next succeeding section, the function of determining whether a person satisfies or has satisfied, or is likely to satisfy, for any period the conditions set out in paragraph (a) or (b) of subsection (2) of section one of this Law;
- (b) such other functions conferred on the Board by or under this Law;
- (c) the function of advising the States Insurance Authority on such matters as the Authority may refer to the Board relating to the operation of this Part of this Law; and
- (d) such other functions as the States may from time to time by Ordinance determine.

(2) The First Schedule to this Law shall have effect with respect to the Board, but the States may from time to time by Ordinance make provision as to the constitution of the Board and may in like manner repeal any provision of that Schedule.

(3) The Board may refer any individual case for investigation and report to one or more persons specially qualified in the opinion of the Board to investigate that case.

Review of  
decisions of  
Attendance  
Allowance  
Board.

16. (1) The Attendance Allowance Board may—

- (a) at any time review a determination of the Board under paragraph (a) of subsection (1) of section fifteen of this Law, or under this paragraph or paragraph (b) of this subsection, if the Board is satisfied that there has been a relevant change of circumstances

since the determination was made, or that the determination was made in ignorance of a material fact or was based on a mistake as to a material fact;

- (b) within the prescribed period, review such a determination on any ground;
- (c) issue a certificate under subsection (2) of section one of this Law, or revoke or alter a certificate so issued, if they consider it appropriate to do so in consequence of a review in pursuance of this subsection.

(2) Provision may be made by regulations with respect to applications for reviews of determinations under paragraph (a) of subsection (1) of section fifteen of this Law and this section and with respect to the disposal of such applications; but nothing in this subsection prevents such a review from being undertaken in a case where no application is made.

17. (1) A question of law arising in connection with a determination by the Board under paragraph (a) of subsection (1) of section fifteen of this Law or under paragraph (a) or (b) of subsection (1) of section sixteen of this Law may be referred by the Board for decision by the Ordinary Court.

Appeals and references to Ordinary Court on questions of law in connection with decisions of Attendance Allowance Board.

(2) The claimant or the Authority may appeal to the Ordinary Court against a determination by the Board of any question of law within subsection (1) of this section which is not referred to the Ordinary Court in accordance with that subsection, or on any question of law arising in connection with a determination by the Board to refuse to review a determination of the Board under subsection (1) of section sixteen of this Law.

(3) The decision of the Ordinary Court on a reference or appeal under this section shall be final.

(4) On any reference or appeal under this section, the Ordinary Court may order the Authority to pay the costs of any person whether or not the decision of the Ordinary Court is in that person's favour.

(5) On any reference or appeal under this section, the question of law arising for decision by the Ordinary Court and the facts on which it arises shall be submitted for consideration by the Ordinary Court in the manner and within the period prescribed by Order of the Royal Court; and the Board, on being informed in the manner so prescribed of the decision of the Ordinary Court, shall give, confirm or revise its decision on the case accordingly.

## PART IV

### GENERAL AND MISCELLANEOUS

Delegation of functions of Administrator.

18. The functions conferred on the Administrator by or under this Law may be exercised by any person authorised in that behalf by the Administrator.

Offences and penalties.

19. (1) If any person, for the purpose of obtaining an allowance, whether for himself or some other person, or for any other purpose connected with this Law—

- (a) knowingly makes any false statement or false representation; or

- (b) produces or furnishes, or causes or knowingly allows to be produced or furnished, any document or information which he knows to be false in a material particular;

he shall be guilty of an offence and liable, on summary conviction, to a fine not exceeding four hundred pounds or to imprisonment for a term not exceeding three months, or to both such fine and imprisonment.

(2) Subject to the provisions of this Law, regulations may provide for the recovery, on summary conviction, of penalties for offences under this Law of contravening or failing to comply with regulations; so, however, that penalties so provided shall not exceed—

- (a) for any offence, one hundred pounds; or
- (b) for an offence of continuing any such contravention or failure after conviction, ten pounds for each day on which it is so continued.

(3) In any proceedings for an offence under this Law, the wife or husband of the accused shall be competent to give evidence, whether for or against the accused; but the wife or husband shall not be compellable either to give evidence or, in giving evidence, to disclose any communication made to her or to him during the marriage by the accused.

20. (1) Information which is disclosed to any person in connection with the operation of this Law or any regulations shall not be further disclosed, except—

Prohibition  
against  
disclosure  
of informa-  
tion.

- (a) to any person for the time being authorised to carry out any duties in connection with the operation of this Law;
- (b) for the purposes of civil or criminal proceedings in connection with the operation of this Law;
- (c) for any of the purposes of Part III of this Law;

so, however, that the Administrator or any person authorised by him in that behalf may disclose such information, not being information as to the income of any person, for any purpose approved by the Authority.

(2) If any person discloses any information in contravention of subsection (1) of this section, he shall be guilty of an offence and liable, on conviction, to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding one month or to both such fine and imprisonment.

Disclosure of  
information  
by Adminis-  
trator of  
Income Tax.

21. No obligation as to secrecy imposed by the Income Tax (Guernsey) Law, 1975(a), shall prevent information obtained for the purposes of that Law with respect to any person or the amount of the income of any person from being disclosed by the Administrator of Income Tax appointed under that Law, or any person authorised by the Administrator of Income Tax to disclose such information, to the Administrator or to any person authorised by the Administrator to receive such information in connection with the operation of this Law if that person, or any other person acting on behalf of that person, has authorised the Administrator of Income

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(a) Ordres en Conseil Vol. XXV, p. 124.

Tax in writing to disclose such information to the Administrator in that connection; and accordingly a person shall not be guilty of an offence under that Law by reason of the disclosure by him of any such information in pursuance of any such authorisation.

22. For the purpose of giving effect to any agreement with the government of any country outside Guernsey providing for reciprocity in matters relating to payments for purposes corresponding to the purposes of this Law, the States may by Ordinance make provision for modifying or adapting this Law in its application to cases affected by the agreement.

Reciprocity  
with other  
countries.

23. (1) Without prejudice to any specific provision of this Law—

General  
provisions  
as to  
Ordinances,  
Orders and  
regulations.

(a) any Ordinance or regulations under this Law may contain such incidental or supplementary provisions as appear to the States or the Authority, as the case may be, to be expedient for the purposes of the Ordinance or regulations;

(b) regulations under this Law may provide that any regulations made under the Social Insurance Law shall apply for the purposes of this Law as well as for the purposes of that Law, subject to such modifications as may be prescribed.

(2) Any power conferred by this Law to make an Ordinance, an Order or regulations shall include power to vary or revoke the Ordinance, Order or regulations so made by a subsequent Ordinance, Order or regulations, as the case may be.

Regulations  
to be laid  
before the  
States.

24. Any regulations made by the Authority shall be laid before a meeting of the States as soon as may be after the making thereof and, if at that meeting or at the next subsequent meeting, the States resolve that the regulations be annulled, the regulations shall cease to have effect but without prejudice to anything done thereunder or to the making by the Authority of any new regulations.

Amend-  
ment of  
Income Tax  
Law.

25. In section forty of the Income Tax (Guernsey) Law, 1975—

(a) a semi-colon is hereby substituted for the full stop at the end of paragraph (cc); and

(b) the following paragraph is hereby inserted immediately after paragraph (cc)—

“(dd) any allowance payable under the Attendance and Invalid Care Allowances (Guernsey) Law, 1984.”.

Interpreta-  
tion.

26. (1) In this Law, except where the context otherwise requires, any expression for which there is an entry in the first column of the Second Schedule to this Law has the meaning given against it in the second column of that Schedule or shall be construed in accordance with directions given against it in that column (references therein to any section being to the applicable section of this Law).

(2) Except where the context otherwise requires, any reference in this Law to any other enactment shall be construed as including a reference to that enactment as amended, repealed, replaced, extended or applied by or under any other enactment including this Law.

(3) The Interpretation (Guernsey) Law, 1948(b), shall apply to the interpretation of this Law throughout the Islands of Guernsey, Alderney, Herm and Jethou.

27. This Law may be cited as the Attendance and Citation. Invalid Care Allowances (Guernsey) Law, 1984.

28. This Law shall come into force on such day as shall be appointed in that behalf by Ordinance of the States. <sup>Commence-</sup>  
<sup>ment.</sup>

## FIRST SCHEDULE Section 15(1)

CONSTITUTION OF ATTENDANCE  
ALLOWANCE BOARD

1. Subject to the next two following paragraphs, the Attendance Allowance Board shall consist of a chairman and two other members appointed by the Authority from among the members of a panel composed of persons appointed thereto by the Authority.
2. All except two of the members of the panel appointed in pursuance of paragraph 1 of this Schedule shall be medical practitioners; and those two, or either of them, may be medical practitioners.
3. The chairman and at least one of the other members of the Attendance Allowance Board shall be medical practitioners.
4. The chairman and other members of the Attendance Allowance Board shall hold office for such period of not more than three years as the Authority may determine, but any member may by notice in writing to the President of the Authority resign office at any time and shall be eligible for re-appointment from time to time on or after the expiration of his term of office.

## SECOND SCHEDULE Section 26

## GLOSSARY OF EXPRESSIONS

Expression (1)	Meaning (2)
"The Administrator".	The Administrator to the Authority appointed under section ninety-four of the Social Insurance Law.
"Age".	For the purposes of this Law— (a) a person shall be deemed to be over or under any age mentioned in this Law if he has or has not attained that age; (b) a person shall be deemed not to have attained the age of eighteen years until the commencement of the eighteenth anniversary of the day of his birth, and similarly with respect to any age.
"Allowance".	An attendance allowance or an invalid care allowance.
"Attendance allowance".	See subsection (1) of section one.
"The Attendance Allowance Board", and "the Board".	The Attendance Allowance Board constituted under section fifteen.
"The Authority"	The States Insurance Authority constituted under section ninety-two of the Social Insurance Law.
"Beneficiary".	In relation to any allowance, the person entitled to that allowance.

Expression (1)	Meaning (2)
"Child".	A person who could be treated as a child for the purposes of the Family Allowances Law.
"Claim".	Construe in accordance with "claimant".
"Claimant".	A person who has claimed an allowance.  The expression includes, in relation to an award or decision, a beneficiary under the award or affected by the decision.
"Current".	For the time being in force.
"Functions".	Powers and duties.
"Family Allowances Law".	The Family Allowances (Guernsey) Law, 1950(c).
"Guernsey".	Includes the Islands of Alderney, Herm and Jethou.
"Invalid care allowance".	See subsection (1) of section two.
"Medical practitioner".	A medical practitioner authorised to practice in Guernsey according to the law for the time being in force.
"Modifications".	Includes adaptations, additions and exceptions.

Expression (1)	Meaning (2)
" Ordinary Court ".	The Royal Court sitting as an Ordinary Court.
" Prescribed ".	Prescribed by regulations.
" Regulations ".	Regulations made by the Authority under this Law.
" The Royal Court "	The Royal Court sitting as a Full Court.
" School-leaving age ".	For the purposes of this Law, a person shall be deemed to have attained (or not to have attained) school-leaving age if he would be treated as being over (or under) the upper limit of the compulsory school-age for the purposes of the Family Allowances Law.
" Social Insurance Law ".	The Social Insurance ( Guernsey Law, 1978(d).
" The States ".	The States of Guernsey.
" The Tribunal ".	The tribunal constituted under section eighty of the Social Insurance Law.

K. H. TOUGH,

Her Majesty's Greffier.