

Island of  Guernsey

Ordinance of the States **XXX**  
1967

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Made .. .. 28th June, 1967

Came into Operation .. 28th June, 1967

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**The Teachers' Superannuation  
(Family Benefits) (Amendment)  
Ordinance, 1967**

THE STATES, in exercise of the powers conferred upon them by section one of the Teachers' Superannuation (Family Benefits) (Guernsey) Law, 1967(a), and of all other powers thereunto them enabling hereby order:—

1. The Teachers' Superannuation (Family Benefits) Ordinance, 1967, is hereby amended as follows, that is to say:— Amendment of principal Ordinance.

(a) in subsection (1) of section one thereof—

(i) in the definition of the expression  
“previous service”, immediately after

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(a) Ordre en Conseil No. II of 1967.

the words "reckonable service" there are hereby inserted the following words—

"or in similar service";

- (ii) immediately after the definition of the expression "service counting for benefit" there are hereby inserted the following definitions—

"similar scheme" means a scheme under any enactment for the time being in force in any part of the United Kingdom, the Isle of Man or the Island of Jersey, and corresponding to the Teachers', Widows' and Children's Pension (Guernsey) Scheme established under Part III of this Ordinance;

"similar service", in relation to any person, means service in respect of which benefits may be granted under any enactment for the time being in force in any part of the United Kingdom, the Isle of Man or the Island of Jersey, relating to the superannuation of teachers;"

- (b) in section ten thereof—

- (i) in paragraph (a) of subsection (1) thereof, there are hereby inserted, immediately after the words "in reckonable service", where they first occur, the words "or in similar service";
- (ii) paragraph (b) of subsection (1) thereof is hereby re-designated as paragraph (c) of that subsection;

(iii) immediately after paragraph (a) of subsection (1) thereof there is hereby inserted the following paragraph—

“(b) are in reckonable service and are former contributors under a similar scheme; or”;

(iv) immediately after subsection (4) thereof there is hereby inserted the following subsection—

“(5) Teachers who, before becoming employed in reckonable service, were entitled to elect that a similar scheme should apply to them and did not so elect shall not elect that the Scheme shall apply to them unless they marry while employed in reckonable service”;

(c) in subsection (1) of section fifteen thereof, immediately after the words “re-instated contributors”, there are hereby inserted the words “or former contributors under a similar scheme”;

(d) immediately after section twenty thereof there is hereby inserted the following section and marginal heading—

“Additional  
contribu-  
tions payable  
by former  
contributors  
under a  
similar  
scheme. 20A. (1) A former contributor under a similar scheme who became a contributor within one year of last ceasing to be liable to pay contributions under the similar scheme last applicable to him exclusive of any period to be disregarded under the next succeeding subsection and who,

under that similar scheme, was paying or was liable to pay contributions corresponding to additional contributions shall pay additional contributions in accordance with the following provisions, that is to say—

- (a) additional contributions shall be paid, and their amount determined, by the method or combination of methods which under the Scheme corresponds to the method or combination of methods by which he was paying, or was or would have been liable to pay, contributions corresponding to additional contributions under that similar scheme;
- (b) additional contributions payable by Method I or Method II, as the case may be, shall be paid from the date on which he became employed in reckonable service or from the first day of April, nineteen hundred and sixty-seven, whichever is the later;
- (c) his relevant age shall be deemed to be the same as for the purpose of determining the amount of the contributions payable by him under that similar scheme;
- (d) the period of service relevant for the purposes of additional

contributions under that similar scheme shall be deemed to be previous service for the purposes of the Scheme.

(2) For the purposes of subsection (1) of this section, any period during which a former contributor under a similar scheme was absent from employment reckonable for the purposes of the provisions contained in or made under any enactment relating to the superannuation of teachers shall be disregarded if on last ceasing to be so employed—

- (a) he was, under such provisions, granted benefits on account of disablement or permanent incapacity; or
- (b) he was absent on sick leave which was treated as service reckonable for the purposes of such provisions and no contributions paid under that similar scheme had been repaid to him.

(3) A former contributor under a similar scheme who becomes a contributor more than one year after last ceasing to pay contributions under that similar scheme and who, under that scheme, was paying or was liable to pay contributions correspond-

ing to additional contributions shall pay additional contributions as if he were a re-instated contributor and the provisions of subsection (4) and subsection (5) of the last preceding section shall, with such modifications as are necessary, apply to him accordingly.”.

Citation.

2. This Ordinance may be cited as the Teachers' Superannuation (Family Benefits) (Amendment) Ordinance, 1967.

R. H. VIDELO,

Her Majesty's Greffier.