

# ORDER IN COUNCIL

**II**  
**2011**

ratifying a Projet de Loi

ENTITLED

## **The Health Service (Benefit) (Guernsey) (Amendment) Law, 2010**

(Registered on the Records of the Island of Guernsey  
on the 28th February, 2011.)



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2011

## ORDER IN COUNCIL



### IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

28th day of February, 2011 before Richard John Collas, Esquire, Deputy Bailiff; present:- Alan Cecil Bisson, Esquire, Susan Mowbray, David Osmond Le Conte, John Ferguson, Stephen Murray Jones, Esquires, Constance Helyar-Wilkinson, Terry George Snell, David Percy Langley Hodgetts, L.V.O. and Terry John Ferbrache, Esquires, Jurats.

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated 9<sup>th</sup> February, 2011, approving and ratifying a Projet de Loi entitled “The Health Service (Benefit) (Guernsey) (Amendment) Law, 2010”, 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.



*At the Court at Buckingham Palace*

THE 9th DAY OF FEBRUARY 2011

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY  
IN COUNCIL

The following report from the Committee of Council for the Affairs of Jersey and Guernsey was today read at the Board:

“In accordance with Your Majesty’s General Order of Reference of 22nd February 1952 the Committee have considered a Petition of the States of Guernsey:

“That, in pursuance of their Resolution of 1st October 2009, the States of Deliberation at a meeting on 30th June 2010 approved a Projet de Loi entitled the Health Service (Benefit) (Guernsey) (Amendment) Law, 2010 and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction to it. That the Projet de Loi is as set forth in the attached Schedule. The Petition most humbly prays that Your Majesty might be graciously pleased to sanction the Health Service (Benefit) (Guernsey) (Amendment) Law, 2010, and to order that it shall have force of law in the Islands of Guernsey, Herm and Jethou.

“The Committee have considered the Projet de Loi and have agreed to report that it may be advisable for Your Majesty to approve and ratify it”.

Her Majesty, having taken the report into consideration, was pleased, by and with the advice of Her Privy Council, to approve and ratify the Projet de Loi (a copy of which is annexed to this Order) and to order that it, together with this Order, shall have the force of law in the Islands of Guernsey, Herm and Jethou and shall be entered on the Register of the Island of Guernsey and observed accordingly.

Her Majesty’s Officers in the Bailiwick of Guernsey, and all others whom it may concern, are therefore to take notice of Her Majesty’s Order and to proceed accordingly.

*Judith Simpson*

# PROJET DE LOI

ENTITLED

## **The Health Service (Benefit) (Guernsey) (Amendment) Law, 2010**

**THE STATES**, in pursuance of their Resolution of the 1<sup>st</sup> October, 2009<sup>a</sup>, 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, Herm and Jethou.

### Amendment of Law of 1990.

1. The Health Service (Benefit) (Guernsey) Law, 1990<sup>b</sup> is amended in accordance with the following sections.

2. For section 1(3)(a) of the Law of 1990, substitute -

"(a) all sums payable in respect of -

(i) benefit under the provisions of this Law, and

(ii) such research and development

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<sup>a</sup> Article XIII of Billet d'État No. XXIV of 2009.

<sup>b</sup> Ordres en Conseil Vol. XXXII, p. 192; Order in Council No. IX of 2003 - there are other amendments not relevant to this Law.

activities (including pilot programmes), as the Authority may determine, for the purpose of establishing the need for, and most effective method of providing, any other benefit which may be specified under this Law, " .

3. In section 20(1) of the Law of 1990 for the words "The Government Actuary of Great Britain or (if he is unwilling to act) actuaries nominated by him or (if he is unwilling to nominate) actuaries appointed by the States", substitute "An actuary appointed by the Authority".

**Interpretation.**

4. (1) In this Law, "the Law of 1990" means the Health Service (Benefit) (Guernsey) Law, 1990.

(2) Any reference in this Law to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation.**

5. This Law may be cited as the Health Service (Benefit) (Guernsey) (Amendment) Law, 2010.

**Commencement.**

6. This Law shall come into force on the date of its registration on the records of the Island of Guernsey.

S. M. SIMMONDS,  
Her Majesty's Deputy Greffier.

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