

Island of



Guernsey

## Ordinance of the States

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**2010**

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Made .....8th December, 2010

Coming into Operation .....3rd January, 2011

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### **The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2010**



## **The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2010**

**THE STATES**, in pursuance of their Resolution of the 30<sup>th</sup> September 2010<sup>a</sup> and in exercise of the powers conferred on them by section 5 of the Long-term Care Insurance (Guernsey) Law, 2002<sup>b</sup> and all other powers enabling them, hereby order:-

### **Rates of benefit.**

1. (1) The maximum weekly rates of care benefit shall be -
  - (a) for persons resident in a residential home -
    - (i) £377.79, or
    - (ii) where also receiving EMI care, £497.77, and
  - (b) for persons resident in a nursing home or the Guernsey Cheshire Home, £705.32.
- (2) The maximum weekly rates of respite care benefit shall be -
  - (a) for persons receiving respite care in a residential home-
    - (i) £548.24, or

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<sup>a</sup> Article V of Billet d'État No. XX of 2010.

<sup>b</sup> Order in Council No. XXIII of 2002.

- (ii) where also receiving EMI care, £668.22, and
- (b) for persons receiving respite care in a nursing home or the Guernsey Cheshire Home, £875.77.

**Co-payment by way of contribution.**

2. The weekly co-payment which a claimant shall make by way of contribution towards or for the cost of his care -

- (a) as a condition of the right to care benefit, and
- (b) which shall be taken into account for the purposes of determining the rate of care benefit,

shall be £170.45.

**Interpretation.**

3. (1) In this Ordinance unless the context requires otherwise -

"**EMI care**" means care which, in the opinion of the Authority, is necessary to meet the needs of a person who is assessed by the Panel as having the characteristics of an elderly and mentally infirm person,

"**nursing home**" and "**residential home**" have the meanings given by section 18(1) of the Nursing Homes and Residential Homes (Guernsey) Law, 1976<sup>c</sup>,

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<sup>c</sup> Ordres en Conseil Vol. XXVI, p. 71.

"**the Law**" means the Long-term Care Insurance (Guernsey) Law, 2002, and

other words and expressions used in this Ordinance shall have the same meaning as in the Law.

(2) Unless the context requires otherwise, references in this Ordinance to an enactment are references thereto as amended, re-enacted (with or without modification), extended or applied.

(3) The Interpretation (Guernsey) Law, 1948<sup>d</sup> shall apply to the interpretation of this Ordinance throughout the Islands of Guernsey, Alderney, Herm and Jethou.

**Repeal and amendment.**

4. The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2009<sup>e</sup> is repealed.

**Citation.**

5. This Ordinance may be cited as the Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2010.

**Extent.**

6. This Ordinance shall have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

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<sup>d</sup> Ordres en Conseil Vol. XIII, p. 355.

<sup>e</sup> Ordinance No. XXXVI of 2009.

**Commencement.**

7. This Ordinance shall come into force on the 3<sup>rd</sup> January, 2011.

D.J.ROBILLIARD,  
Her Majesty's Deputy Greffier.



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