

# ORDER IN COUNCIL

**X**  
**2000**

ratifying a Projet de Loi

ENTITLED

## **The Social Insurance (Guernsey) (Amendment) Law, 2000**

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(Registered on the Records of the Island of Guernsey  
on the 31st October, 2000.)

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2000

# ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 31st day of October, 2000 before de Vic Graham Carey, Esquire, Bailiff; present:- Mrs. Eileen May Glass, Laurence Lenfestey Guille, Derek Martin Le Page, Stephen Edward Francis Le Poidevin, Alan Cecil Bisson, David Michael Jory, Esquires, Keith Bichard, Esquire, OBE, The Reverend Peter Gerald Lane, Michael John Wilson and Michael Henry De La Mare, Esquires, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 11 October, 2000, approving and ratifying a *Projet de Loi* entitled “The Social Insurance (Guernsey) (Amendment) Law 2000”, THE COURT, after the reading of the said Order in Council and after having heard Her Majesty’s Comptroller thereon, ORDERED:-

1. That the said Order in Council be registered on the records of this Island; and
2. 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 for registration on records of that Island of which Order in Council the tenor followeth:-

**At the Court at Buckingham Palace**

The 11th day of October 2000

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 2nd day of October 2000 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 30th day of September 1999, the States of Deliberation at a meeting held on the 28th day of June 2000 approved a Bill or “Projet de Loi” entitled “The Social Insurance (Guernsey) (Amendment) Law 2000”, 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 as 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 Projet de Loi” entitled “The Social Insurance (Guernsey) (Amendment) Law 2000”, 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, and it is hereby ordered, that the same shall have the force of Law within the Islands of Guernsey, 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.

*A. K. Galloway*

**The Social Insurance (Guernsey) (Amendment) Law, 2000**

**THE STATES**, in pursuance of their Resolution of the 30th September, 1999<sup>1</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, Alderney, Herm and Jethou.

**Amendment of Law of 1978.**

1. (1) In section 26(5) of the Social Insurance (Guernsey) Law, 1978, as amended<sup>2</sup> ("**the Law**")-

- (a) in paragraph (a) the words "by the States Labour and Welfare Committee or the States Education Council, acting on behalf of the Authority," are repealed;
- (b) in paragraph (b) the words ", or by the States Labour and Welfare Committee or the States Education Council, acting on behalf of the Authority" are repealed.

(2) In section 88(2) of the Law, after the word "aggravation" insert "or an unforeseen amelioration".

(3) In section 111(1) of the Law-

- (a) in paragraph (b) the words "or criminal" are repealed;
- (b) after paragraph (c) insert the following paragraphs-

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Resolution XII on Article XIV of Billet d'État No. XVI of 1999.  
Ordres en Conseil Vol. XXVI, p. 292; Vol. XXVII, pp. 238, 307 and 392;  
Vol. XXIX, pp. 24, 148 and 422; Vol. XXXII, p. 59; No. XII of 1993;  
Ordinance No. XIV of 1993 (Tome XXVI, p. 177); No. V of 1994; No's. VI  
and XIII of 1995; No. I of 1998; and No. VI of 1999.

- "(d) for the purposes of criminal proceedings or the investigation of crime; or
- (e) with the consent of the person to whom it relates;"

(4) In section 111A of the Law<sup>3</sup>-

- (a) in the heading the words "and Labour and Welfare Committee" are repealed;
- (b) in subsection (1) the following words are repealed-
  - (i) "the States Labour and Welfare Committee or of";
  - (ii) "the said Committee or"; and
  - (iii) "as the case may be,";
- (c) in subsection (2) the words "the States Labour and Welfare Committee or" are repealed;
- (d) in subsection (2)(a) the words "the said Committee or", wherever appearing, are repealed.

(5) In the Sixth Schedule to the Law, in paragraph (b)(i) of the definition of "Accident"<sup>4</sup>, for the words "a physiological illness or change" substitute "an illness or pathological change".

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Section 111A was inserted by Ordres en Conseil Vol. XXVII, p. 392.  
The definition of "Accident" was inserted by section 22 of Order in Council No. VI of 1999.

**Citation.**

2. This Law may be cited as the Social Insurance (Guernsey) (Amendment) Law, 2000.