

Island of



Guernsey

Ordinance of the States

**XLI
2009**

Made25th November, 2009

The Social Insurance (Rates of Contributions and Benefits, etc.) Ordinance, 2009

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THE STATES, in pursuance of their Resolutions of the 31st July, 2009^a and 1 October 2009^b and in exercise of the powers conferred upon them by sections 5, 5(1A), 6, 8, 17(2), 19, 48(2), 49(4), 50(1), 57, 60, 61, 62, 101, 101A and 116 of the Social Insurance (Guernsey) Law, 1978, as amended^c and all other powers enabling them, hereby order:-

Percentage rates of primary and secondary Class 1 contributions.

1. For the purposes of the Law -
 - (a) the percentage rate of a primary Class 1 contribution shall be 6.0%, and
 - (b) the percentage rate of a secondary Class 1 contribution shall be 6.5%.

Upper weekly and upper monthly earnings limits for the purpose of primary and secondary Class 1 contributions.

2. For the purposes of the Law -

^a Article 11 of Billet d'État No. XI of 2009.

^b Article 13 of Billet d'État No. XXIV of 2009.

^c 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; Orders in Council No. XII of 1993; No. V of 1994; No.'s VI and XIII of 1995; No. VI of 1999; No. X of 2000; No. IX of 2001; No. XXIII of 2002; No. XXIV of 2003; No. XI of 2004 and No. XVIII of 2007 and Ordinance No. XIV of 1993 (Tome XXVI, p. 177).

- (a) the upper weekly earnings limit shall be £1,536 and the upper monthly earnings limit shall be £6,656 for the purpose of primary Class 1 contributions.
- (b) the upper weekly earnings limit shall be £2,259 and the upper monthly earnings limit shall be £9,789 for the purpose of secondary Class 1 contributions.

Lower income limit.

3. For the purposes of the Law, the lower income limit for Class 3 contributions shall be £14,820.

Percentage rate and amount of Class 2 contributions.

4. For the purposes of the Law -

- (a) the percentage rate of a Class 2 contribution shall be, in respect of any person other than a person to whom the following paragraph of this section applies, 10.5%, and
- (b) the amount of a Class 2 contribution shall be, in respect of an overseas voluntary contributor, being a person who is not resident in Guernsey and who, satisfying prescribed conditions, is desirous of paying Class 2 contributions under the Law, £85.40 per week.

Percentage rates and amount of Class 3 contributions.

5. (1) For the purposes of the Law -

- (a) the percentage rates of a Class 3 contribution shall be -

- (i) in respect of a voluntary contributor, being a person who is not liable to pay a Class 3 contribution, but, satisfying prescribed conditions, is desirous of paying contributions in accordance with section 8(2) or (4) of the Law, 5.7%,
 - (ii) in respect of a person who has attained pensionable age, 2.9%,
 - (iii) in respect of a person who, having attained the age of 60 years, has elected not to be liable to pay a social insurance contribution, 4.2%, and
 - (iv) in respect of all other persons, 9.9%, and
- (b) the amount of a Class 3 contribution shall be, in respect of an overseas voluntary contributor, being a person who is not resident in Guernsey and who, satisfying prescribed conditions, is desirous of paying Class 3 contributions under the Law, £77.26 per week.

(2) The percentage of a minimum Class 3 contribution payable in accordance with section 8(5) of the Law by a person who is normally in employed contributor's employment shall be 100%.

Amount of the Class 3 income allowance.

6. For the purposes of the Law, the amount of the Class 3 income allowance shall be £6,290.

Rates and amounts of benefits.

7. (1) For the purposes of the Law, the weekly rate of each description of benefit set out in column 1 of Part I of the first schedule to this Ordinance shall be the rate specified in relation thereto in column 2, and the amounts by which that rate may be increased in respect of a child or children or an adult dependant, as the case may be, shall be the appropriate amounts specified in columns 3 and 4.

(2) For the purposes of the Law, where the extent of the disablement is assessed for the period to be taken into account as amounting to 20% or more, industrial disablement benefit shall be payable for that period at the appropriate weekly rate specified in Part II of the first schedule to this Ordinance.

(3) For the purposes of the Law, the amounts of death grant, maternity grant and bereavement payment shall be the appropriate amounts specified in relation thereto in Part III of the first schedule to this Ordinance.

Guernsey Health Service Fund Allocation and Long-term Care Insurance Fund Allocation.

8. The percentages determined in respect of the contribution year for the purposes of sections 101 (the Guernsey Health Service Fund Allocation) and 101A (the Long-term Care Insurance Fund Allocation) of the Law are those specified in columns 2 and 3 of the second schedule to this Ordinance of the aggregate amount paid in respect of each of the classes of contribution specified in column 1 of that schedule.

Interpretation.

9. (1) In this Ordinance, except where the context otherwise requires, “**the Law**” means the Social Insurance (Guernsey) Law, 1978 as amended.

(2) The Interpretation (Guernsey) Law, 1948^d, shall apply to the interpretation of this Ordinance throughout the Islands of Guernsey, Alderney, Herm and Jethou.

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

Repeals.

10. (1) The Social Insurance (Rates of Contributions and Benefits, etc.) Ordinance, 2008^e is repealed.

Citation.

11. This Ordinance may be cited as the Social Insurance (Rates of Contributions and Benefits, etc.) Ordinance, 2009.

Extent.

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

Commencement.

13. (1) Section 7 of this Ordinance shall come into force on the 4th

^d Ordres en Conseil Vol. XIII, p. 355.

January, 2010.

(2) All other sections of this Ordinance shall come into force on the 1st January, 2010.

K.H. TOUGH,
Her Majesty's Greffier.

FIRST SCHEDULE

RATES AND AMOUNTS OF BENEFITS

PART I

**Benefit, other than industrial disablement benefit, death grant,
maternity grant and bereavement payment**

Description of Benefit	Weekly rate	Increase for child (where payable)	Increase for adult dependant (where payable)
(1)	(2)	(3)	(4)
1. Industrial injury benefit	£128.52	Nil	Nil
2. Invalidity benefit	£156.52	Nil	Nil
3. Maternity allowance	£128.52	-	-
4. Old age pension:			
(a) payable to a woman by virtue of her husband's insurance while he is alive	£87.50	-	-
(b) in any other case	£174.65	Nil	£87.50

5. Sickness benefit	£128.52	Nil	Nil
6. Unemployment benefit	£128.52	Nil	Nil
7. Widowed parent's allowance	£183.61	Nil	-
8. Widow's pension/Bereavement allowance	£157.85	-	-

PART II

Industrial disablement benefit

Degree of disablement	Weekly rate
100%	£140.77
90%	£126.69
80%	£112.62
70%	£98.54
60%	£84.46
50%	£70.39
40%	£56.31
30%	£42.23
20%	£28.15

PART III

Death grant, maternity grant and bereavement payment

Description of grant	Amount
1. Death grant	£500
2. Maternity grant	£322
3. Bereavement payment	£1,584

SECOND SCHEDULE

GUERNSEY HEALTH SERVICE FUND ALLOCATION AND LONG-TERM
CARE INSURANCE FUND ALLOCATION

Class and sub-class of contribution (1)	Health Service Fund Allocation (2)	Long-term Care Insurance Fund Allocation (3)
Class 1 secondary contributions paid in respect of employed persons of pensionable age (6.5%)	24.62%	Nil
Class 1 primary (6.0%) and secondary (6.5%) contributions other than those referred to above	23.20%	10.40%
Class 2 contributions paid in respect of overseas voluntary contributors	Nil	Nil
Class 2 contributions other than those referred to above (10.5%)	25.71%	12.38%
Class 3 contributions paid in respect of voluntary contributors (5.7%)	Nil	Nil
Class 3 contributions paid in respect of overseas voluntary contributors	Nil	Nil
Class 3 contributions paid by persons over the age of 65 years (2.9%)	44.83%	55.17%
Class 3 contributions paid by a person over the age of 60 years who has elected not to pay social insurance contributions (4.2%)	66.67%	33.33%
Class 3 contributions other than those referred to above (9.9%)	28.28%	14.14%

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