

Island of  Guernsey

Ordinance of the States

XXXI
1997

Made.....

29th October, 1997
Coming into operation..... See section 12

**The Social Insurance (Rates of Contributions
and Benefits, etc.) Ordinance, 1997**

THE STATES, in pursuance of their Resolution of the 1st day of August, 1997(a), and in exercise of the powers conferred upon them by sections 5, 6, 8, 19, 48(2), 49(4), 50(1), 57, 60, 61, 62 and 101 of the Social Insurance (Guernsey) Law, 1978, as amended(b), hereby order:-

Interpretation.

1. (1) In this Ordinance, except where the context otherwise requires-

"education" means full-time education at an establishment recognised by the Authority as being, or as being comparable to, a university, college or school;

"the Law" means the Social Insurance (Guernsey) Law, 1978, as amended;

"training" means full-time training at a course approved by the Authority;

and other expressions have the same meanings as in the Law.

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

Percentage rates of primary and secondary Class 1 contributions.

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

- (a) the percentage rate of a primary Class 1 contribution shall, subject to paragraph (b), be 4.5%;

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- (a) Article XVIII of Billet d'État No. XVI of 1997.
- (b) Ordres en Conseil Vol. XXVI, p. 292; Vol. XXVII, pp. 238, 307 and 392; Vol. XXIX, pp. 24, 148 and 422; No. V of 1990; No.'s V and XII of 1993; Ordinance No. XIV of 1993; No. V of 1994; and No.'s VI and XIII of 1995.
- (c) Ordres en Conseil Vol. XIII, p. 355.

- (b) the percentage rate of a primary Class 1 contribution payable by a married woman who has elected not to pay a primary Class 1 contribution at the standard rate shall be 1.8%.

(2) For the purposes of the Law, the percentage rate of a secondary Class 1 contribution shall be 5.4%.

Upper weekly and upper monthly earnings limits.

3. For the purposes of the Law, the upper weekly earnings limit shall be £459 and the upper monthly earnings limit shall be £1989.

Lower annual income limit.

4. For the purposes of the Law, the lower annual income limit shall be £6,968.00.

Percentage rates of Class 2 contributions.

5. For the purposes of the Law, the percentage rates of a Class 2 contribution shall be-

- (a) in respect of any person other than a person to whom the following paragraphs of this section apply, 8.9%;
- (b) in respect of a married woman who has, or is deemed to have, elected not to pay a social insurance contribution, 2.6%, being the self-employed married woman's health benefit contribution;
- (c) 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, 6.3%.

Percentage rates of Class 3 contributions.

6. For the purposes of the Law, the percentage rates of a Class 3 contribution shall be-

- (a) 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 contributions under the Law, 5.7%;
- (b) in respect of a married woman who has, or is deemed to have, elected not to pay a social insurance contribution, 2.6%, being the non-employed married woman's health benefit contribution;
- (c) in respect of a person who has attained pensionable age, 1%;
- (d) in respect of all other persons, 8.3%.

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 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, 4 and 5.

(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 Schedule to this Ordinance.

(3) The maximum amount by which the weekly rate of industrial disablement benefit may be increased under section 50 of the Law, where the beneficiary requires constant attendance, shall be £77.00.

(4) For the purposes of the Law, the amounts of maternity grant and death grant shall be the appropriate amounts specified in relation thereto in Part III of the Schedule to this Ordinance.

The Guernsey Health Service Fund Allocation.

8. The amount of the Guernsey Health Service Fund Allocation in respect of each contribution year shall be the sum of the following amounts-

- (a) 26.26% of the aggregate amount of primary and secondary Class 1 contributions (excluding secondary Class 1 contributions paid or payable in respect of employed persons who have attained pensionable age and are not liable to pay primary Class 1 contributions) paid or payable in respect of that year by or in respect of employed persons, other than employed persons to whom paragraph (b) relates;
- (b) 36.11% of the aggregate amount of primary and secondary Class 1 contributions (excluding secondary Class 1 contributions paid or payable in respect of employed persons who have attained pensionable age and are not liable to pay primary Class 1 contributions) paid or payable in respect of that year by or in respect of employed persons (being women who are or have been married) where those Class 1 primary contributions have been paid or are payable at the reduced rate under and in accordance with regulations made under section 97 of the Law;
- (c) 24.07% of the aggregate amount of Class 1 secondary contributions paid or payable in respect of that year in respect of employed persons who have attained pensionable age and are not liable to pay Class 1 primary contributions;
- (d) the products of each percentage set against a rate of Class 2 contributions below and the aggregate of such contributions at that rate paid or payable in respect of that year by insured persons liable to pay contributions at one of those rates-

<u>Rate of Class 2 Contribution</u>	<u>Percentage</u>
6.3%	nil;
2.6%	100%;
8.9%	29.21%;

- (e) the products of each percentage set against a rate of Class 3 contributions below and the aggregate of such contributions at that rate paid or payable in respect of that year by insured persons liable to pay contributions at one of those rates-

<u>Rate of Class 3 Contribution</u>	<u>Percentage</u>
5.7%	nil;
2.6%	100%;
1.0%	100%;
8.3%	31.33%.

Repeal.

9. The Social Insurance (Rates of Contributions and Benefits, etc.) Ordinance, 1996(d) is repealed.

Extent.

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

Citation.

11. This Ordinance may be cited as the Social Insurance (Rates of Contributions and Benefits, etc.) Ordinance, 1997.

Commencement.

12. (1) Sections 2, 3, 4, 5, 6 and 8 of this Ordinance shall come into force on the 1st January, 1998.

(2) The remainder of this Ordinance shall come into force on the 5th January, 1998.

SCHEDULE

Section 7

RATES AND AMOUNTS OF BENEFITS

PART I

Benefit, other than industrial disablement benefit,
maternity grant and death grant

Description of benefit	Weekly Rate	Increase for only, elder or eldest child (where payable)	Increase for each additional child (where payable)	Increase for adult dependant (where payable)
(1)	(2)	(3)	(4)	(5)
1. Unemployment benefit.	£67.02	£4.65	£4.65	£40.02
2. Sickness benefit.	£67.02	£4.65	£4.65	£40.02
3. Invalidity benefit.	£77.04	£4.65	£4.65	£45.00
4. Industrial injury benefit-				
(a) in the case of a person (other than a person to whom subparagraph (b) applies)-				
(i) who was, at the time of the relevant accident, an employed person within the meaning of Part I of the Law or a self-employed person;	£67.02	£4.65	£4.65	£40.02

Description of benefit (1)	Weekly Rate (2)	Increase for only, elder or eldest child (where payable) (3)	Increase for each additional child (where payable) (4)	Increase for adult dependant (where payable) (5)
(ii) who was, at the time of the relevant accident, gainfully occupied under a contract of service, but was neither such an employed person nor a self-employed person;	£11.50	-	-	-
(b) in the case of a person under the age of 18 years who was, at the time of the relevant accident, undergoing a course of education or training.	£11.50	-	-	-
5. Widow's allowance.	£125.75	£9.00	£9.00	-
6. Widowed mother's allowance-				
(a) where payable by virtue of section 31(1)(a) of the Law;	£91.75	£9.00	£9.00	-
(b) in any other case.	£91.75	£9.00	£9.00	-
7. Widow's pension.	£91.75	£9.00	£9.00	-
8. Guardian's allowance.	£25.00	-	-	-

Description of benefit	Weekly Rate	Increase for only, elder or eldest child (where payable)	Increase for each additional child (where payable)	Increase for adult dependant (where payable)
(1)	(2)	(3)	(4)	(5)
9. Old age pension-				
(a) where the pension is payable to a woman by virtue of her husband's insurance and he is alive;	£56.75	£9.00	£9.00	-
(b) in any other case.	£93.00	£9.00	£9.00	£56.75
10. Maternity allowance.	£67.02	£4.65	£4.65	£40.02
11. Child's special allowance.	£9.00	-	£9.00	-

PART II

Industrial disablement benefit

Degree of disablement	Weekly rate
100 %	£81.75
90 %	£73.60
80 %	£65.40
70 %	£57.25
60 %	£49.05
50 %	£40.90
40 %	£32.70
30 %	£24.55
20 %	£16.35

PART III

Maternity grant and death grant

Description of grant	Amount
1. Maternity grant.	£188.00
2. Death grant, where the person in respect of whose death the grant is payable was at his death -	
(a) under the age of 3 years;	£88.00
(b) aged 3 years or more but under the age of 6 years;	£146.00
(c) aged 6 years or more but under the age of 18 years;	£219.00
(d) aged 18 years or more.	£292.00

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