

The Supplementary Benefit (Implementation)
(Amendment) Ordinance, 1998

THE STATES, in pursuance of their Resolution of the 30th day of September, 1998^a, and in exercise of the powers conferred upon them by sections 3(2) and 15 of the Supplementary Benefit (Guernsey) Law, 1971^b, as amended, hereby order:-

Amendment of Ordinance

1. In the Supplementary Benefit (Implementation) Ordinance, 1971, as amended^c-

(a) for paragraph 3(2) of the First Schedule substitute-

"(2) For the purposes of subparagraph (1) the limit of the weekly income-

(a) of a person whose requirements are in accordance with paragraphs 5 and 8 of this Schedule shall be £181.00;

^a Article XX of Billet d'État No. XXI of 1998.

^b Ordres en Conseil Vol. XXIII, p. 26; Vol. XXXI, p. 278; No. XIV of 1993; and Recueil d'Ordonnances, Tome XXIV, p. 468 and Tome XXVI, p. 177.

^c Recueil d'Ordonnances Tome XVII, pp. 139 and 179; Tome XVIII, p. 119; Tome XXI, p. 452; Tome XXIII, p. 314; No. XV of 1989; No. XX of 1994; No. XXII of 1995; and No. XXX of 1997.

- (b) of a person who is residing in a residential home and whose requirements are in accordance with paragraph 7 of this Schedule shall be £306.00;
- (c) of a person who is residing in a hospital or a nursing home as a patient and whose requirements are in accordance with paragraph 7 of this Schedule shall be £409.25.";

(b) for paragraph 5 of the First Schedule substitute-

"Normal requirements.

5. (1) The requirements of persons who are continuously in need of a supplementary benefit for a period not exceeding 6 months shall be as follows-

- (a) for a husband and wife or other persons falling within paragraph 2(1) of this Schedule, £114.50;
- (b) for a person living alone or a householder not falling within subparagraph (a) who is directly responsible for household necessities and rent (if any), £72.00;
- (c) for any other person-
 - (i) aged 18 years or over, £60.50;
 - (ii) aged 16 years or over but less than 18 years, £43.50;

(iii) aged 13 years or over but less than 16 years,
£33.00;

(iv) aged 11 years or over but less than 13 years,
£25.00;

(v) aged 5 years or over but less than 11 years,
£23.00;

(vi) aged less than 5 years, £17.25.

(2) The requirements of persons to whom a supplementary benefit has been payable for a continuous period of 6 months shall be as follows-

(a) for a husband and wife or other persons falling within paragraph 2(1) of this Schedule, £140.25;

(b) for a person living alone or a householder not falling within subparagraph (a) who is directly responsible for household necessities and rent (if any), £85.75;

(c) for any other person-

(i) aged 18 years or over, £75.00;

(ii) aged 16 years or over but less than 18 years,
£53.25;

(iii) aged 13 years or over but less than 16 years,
£39.50;

(iv) aged 11 years or over but less than 13 years,
£30.50;

(v) aged 5 years or over but less than 11 years,
£26.50;

(vi) aged less than 5 years, £21.00.

(3) For the purposes of reckoning any continuous period of 6 months for the purposes of subparagraph (2), any period in the aggregate not exceeding 28 days, during which a supplementary benefit has not been payable, shall be disregarded.

(4) Where a claimant's resources are such that-

(a) no supplementary benefit is payable to him; but

(b) if he had been in receipt of a supplementary benefit for a continuous period of 6 months, a supplementary benefit would now be payable to him at the higher rate;

the Administrator may, if he considers it just in the circumstances of the particular case, deem the claimant to be a person to whom a supplementary benefit has been payable for a continuous period of 6 months."

Repeals

2. The Supplementary Benefit (Implementation) (Amendment) Ordinance, 1997^d is repealed.

Extent.

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

Citation.

4. This Ordinance may be cited as the Supplementary Benefit (Implementation) (Amendment) Ordinance, 1998.

Commencement.

5. This Ordinance shall come into force on the 8th January, 1999.

^d Ordinance No. XXX of 1997.