

The Social Insurance (Widow's Benefit and Retirement Pensions) (Amendment) (No. 2) (Guernsey) Regulations, 1967

Made

27th September, 1967

Deemed to have come into operation

3rd April, 1967

THE STATES INSURANCE AUTHORITY, in exercise of the powers conferred upon it by section twenty-three and section seventy-seven of the Social Insurance (Guernsey) Law, 1964, as amended, and by subsection (2) of section two of the Social Insurance (Amendment) (Guernsey) Law, 1967, and of all other powers enabling it in that behalf, hereby orders:-

Interpretation. 1. (1) In these regulations, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:-

"the Law of 1964" means the Social Insurance (Guernsey) Law, 1964;

"reckonable contributions" means contributions which, but for the fact that the relevant contribution conditions are not satisfied as respects the yearly average of contributions paid or credited, would be taken into account for the purpose of the provisions of subsection (4) of section nineteen of the Law of 1964 (which subsection provides for increasing the weekly rate of a retirement pension by reference to contributions as an employed or self-employed person paid by the beneficiary in respect of the period after his attaining pensionable age) and for the purpose of subsection (3) of section twenty of the Law of 1964 (which subsection relates to a retirement pension payable to a woman by virtue of her husband's insurance);

and any other expressions have the same meaning as in the Law of 1964.

(2) Except where the context otherwise requires, any reference in these regulations to any enactment or regulations shall be construed as including a reference to that enactment or those regulations, as the case may be, as amended, repealed, replaced or revoked by or under any other enactment or by any other regulations.

(3) The Interpretation (Guernsey) Law, 1948, shall apply to these regulations as it applies to the interpretation of a Guernsey enactment.

Amendment of regulation ten of the principal regulations.

2. Regulation ten of the Social Insurance (Widow's Benefit and Retirement Pensions) (Guernsey) Regulations, 1964 (hereinafter referred to as "the principal regulations") is hereby amended as follows, that is to say:-

~~(a) paragraph (2) thereof is hereby repealed and the following paragraph is hereby substituted therefor -~~

~~"(2) The amount of a pension increment to~~

which a person, being the relevant person, shall be entitled is that amount which is set out in Part A of the relevant Table which forms part of the Second Schedule to these regulations below the number of contributions of the appropriate class paid by the relevant person and opposite the yearly average of contributions paid by or credited to the relevant person as set out in Part A of the said Table or, in any case where there is more than one relevant Table, the sum of those amounts:

Provided that where the number of contributions to be taken into account in relation to a relevant Table exceeds the highest number of contributions shown in that Table, then, for the purpose of calculating the amount of the pension increment payable in respect of contributions paid for contribution weeks relating to that Table, there shall be added to the amount of the pension increment appropriate to the said highest number an amount appropriate to the number of contributions by which the total number of contributions, which relates to the said Table, exceeds the highest number of contributions shown in that Table.";

- (b) in paragraph (4) thereof there is hereby inserted, immediately after the definition of the expression "relevant person", the following definition -

"relevant Table" means that Table in the Second Schedule to these regulations which applies to contributions of the appropriate class paid for contribution weeks commencing on or after the first or only mentioned date in that Table and terminating before the second mentioned date therein, if more than one date is so mentioned;".

Amendments to the Second Schedule to the principal regulations

3. The Second Schedule to the principal regulations is hereby amended as follows, that is to say:-

- (a) immediately below the words "Showing reduced rates of retirement pension increments in cases where there is partial satisfaction of contribution conditions" there shall be inserted the word and number "Table I";

- (i) the words "Number of contributions of the appropriate class paid by the relevant person to be taken into account" are hereby repealed and the following words are hereby substituted therefor -

"Number of contributions of the appropriate class paid by the relevant person to be taken into account, being contributions relating to contribution weeks commencing on or after the 1st January, 1965 and terminating before the 3rd April, 1967.".

. 4 .

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is
intended to indicate their general purport)

These Regulations establish the pension increment payable in cases where the life average of contributions paid or credited is less than fifty. They also deal with the treatment of incremental contributions paid for contribution weeks before the 3rd April, 1967, the number of which is less than ten or does not make up a multiple of ten.

immediately after table 1 thereof there is hereby inserted the Table 1 set out in the Schedule to these regulations.

Transfers of reckonable contributions

4. (2) The provisions of paragraph (2) of this regulation shall have effect for the purpose of the application of regulation 10 of the principal regulations in relation to a case in which -

- (a) the reckonable contributions include one or more contributions paid for contribution weeks commencing before the day on which these regulations are issued to have come into force (hereinafter referred to as "old contributions") and one or more contributions paid for contribution weeks commencing on or after that day (hereinafter referred to as "new contributions"); and
- (b) the number of old contributions is neither ten nor a multiple of ten.

(2) In any such case as aforesaid -

- (i) all the old contributions, if their number is less than ten; or
- (ii) so many of the old contributions as exceed ten or a multiple of ten;

shall be treated as if they were new contributions.

Repeal

5. In paragraph (1) of regulation two of the Social Insurance (Widow's Benefit and Retirement Pensions) (Amendment) (Guernsey) Regulations, 1967, the comma after the figures "1967" where those figures first occur is hereby deleted and a full stop is hereby substituted therefor and all the words and figures after those figures to the end of that paragraph are hereby repealed.

Citation and Collective title

6. (1) These regulations may be cited as the Social Insurance (Widow's Benefit and Retirement Pensions) (Amendment) (No. 2) (Guernsey) Regulations, 1967, and these regulations, the Social Insurance (Widow's Benefit and Retirement Pensions) (Amendment) (Guernsey) Regulations, 1967, and the principal regulations may be cited as the Social Insurance (Widow's Benefit and Retirement Pensions) (Guernsey) Regulations, 1964 and 1967.

Commencement

7. These regulations shall be deemed to have come into operation on the third day of April, nineteen hundred and sixty-seven.

27th September,
1967

A. Quevatre

President of the States Insurance Authority
for and in behalf of the Authority.

