

**ORDINANCE  
OF THE STATES OF DELIBERATION**

ENTITLED

**The Income Support (Implementation) (Amendment) (No. 2)  
Ordinance, 2012 \***

*[CONSOLIDATED TEXT]*

**NOTE**

*This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.*

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\* No. XLI of 2012; as amended by the Income Support (Guernsey) Law, 2017 (No. IV of 2018); the Income Support (Implementation) (Amendment) Ordinance, 2013 (No. XXXIX of 2013).

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**The Income Support (Implementation) (Amendment) (No.  
2) Ordinance, 2012**

ARRANGEMENT OF SECTIONS

- 1-2. Amendment of Income Support (Implementation) Ordinance, 1971.
3. Interpretation.
4. Repeal.
5. Citation.
6. Extent.
7. Commencement.

SCHEDULE ...

*(Made on 1st November, 2012.)*

## **The [Income Support (Implementation) (Amendment) (No. 2) Ordinance, 2012]**

**THE STATES**, in pursuance of their Resolution of the 1<sup>st</sup> November, 2012<sup>a</sup>, and in exercise of the powers conferred on them by sections 3(2) and 15 of the [Income Support (Guernsey) Law, 1971] as amended<sup>b</sup> and all other powers enabling them in that behalf, hereby order: –

### **Amendment of [Income Support (Implementation) Ordinance, 1971].**

1. In section 26(1) of the [Income Support (Implementation) Ordinance, 1971]<sup>c</sup> immediately after the definition of "residential home", insert –

**"shared accommodation"** means a dwelling where the householder does not enjoy the exclusive occupation of, or right to

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<sup>a</sup> Article IV of Billet d'État No. XXI of 2012.

<sup>b</sup> Ordres en Conseil Vol. XXIII, p. 26; Vol. XXVI, p. 292; Vol. XXXI, p. 278 and Vol. XXXIX, p. 107; has effect in Alderney by Recueil d'Ordonnances Tome XVII, p. 168; Tome XXIV, p. 468 and Tome XXVI, pp. 177 and 317 and as varied by Tome XXX, p. 25; Tome XXXIII, p. 610 and Ordinance No. VII of 2010.

<sup>c</sup> Recueil d'Ordonnances Tome XVII, pp. 139 and 179; Tome XVIII, pp. 119 and 126; Tome XIX, pp. 23, 106, 216 and 280; Tome XX, pp. 81, 158, 359 and 392; Tome XXI, pp. 44, 72, 156, 283 and 452; Tome XXII, pp. 60, 185 and 537; Tome XXIII, pp. 48, 277, 314 and 453; Tome XXIV, pp. 88, 471 and 495; Tome XXV, pp. 49, 168 and 338; Tome XXVI, pp. 75, 194, 319, and 458; Tome XXVII, pp. 127 and 379; Tome XXVIII, pp. 168, 228, 255, 303, 341, 429 and 537; Tome XXIX, pp. 185, 299, 378 and 550; Tome XXX, pp. 30 and 520; Tome XXXI, p. 652; Tome XXXII, p. 640 and Tome XXXIII, pp. 233 and 644; Ordinance No. XLVI of 2010 and No. XLI of 2011 and the [Income Support (Implementation) (Amendment) Ordinance, 2012] approved by the States of Deliberation on the 27<sup>th</sup> June, 2012.

use, any bathroom, kitchen or washing facilities which are associated with the dwelling in question;" .

2. In the First Schedule to the [Income Support (Implementation) Ordinance, 1971] –

- (a) in paragraph 6(1) for "The", where it appears at the beginning, substitute "Subject to subparagraph (3), the",
- (b) immediately after paragraph 6(2), substitute the following subparagraphs –

"(3) The amount of any increase under this paragraph shall not, in respect of –

- (a) a single person or couple with no dependent children, or
- (b) any person living in shared accommodation,

exceed the maximum amount of rent for a person falling within those categories, or descriptions, of persons as determined under subparagraph (4).

(4) The amount for the purposes of subparagraph (3) shall be –

- (a) such amount as may be determined from time to time by –

- (i) the Guernsey Housing Association, or
- (ii) the States of Guernsey Housing Department,

as the case may be, or

- (b) such other amount as the Administrator may, if he considers it just in the circumstances of the particular case, determine.",<sup>1</sup> and

- (c) ...

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**NOTES**

*The title in square brackets of this Ordinance was substituted by the Income Support (Guernsey) Law, 2017, section 1(1), Schedule 1, paragraph 24, with effect from 6th July, 2018.<sup>2</sup>*

*The words in square brackets in the Preamble to this Ordinance were substituted by the Income Support (Guernsey) Law, 2017, section 1(2), Schedule 1, paragraph 1, with effect from 6th July, 2018.*

*In section 1 and section 2, the words "Income Support (Implementation) Ordinance, 1971" in square brackets, wherever occurring, were substituted by the Income Support (Guernsey) Law, 2017, section 1(1), Schedule 1, paragraph 4, with effect from 6th July, 2018.*

*In the footnote (footnote "c") to section 1, the words in square brackets were substituted by the Income Support (Guernsey) Law, 2017, section 1(1), Schedule 1, paragraph 23, with effect from 6th July, 2018.*

*In section 2, paragraph (c) was repealed by the Income Support (Implementation) (Amendment) Ordinance, 2013, section 3, with effect from 10th January, 2014.*

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**Interpretation.**

3. (1) 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.

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

**Repeal.**

4. The Supplementary Benefit (Implementation) (Amendment) Ordinance, 2011<sup>e</sup> is repealed.

**[Citation.]**

5. This Ordinance may be cited as the Income Support (Implementation) (Amendment) (No. 2) Ordinance, 2012.]

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**NOTE**

*Section 5 was substituted by the Income Support (Guernsey) Law, 2017, section 2, Schedule 2, paragraph 24, with effect from 6th July, 2018.<sup>3</sup>*

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**Extent.**

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

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<sup>d</sup> Ordres en Conseil Vol. XIII, p. 355.

<sup>e</sup> Ordinance No. XLI of 2011.

**Commencement.**

7. This Ordinance shall come into force on the 4<sup>th</sup> January, 2013.

SCHEDULE

Section 1

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**NOTE**

*The Schedule was repealed by the Income Support (Implementation) (Amendment) Ordinance, 2013, section 3, with effect from 10th January, 2014.*

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<sup>1</sup> For subsequent amendments, see the consolidated text of the Income Support (Implementation) Ordinance, 1971.

<sup>2</sup> Prior to this substitution, the Ordinance was titled the "Supplementary Benefit (Implementation) (Amendment) (No. 2) Ordinance, 2012".

<sup>3</sup> Prior to this substitution, the Ordinance was cited as the Supplementary Benefit (Implementation) (Amendment) (No. 2) Ordinance, 2012.