

ORDINANCE
OF THE STATES OF DELIBERATION

ENTITLED

The Severe Disability Benefit and Carer's Allowance
(Guernsey) Ordinance, 1986 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. 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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* Recueil d'Ordonnances Tome XXIII, p. 443; as amended by the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 2013 (No. ** of 2014); the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1987 (Recueil d'Ordonnances Tome XXIV, p. 92).

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ARRANGEMENT OF SECTIONS

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4. Medical practitioners acting as members of the Board.
5. Interpretation.
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8. Citation.
9. Commencement.

(Made on 24th September, 1986.)

The [Severe Disability Benefit and Carer's Allowance (Guernsey) Ordinance, 1986]

THE STATES, in pursuance of their Resolution of the 25th day of June, 1986, and in exercise of the powers conferred upon them by sections 1(4)(b), 2(3)(c), 3 and 15(2) of the [Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 1984], as amended^a, hereby order: –

Entitlement to attendance allowance.

1. ...

NOTES

The title in square brackets of this Ordinance was substituted by the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 2013, section 1(1), First Schedule, paragraph 7, with effect from 1st May, 2014.¹

The words in square brackets in the Preamble to this Ordinance were substituted by the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 2013, section 1(2), First Schedule, paragraph 1, with effect from 1st May, 2014.

Section 1 was repealed by the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1987, section 6, with effect from 9th November, 1987.

Entitlement to invalid care allowance.

2. ...

^a No. II of 1984; No. IX of 1986.

NOTE

Section 2 was repealed by the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1987, section 6, with effect from 9th November, 1987.

Rates of allowances.

3. ...

NOTE

Section 3 was repealed by the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1987, section 6, with effect from 9th November, 1987.

Medical practitioners acting as members of the Board.

4. A medical practitioner who is for the time being a member of the Board shall not act as a member of the Board for the purpose of the consideration of any case referred to the Board if he –

- (a) is or may be directly affected by that case, or
- (b) has taken any part in such a case as a medical practitioner who has regularly attended the claimant or to whom any question has been referred for examination and report or as an employer or witness.

NOTE

Section 15 of the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 1984, whereunder was constituted the Attendance Allowance Board ("the Board"), has since been repealed by the Severe Disability Benefit and Carer's Allowance (Amendment) (Guernsey) Law,

2002, section 1, Schedule, paragraph 4, with effect from 28th April, 2003, subject to the savings in section 3(a) of the 2002 Law.

Interpretation.

5. (1) In this Ordinance the expression "**the Law**" means the [Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 1984], and any other expressions have the same meanings as in the Law.

(2) Except where the context otherwise requires, any reference in this Ordinance to any enactment shall be construed as including a reference to that enactment as amended, repealed, replaced, extended or applied by or under any other enactment including this Ordinance.

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

NOTE

In section 5, the words in square brackets were substituted by the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 2013, section 1(2), First Schedule, paragraph 1, with effect from 1st May, 2014.

Extent.

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

Repeal.

7. The Attendance and Invalid Care Allowances (Guernsey) Ordinance,

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

1985^c, is hereby repealed.

[Citation.]

8. This Ordinance may be cited as the Severe Disability Benefit and Carer's Allowance (Guernsey) Ordinance, 1986.]

NOTE

Section 8 was substituted by the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 2013, section 2, Second Schedule, paragraph 8, with effect from 1st May, 2014.²

Commencement.

9. This Ordinance shall come into force on the 10th day of November, 1986.

¹ Prior to this substitution, the Ordinance was titled the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1986.

² Prior to this substitution, the Ordinance was cited as the Attendance and Invalid Care Allowances (Guernsey) Ordinance, 1986.

^c No. XXXVII of 1985.