

19 DEC 2014

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2014 No. 100

**The Social Insurance (Classification) (Amendment)  
(Guernsey) Regulations, 2014**

<i>Made</i>	<i>16<sup>th</sup> December, 2014</i>
<i>Coming into operation</i>	<i>1<sup>st</sup> January, 2015</i>
<i>Laid before the States</i>	<i>, 2015</i>

**THE SOCIAL SECURITY DEPARTMENT**, in exercise of the powers conferred upon it by sections 1 and 116 of the Social Insurance (Guernsey) Law, 1978<sup>a</sup>, as amended and of all other powers enabling it in that behalf, hereby orders:-

**Amendment.**

1. In Part III of the First Schedule to the Social Insurance (Classification) (Guernsey) Regulations, 1978, as amended<sup>b</sup>, immediately after paragraph 20, insert the following paragraph:-

<sup>a</sup> Ordres en Conseil Vol. XXVI, p. 292; Vol. XXVII, pp. 238, 307 and 392; Vol. XXIX, pp. 24, 148 and 422; Vol. XXXII, p. 59; Vol. XXXIV, pp. 397 and 510; Vol. XXXV(1), p. 161; Vol. XXXVI, pp. 123 and 343; Vol. XXXVIII, p. 59; Vol. XXXIX, p. 107; Vol. XL, p. 351; Vol. XLI, p. 267; Orders in Council No. IX of 2001; No. XXIII of 2002; No. XXIV of 2003; No. XI of 2004 and No. XVIII of 2007; Recueil d'Ordonnances Tome XXVI, p. 177; Tome XXXIII, p. 666 and Ordinance No. XVII of 2011.

<sup>b</sup> S.I. 1978 No.32; S.I. 1979 Nos. 5 and 28; S.I. 1988 No. 27; S.I. 1993 No. 25; S.I. 1994 No. 19; S.I. 1995 No. 30; S.I. 1999 No. 12, S.I. 2000 No. 5; S.I. 2000 No. 24; S.I. 2003 No. 39; S.I. 2004 No. 39; S.I. 2005 No. 19; S.I. 2007 No. 22 and S.I. 2011 No.56.

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<p>21. Employment as a non-executive director of not more than one company.</p>	<p>21. Any person in employment as specified in paragraph 21 of Column (A) whose remuneration in respect of that employment is four times the value of the annual Lower Earnings Limit or more.</p>
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**Interpretation.**

2. (1) 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shall be construed as including a reference to that enactment or those regulations, as the case may be, as amended, repealed, replaced, revoked, extended or applied, by or under any other enactment or by any other regulations.

(2) The Interpretation (Guernsey) Law, 1948<sup>c</sup> applies to the interpretation of these Regulations as it applies to the interpretation of a Guernsey enactment.

**Citation, commencement and extent.**

3. (1) These Regulations may be cited as the Social Insurance (Classification) (Amendment) (Guernsey) Regulations, 2014 and shall come into force on the 1<sup>st</sup> January, 2015.

(2) These Regulations shall have effect in the Islands of Guernsey, Alderney, Herm and Jethou.

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

Dated this 16<sup>th</sup> day of December, 2014.



Allister H Langlois  
Minister of the Social Security Department  
for and on behalf of the Department

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#### **EXPLANATORY NOTE**

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

These Regulations amend the Social Insurance (Classification) (Guernsey) Regulations, 1978 to provide that persons in employment as a non-executive director of not more than one company shall be treated as non-employed, unless they earn above a threshold of four times the value of the annual Lower Earnings Limit from that employment, in which case they will be treated as self-employed.

These Regulations come into force on the 1<sup>st</sup> January 2015.