

ORDER IN COUNCIL

III
2016

ratifying a Projet de Loi

ENTITLED

The Social Insurance (Guernsey) (Amendment) Law, 2016

(Registered on the Records of the Island of Guernsey
on the 4th April, 2016.)



2016

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 4th day of April, 2016 before Sir Richard Collas, Bailiff; present:- Susan Mowbray, Barbara Jean Bartie, John Ferguson, Stephen Murray Jones, Esquires, Claire Helen Le Pelley, Peter Sean Trueman Girard, Esquire, David Percy Langley Hodgetts, Esquire, L.V.O., Niall David McCathie, Esquire, Margaret Ann Spaargaren, Terry John Ferbrache, David Allan Grut, Jonathan Grenfell Hooley, Steven John Morris, and David James Mortimer, Esquires, Jurats.

The Bailiff, having this day placed before the Court an Order of Her Majesty in Council dated 15th March, 2016 approving and ratifying a Projet de Loi of the States of Guernsey entitled “The Social Insurance (Guernsey) (Amendment) Law, 2016”, THE COURT, after the reading of the said Order in Council and after having heard Her Majesty’s Comptroller thereon, ORDERED:

1. That the said Order be registered on the records of this Island;
and
2. That an extract of this present Act, together with a copy of the said Order be sent by Her Majesty’s Greffier to the Greffier of the Court of Alderney for registration on the records of that Island.

J. TORODE
Her Majesty’s Greffier.



At the Court at Buckingham Palace

THE 15th DAY OF MARCH 2016

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY
IN COUNCIL

The following report from the Committee of Council for the Affairs of Jersey and Guernsey was today read at the Board:

“In accordance with Your Majesty’s General Order of Reference of 22nd February 1952 the Committee have considered a Petition of the States of Guernsey:

“That, in pursuance of their Resolution of 8th April 2015, the States of Deliberation at a meeting on 26th January 2016 approved a *Projet de Loi* entitled the Social Insurance (Guernsey) (Amendment) Law, 2016 and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction to it. That the *Projet de Loi* is as set forth in the attached Schedule. The Petition most humbly prays that Your Majesty might be graciously pleased to sanction the Social Insurance (Guernsey) (Amendment) Law, 2016, and to order that it shall have force of law in the Islands of Guernsey, Alderney, Herm and Jethou.

“The Committee have considered the *Projet de Loi* and have agreed to report that it may be advisable for Your Majesty to approve and ratify it”.

Her Majesty, having taken the report into consideration, was pleased, by and with the advice of Her Privy Council, to approve and ratify the *Projet de Loi* (a copy of which is annexed to this Order) and to order that it, together with this Order, shall have the force of law in the Islands of Guernsey, Alderney, Herm and Jethou and shall be entered on the Register of the Island of Guernsey and observed accordingly.

Her Majesty’s Officers in the Bailiwick of Guernsey, and all others whom it may concern, are therefore to take notice of Her Majesty’s Order and to proceed accordingly.

Ceri King

The Social Insurance (Guernsey) (Amendment) Law, 2016

THE STATES, in pursuance of their Resolution of the 8th April, 2015^a have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Alderney, Herm and Jethou.

Amendment of the Social Insurance (Guernsey) Law, 1978.

1. (1) The Social Insurance (Guernsey) Law, 1978^b ("the Law") is amended as follows.

(2) In the Sixth Schedule to the Law -

(a) for the meaning of "Pensionable age" in the second column substitute "The age specified in column 2 of the table at the end of this Schedule opposite the age category specified in column 1 of the table in which the person's date of birth falls.", and

(b) at the end insert the following table -

"Table for purposes of establishing pensionable age"	
Age categories	Pensionable age
Person born before 1st January, 1955	65 years
Person born on or after 1st January, 1955 and before 1st November, 1955	65 years and 2 months
Person born on or after 1st November, 1955 and before 1st September, 1956	65 years and 4 months
Person born on or after 1st September, 1956 and before 1st July, 1957	65 years and 6 months
Person born on or after 1st July, 1957 and before 1st May, 1958	65 years and 8 months
Person born on or after 1st May, 1958 and before 1st March, 1959	65 years and 10 months

^a Article I.13 of Billet d'État No. IV of 2015.

^b 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, p. 510.; Vol. XXXV(1), p. 161; Vol. XXXVI, pp. 123 and 343; Vol. XXXIX, p. 107; Vol. XL, p. 351; Vol. XLI, p. 267; Vol. XLII (2), p. 1230 and Vol. XLIII, p. 813; Order in Council No. XI of 2004 and No. XVIII of 2007; Recueil d'Ordonnances Tome XXVI, p. 177; Tome XXXIII, p. 666; Ordinance No. XVII of 2011; No. XXXVIII of 2012 and No. XXX of 2013.

Person born on or after 1st March, 1959 and before 1st January, 1960	66 years
Person born on or after 1st January, 1960 and before 1st November, 1960	66 years and 2 months
Person born on or after 1st November, 1960 and before 1st September, 1961	66 years and 4 months
Person born on or after 1st September, 1961 and before 1st July, 1962	66 years and 6 months
Person born on or after 1st July, 1962 and before 1st May, 1963	66 years and 8 months
Person born on or after 1st May, 1963 and before 1st March, 1964	66 years and 10 months
Person born on or after 1st March, 1964 and before 1st January, 1965	67 years
Person born on or after 1st January, 1965 and before 1st November, 1965	67 years and 2 months
Person born on or after 1st November, 1965 and before 1st September, 1966	67 years and 4 months
Person born on or after 1st September, 1966 and before 1st July, 1967	67 years and 6 months
Person born on or after 1st July, 1967 and before 1st May, 1968	67 years and 8 months
Person born on or after 1st May, 1968 and before 1st March, 1969	67 years and 10 months
Person born on or after 1st March, 1969 and before 1st January, 1970	68 years
Person born on or after 1st January, 1970 and before 1st November, 1970	68 years and 2 months
Person born on or after 1st November, 1970 and before 1st September, 1971	68 years and 4 months
Person born on or after 1st September, 1971 and before 1st July, 1972	68 years and 6 months
Person born on or after 1st July, 1972 and before 1st May, 1973	68 years and 8 months
Person born on or after 1st May, 1973 and before 1st March, 1974	68 years and 10 months
Person born on or after 1st March, 1974 and before 1st January, 1975	69 years
Person born on or after 1st January 1975 and before 1st November 1975	69 years and 2 months
Person born on or after 1st November, 1975 and before 1st September, 1976	69 years and 4 months
Person born on or after 1st September, 1976 and before 1st July, 1977	69 years and 6 months
Person born on or after 1st July, 1977 and before 1st May, 1978	69 years and 8 months
Person born on or after 1st May, 1978 and before 1st March, 1979	69 years and 10 months
Person born on or after 1st March, 1979	70 years"

Amendment of Health Service (Benefit) Ordinance, 1990.

2. (1) The Health Service (Benefit) Ordinance, 1990^c ("the Ordinance") is amended as follows.

(2) In section 3(2)(a) of the Ordinance, for "the age of 65 years" substitute "pensionable age".

(3) In section 9(1) of the Ordinance, immediately after the definition of "**nurse prescriber**" insert the following definition -

"**pensionable age**" has the meaning given by section 121(1) of the Social Insurance (Guernsey) Law, 1978,".

Interpretation.

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

(2) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

Citation.

4. This Law may be cited as the Social Insurance (Guernsey) (Amendment) Law, 2016.

^c Recueil d'Ordonnances Tome XXV, pp. 191 and 310; also see Ordinance No. XXXIV of 2013; there are other amendments not relevant to this Law.

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

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