

Island of



Guernsey

Ordinance of the States

XXXIX
2016

Made 30th November, 2016

Coming into Operation 2nd January, 2017

The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2016

The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2016

THE STATES, in pursuance of their Resolution of the 3rd November, 2016^a, and in exercise of the powers conferred on them by sections 5 and 31 of the Long-term Care Insurance (Guernsey) Law, 2002 as amended^b and all other powers enabling them in that behalf, hereby order:-

Rates of benefit.

1. (1) The maximum weekly rates of care benefit shall be -
 - (a) for persons resident in a residential home -
 - (i) £432.46, or
 - (ii) where also receiving EMI care, £569.80, and
 - (b) for persons resident in a nursing home or the Guernsey Cheshire Home, £807.38.
- (2) The maximum weekly rates of respite care benefit shall be -
 - (a) for persons receiving respite care in a residential home-
 - (i) £627.62, or
 - (ii) where also receiving EMI care, £764.96, and
 - (b) for persons receiving respite care in a nursing home or the Guernsey Cheshire Home, £1,002.54

^a Article IV of Billet d'État No. XXVII of 2016.

^b Ordres en Conseil Vol. XLII(2), p. 1230; Recueil d'Ordonnances Tome XXIX, p. 406; Tome XXXII, p. 625; Ordinance No. XXII of 2015; Ordinance No. XLVII of 2015; Ordinance No. IX of 2016.

Co-payment by way of contribution.

2. The weekly co-payment which a claimant shall make by way of contribution towards or for the cost of his care -

- (a) as a condition of the right to care benefit, and
- (b) which shall be taken into account for the purposes of determining the rate of care benefit,

shall be £195.16.

Interpretation.

3. (1) In this Ordinance unless the context requires otherwise -

"**EMI care**" means care which, in the opinion of the Authority, is necessary to meet the needs of a person who is assessed by the Panel as having the characteristics of an elderly and mentally infirm person,

"**nursing home**" and "**residential home**" have the meanings given by section 18(1) of the Nursing Homes and Residential Homes (Guernsey) Law, 1976^c,

"**the Law**" means the Long-term Care Insurance (Guernsey) Law, 2002, and

other words and expressions used in this Ordinance shall have the same meaning as in the Law.

(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.

(3) The Interpretation (Guernsey) Law, 1948^d applies to the

^c Ordres en Conseil Vol. XXVI, p. 71; Vol. XXXI, p. 278 and Order in Council No. VI of 2007; Recueil d'Ordonnances Tome XXIX, p. 406.

interpretation of this Ordinance throughout the Islands of Guernsey, Alderney, Herm and Jethou.

Repeal.

4. The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2015^e is repealed.

Citation.

5. This Ordinance may be cited as the Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2016.

Extent.

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

Commencement.

7. This Ordinance shall come into force on the 2nd January, 2017.

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

^e Ordinance No. XLVII of 2015.

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