



GUERNSEY STATUTORY INSTRUMENT

2016 No. 56

The Social Insurance (Determination of Claims and Questions) (Guernsey) (Amendment) Regulations, 2016

Made 6th December, 2016
Coming into operation 1st January, 2017
Laid before the States , 2017

THE COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY, in exercise of the powers conferred on it by section 116 of the Social Insurance (Guernsey) Law, 1978^a, and of all other powers enabling it in that behalf, hereby makes the following Regulations:-

Amendment.

1. In regulation 14(1)(a) of the Social Insurance (Determination of Claims and Questions) Regulations, 1978^b for "and maternity allowance" substitute ", maternal health allowance, newborn care allowance and parental allowance".

Interpretation.

2. (1) In these Regulations, unless the context requires otherwise -

"enactment" includes a Law, an Ordinance and any subordinate

^a 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; Vol. XLII (2), p. 1230; Vol. XLIII (2), p. 813 and Vol. XLIV (1), p. 262; Orders in Council No. XVIII of 2007 and No. III of 2016; Ordinance No. XIV of 1993 (Tome XXVI, p. 177), Ordinance No. XLII of 2009, Ordinance No. XVII of 2011, Ordinance No. XXXVIII of 2012 and the Social Insurance (Guernsey) Law (Amendment) Ordinance, 2016.

^b G.S.I. No. 20 of 1978 and No. 41 of 2003.

legislation and includes any provision or portion of a Law, an Ordinance or any subordinate legislation, and

"subordinate legislation" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any statutory, customary or inherent power and having legislative effect, but does not include an Ordinance.

(2) Any reference in these Regulations 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^c applies to the interpretation of these Regulations as it applies to the interpretation of an enactment.

Extent.

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

Citation and commencement.

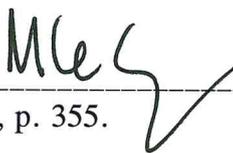
4. These Regulations may be cited as the Social Insurance (Determination of Claims and Questions) (Guernsey) (Amendment) Regulations, 2016 and shall come into force on the 1st January, 2017.

Dated this 6th day of December, 2016.

M. LE CLERC

President of the States Committee for Employment & Social Security

For and on behalf of the Committee



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

EXPLANATORY NOTE

(This note is not part of the Regulations)

With effect from 1st January 2017, the provisions of the Social Insurance (Guernsey) Law, 1978 (“the 1978 Law”) relating to maternity allowance will be repealed. From this date, maternity allowance will be replaced with the new benefits known as maternal health allowance and newborn care allowance and an equivalent benefit, known as parental allowance, will be available to adoptive parents.

These Regulations replace a reference in the Social Insurance (Determination of Claims and Questions) Regulations, 1978 to “maternity allowance” with a reference to the new benefits “maternal health allowance, newborn care allowance and parental allowance”.

These Regulations come into force on the 1st day of January, 2017.