

20 DEC 2016

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2016 No. 73

**The Supplementary Benefit (Guernsey) (Amendment)
Regulations, 2016**

<i>Made</i>	<i>20th December, 2016</i>
<i>Coming into operation</i>	<i>1st January, 2017</i>
<i>Laid before the States</i>	<i>, 2017</i>

THE COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY, in exercise of the powers conferred on it by sections 9(1) and 15B of the Supplementary Benefit (Guernsey) Law, 1971^a and all other powers enabling it in that behalf, hereby makes the following Regulations:-

Amendment.

1. The Supplementary Benefit (Guernsey) Regulations, 2014^b are amended as follows.

2. In regulation 11 -

- (a) delete subparagraph (d),
- (b) in subparagraph (h), delete "and",
- (c) in subparagraph (i), for the full stop substitute a comma, and

^a Ordres en Conseil Vol. XXIII, p. 26; Vol. XXVI, p. 292; Vol. XXXIX, p. 107; the Supplementary Benefit (Guernsey) (Amendment) Law, 2014 and Supplementary Benefit (Guernsey) (Amendment) (No. 2) Law, 2014.

^b G.S.I No. 82 of 2014.

(d) immediately after subparagraph (i), insert the following subparagraphs:

"(j) maternal health allowance,

(k) newborn care allowance, and

(l) parental allowance."

Interpretation.

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

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

"**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,

and other expressions have the same meanings as in the Supplementary Benefit (Guernsey) Law, 1971.

(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.

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

Extent.

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

Citation and commencement.

5. These Regulations may be cited as the Supplementary Benefit (Guernsey) (Amendment) Regulations, 2016 and shall come into force on the 1st January, 2017.

Dated this 20th day of December, 2016


M. LE CLERC

President of the States Committee for Employment & Social Security
For and on behalf of the Committee

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 amend Regulation 11 of the Supplementary Benefit (Guernsey) Regulations, 2014 in order to remove maternity allowance and add maternal health allowance, newborn care allowance and parental allowance to the list of benefits, allowances and pensions payable under the 1978 Law that can be abated under the Supplementary Benefit (Guernsey) Law, 1971 (“the principal Law”), at the

discretion of the States Committee for Employment & Social Security, in respect of supplementary benefit payable under the principal Law.

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