

ORDER IN COUNCIL

X
1993

ratifying a Projet de Loi

ENTITLED

The Attendance and Invalid Care Allowances (Amendment) (Guernsey) Law, 1993

(Registered on the Records of the Island of Guernsey
on the 24th August, 1993.)



1993

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 24th day of August, 1993 before Sir Graham Dorey, Kt., Bailiff; present:—Harry Wilson Bisson, Herbert Nicolle Machon, Geoffrey Ernest Le Page, Stanley Walter John Jehan, Raymond Arthur Heaume, Esquires, Mrs. Dorothy Winifred Le Pelley, Leonard Arthur Moss, John Edward Morris, Charles Anthony Spensley, Lawrence Oscar Ozanne and John Richard Rowe Henry, Esquires, Jurats.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 20th July, 1993, approving and ratifying a *Projet de Loi* entitled "The Attendance and Invalid Care Allowances (Amendment) (Guernsey) Law, 1993", THE COURT, after the reading of the said Order in Council and after having heard Her Majesty's Procureur thereon, ordered:-

1. That the said Order in Council 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 in Council, be sent by Her Majesty's Greffier to the Clerk of the Court of Alderney for registration on the records of that Island of which Order in Council the tenor followeth:-

At the Court at Buckingham Palace

The 20th day of July 1993

PRESENT,

**The Queen's Most Excellent Majesty
in Council**

WHEREAS there was this day read at the Board a Report from the Right Honourable the Lords of the Committee of Council for the affairs of Guernsey and Jersey dated the 22nd day of June 1993 in the words following, viz.:—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 22nd day of February 1952, to refer unto this Committee the humble petition of the States of the Island of Guernsey setting forth:—

‘1. That, in pursuance of their Resolution of the 27th day of January 1993, the States of Deliberation at a meeting held on the 31st day of March 1993, approved a Bill or “Projet de Loi” entitled “The Attendance and Invalid Care Allowances (Amendment) (Guernsey) Law, 1993”, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the said Bill or “Projet de Loi” is in the words and figures set forth in the Schedule hereunto annexed. And most humbly praying that Your Majesty might be graciously pleased to grant Your Royal Sanction to the Bill or “Projet de Loi” of the States of Guernsey entitled “The Attendance and Invalid Care Allowances (Amendment) (Guernsey) Law, 1993”, and to order that the same shall have force of law in the Islands of Guernsey, Alderney, Herm and Jethou.’

“THE LORDS OF THE COMMITTEE, in obedience to Your Majesty’s said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration and do this day agree

humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer of the said petition and to approve of and ratify the said Projet de Loi.”

HER MAJESTY having taken the said Report into consideration is pleased, by and with the advice of Her Privy Council, to approve of and ratify the said Projet de Loi, and to order, and it is hereby ordered, that the same shall have the force of Law within the Islands of Guernsey, Alderney, Herm and Jethou.

AND HER MAJESTY doth hereby further direct that this Order, and the said Projet de Loi (a copy whereof is hereunto annexed), be entered upon the Register of the Island of Guernsey and observed accordingly.

AND the Lieutenant Governor and Commander-in-Chief of the Island of Guernsey, the Bailiff and Jurats, and all other Her Majesty's Officers for the time being in the said Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

N. H. Nicholls

PROJET DE LOI
ENTITLED
**The Attendance and Invalid Care Allowances (Amendment)
(Guernsey) Law, 1993**

THE STATES, in pursuance of their Resolution of the 27th day of January, 1993(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.

Amendments to 1984 Law.

1. The Attendance and Invalid Care Allowances (Guernsey) (Amendment) Law, 1984, as amended(b), is hereby amended as follows: -

(a) by inserting at the beginning of section 1(2)(b) the words "except where subsection (2A) applies,";

(b) by inserting the following subsection immediately after section 1(2): -

"(2A) This subsection applies where the Attendance Allowance Board is satisfied that a person -

(a) is suffering from a progressive

(a) Article XIII of Billet d'État No. I of 1993.

(b) Ordres en Conseil, Vol. XXVIII, p. 353; Vol. XXIX, p. 198; No. XIV of 1991.

disease in consequence of which it may reasonably be expected that his death will result within six months of the date of his claim; and

(b) has, at the said date, been incapable of work by reason of such disease for a period of not less than six months.";

(c) by substituting for the words in subsection 1(3)(a) "the last preceding subsection" the words "subsection (2)"; and

(d) by inserting in section 2(3)(c), immediately after the words "old age pension", the words ", widow's benefit or industrial disablement benefit".

Citation

2. This Law may be cited as the Attendance and Invalid Care Allowances (Amendment) (Guernsey) Law, 1993.

K. H. TOUGH,
Her Majesty's Greffier.