

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

The Income Support (Implementation) (Amendment) Ordinance, 1972 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Recueil d'Ordonnances Tome XVIII, p. 119; as amended by the Income Support (Guernsey) Law, 2017 (No. IV of 2018); the Supplementary Benefit (Implementation) (Amendment) (No. 2) Ordinance, 1972 (Recueil d'Ordonnances Tome XVIII, p. 126). This Ordinance is applied to the Island of Alderney by the Alderney (Application of Legislation) (Income Support) Ordinance, 1972 (Recueil d'Ordonnances Tome XVIII, p. 121).

**ORDINANCE
OF THE STATES OF DELIBERATION**

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**The Income Support (Implementation) (Amendment)
Ordinance, 1972**

ARRANGEMENT OF SECTIONS

1. Amendment of principal Ordinance.
2. Repeal.
3. Citation and collective title.

(Made on 28th June, 1972.)

The [Income Support (Implementation) (Amendment) Ordinance, 1972]

THE STATES, in exercise of the powers conferred upon them by subsection (2) of section three of the [Income Support (Guernsey) Law, 1971]^a, and of all other powers enabling them in that behalf, hereby order: –

Amendment of principal Ordinance.

1. Sub-paragraph (2) of paragraph 15 of Part III of the First Schedule to the [Income Support (Implementation) Ordinance, 1971]^b, (hereafter in this Ordinance referred to as "**the principal Ordinance**"), is hereby repealed and the following three sub-paragraphs are hereby substituted therefor –

" (2) Subject to the provisions of sub-paragraph (4) of this paragraph, for the purposes of this Schedule, a person's net weekly earnings shall be the net remuneration or profit, calculated on a weekly basis, derived by him from any occupation and, in particular, in so far as the earnings consist of salary or wages, there shall be deducted –

(a) any sum the deduction of which from salary or wages is authorised by any enactment for the time being in force,

(b) any expenses reasonably incurred by him in

^a Ordres en Conseil No. II of 1971.

^b Ordinance No. XXXVIII of 1971.

connection with his employment.

(3) For the purposes of this Schedule, there shall be included in a person's net weekly earnings the cash value of any board or lodging or both which he is enjoying under and in pursuance of a contract of service.

(4) Where a person's earnings for any week are not immediately ascertainable, sub-paragraph (2) of this paragraph shall not apply and his net weekly earnings for that week shall be calculated or estimated in such manner and on such basis as the Administrator considers appropriate, having regard to all the circumstances of the case."¹

NOTES

The title in square brackets of this Ordinance was substituted by the Income Support (Guernsey) Law, 2017, section 1(1), Schedule 1, paragraph 7, with effect from 6th July, 2018.²

The words in square brackets in the Preamble to this Ordinance were substituted by the Income Support (Guernsey) Law, 2017, section 1(2), Schedule 1, paragraph 1, with effect from 6th July, 2018.

In section 1, the words in square brackets were substituted by the Income Support (Guernsey) Law, 2017, section 1(2), Schedule 1, paragraph 4, with effect from 6th July, 2018.

This Ordinance is applied to the Island of Alderney by the Alderney (Application of Legislation) (Income Support) Ordinance, 1972, section 1, with effect from 28th June, 1972.

Repeal.

2. The definition of the expression "**net weekly earnings**" in subsection (1) of section twenty-six of the principal Ordinance is hereby repealed.

Citation and collective title.

3. [(1) This Ordinance may be cited as the Income Support (Implementation) (Amendment) Ordinance, 1972.]

(2) ...

NOTES

In section 3,

subsection (1) was substituted by the Income Support (Guernsey) Law, 2017, section 2, Schedule 2, paragraph 7, with effect from 6th July, 2018;³

subsection (2) was repealed by the Supplementary Benefit (Implementation) (Amendment) (No. 2) Ordinance, 1972, section 2, with effect from 13th October, 1972.

The Ordinance was made and came into operation on 28th June, 1972.

¹ For subsequent amendments, see the consolidated text of the Income Support (Implementation) Ordinance, 1971.

² Prior to this substitution, the Ordinance was titled the "Supplementary Benefit (Implementation) (Amendment) Ordinance, 1972".

³ Prior to this substitution, the Ordinance was cited as the Supplementary Benefit (Implementation) (Amendment) Ordinance, 1972.