

ORDINANCE
OF THE STATES OF DELIBERATION

ENTITLED

The Long-term Care Insurance (Guernsey) (Rates)
Ordinance, 2021 *

[CONSOLIDATED TEXT]

NOTE

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* No. XXXVIII of 2021. This Ordinance is prospectively amended by the Long-term Care Insurance (Guernsey) (Rates) (Amendment) Ordinance, 2022 (No. ** of 2022).

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ARRANGEMENT OF SECTIONS

1. Rates of benefit.
2. Co-payment by way of contribution.
3. Interpretation.
4. Repeal.
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(Made on 24th November, 2021.)

The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2021

THE STATES, in pursuance of their Resolutions of the 14th October 2021^a, and in exercise of the powers conferred on them by sections 5 and 31 of the Long-term Care Insurance (Guernsey) Law, 2002^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) £532.98, or
 - (ii) where also receiving EMI care, £696.64, and
 - (b) for persons resident in a nursing home or the Guernsey Cheshire Home, £961.59.
- (2) The maximum weekly rates of respite care benefit shall be –
 - (a) for persons receiving respite care in a residential home-

^a Article XI of Billet d'État No. XX of 2021.

^b Order in Council No. XXIII of 2002; amended by Order in Council No. IV of 2014; Ordinance No. XXXIII of 2003; No. XLII of 2007; No. IX of 2016; and No. XXVII of 2021.

- (i) [£804.65] or
 - (ii) where also receiving EMI care, [£968.31], and
- (b) for persons receiving respite care in a nursing home or the Guernsey Cheshire Home, [£1,233.26].

NOTE

In section 1, the symbols and figures in square brackets in, first, subsection (2)(a)(i), second, subsection (2)(a)(ii) and, third, subsection (2)(b) were substituted by the Long-term Care Insurance (Guernsey) (Rates) (Amendment) Ordinance, 2022, respectively section 1(2)(a), section 1(2)(b) and section 1(2)(c), with effect from 4th July, 2022.

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 that claimant's 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 [£271.67].

NOTE

In section 2, the symbols and figures in square brackets were substituted by the Long-term Care Insurance (Guernsey) (Rates) (Amendment) Ordinance, 2022, section 1(3), with effect from 4th July, 2022.

Interpretation.

3. In this Ordinance, unless the context requires otherwise –

"**EMI care**" means care which, in the opinion of the Administrator, 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, and

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

Repeal.

4. The Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2020^d and the Long-term Care Insurance (Guernsey) (Rates) (Amendment) Ordinance, 2021^e are repealed.

Citation.

5. This Ordinance may be cited as the Long-term Care Insurance (Guernsey) (Rates) Ordinance, 2021.

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 3rd January, 2022.

^c Ordres en Conseil Vol. XXVI, p. 71; amended by Ordres en Conseil Vol. XXXI, p. 278; Order in Council No. VI of 2007; Ordinance No. XXXIII of 2003; and No. IX of 2016.

^d Ordinance No. XXXII of 2020.

^e Ordinance No. XXIII of 2021.