

The Income Support (Implementation) (Amendment) (No. 2) Ordinance, 2024

THE STATES, in pursuance of their Resolutions of the 20th November 2024^a, and in exercise of the powers conferred on them by sections 3(2) and (4), 15 and 15B of the Income Support (Guernsey) Law, 1971^b, and all other powers enabling them in that behalf, hereby order:-

Amendment of Ordinance.

1. The First Schedule (including its Appendix) to the Income Support (Implementation) Ordinance, 1971^c is amended as follows.

2. In paragraph 3 (limitation on amount of income support payable for certain persons), in subparagraph (2)(b)(ii) for "first and third" substitute "first and fourth", and after subparagraph (2)(b) insert –

"(ba) of a person who is residing in a residential home and receiving EMI care shall be –

(i) where that person is entitled to benefit, or would be so entitled if he made a claim under, the Long-term Care Insurance (Guernsey) Law, 2002, the amount of requirements specified in

^a Article II of Billet d'État No. XIX of 2024.

^b Ordres en Conseil Vol. XXIII, p. 26. This enactment has been amended.

^c Recueil d'Ordonnances Tome XVII, p. 139. This enactment has been amended.

paragraph 7(1), or

- (ii) where that person is not entitled to benefit, for reason other than failure to make a claim under, the Long-term Care Insurance (Guernsey) Law, 2002, the sum of the amounts specified in the second and fourth columns of Table 1,".

3. In subparagraph (2)(c)(ii) of paragraph 3, for "second and third" substitute "third and fourth", and

4. In subparagraph (2)(d) of paragraph 3, for "fourth" substitute "fifth".

5. At the end of paragraph 3, insert –

"(5) In Table 1, "**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 Needs Assessment Panel established under the Long-term Care Insurance (Guernsey) Law, 2002 as having the characteristics of an elderly and mentally infirm person."

6. In paragraph 6 (rent), in subparagraphs (1)(b) and (2A)(a), for "£92.00" substitute "£96.00".

7. In subparagraph (1)(a) of paragraph 7 (persons in hospital, nursing home or residential home), for "third" substitute "fourth".

8. In paragraph 7A (persons in a hospital or care home in the UK), for "fourth" substitute "fifth".

9. In paragraph 15 (earnings), in subparagraph (1A), for "£50" substitute "£60.00".

10. For Tables 1 to 4 set out in the Appendix to the First Schedule, substitute the numbered Tables 1 to 4 set out in the Schedule to this Ordinance.

Extent.

11. This Ordinance has effect in the Islands of Guernsey, Alderney, Herm and Jethou.

Repeal.

12. The Income Support (Implementation) (Amendment) (No. 2) Ordinance, 2023^d is repealed.

Citation.

13. This Ordinance may be cited as the Income Support (Implementation) (Amendment) (No. 2) Ordinance, 2024.

Commencement.

14. This Ordinance shall come into force on the 3rd January, 2025.

^d Ordinance No. XXXV of 2023.

SCHEDULE

Section 3

"Table 1

(Paragraph 3)

Limitation of weekly benefit payable for certain persons as from the week
commencing 3rd January, 2025

<i>Residential home</i>	<i>Residential home, receiving EMI care</i>	<i>Nursing Home, etc</i>	<i>Personal Allowance</i>	<i>UK Personal Allowance</i>
£1,028.00	£1,223.00	£1,540.00	£48.86	£69.07

Table 2

(Paragraph 5(1) and (2))

Short-term Weekly Requirements as from week commencing

3rd January, 2025

<i>Description</i>	<i>Amount</i>
Married couple or other persons falling within paragraph 2(1) (" Couple ")	£270.98
Person not falling within paragraph 2(1) who is directly responsible for household necessities and rent (if any) (" Single householder ")	£162.45
Person who is not a householder (" Non-householder ") -	£123.98
Member of a household -	
Aged 11 years or over	£118.94
Aged 5 years or over but less than 11	£93.09
Aged less than 5 years	£76.33

Table 3

(Paragraph 5(2) and (2A))

Long-term Weekly Requirements as from week commencing

3rd January, 2025

<i>Description</i>	<i>Amount</i>
Married couple or other persons falling within paragraph 2(1) (" Couple ")	£385.59
Person not falling within paragraph 2(1) who is directly responsible for household necessities and rent (if any) (" Single householder ")	£231.92
Person who is not a householder (" Non-householder ") -	£176.58
Member of a household -	
Aged 11 years or over	£135.46
Aged 5 years or over but less than 11	£103.06
Aged less than 5 years	£89.96

Table 4

(Paragraph 6(4))

Maximum Rent Allowances as from week commencing

3rd January, 2025

<i>Description</i>	<i>Amount</i>
Married couple or other persons falling within paragraph 2(1) (" Couple ") with no child dependants	£300.92
Person not falling within paragraph 2(1) who is directly responsible for household necessities and rent (if any) (" Single householder ") with no child dependants	£300.92
Couple or Single householder with one child dependant	£349.54
Couple or Single householder with two child dependants	£445.01
Couple or Single householder with three or more child dependants	£543.98
Person living in shared accommodation	£232.96".