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 STATUTORY INSTRUMENTS
 

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1983 No. 604

## SOCIAL SECURITY

**The Social Security (Jersey and Guernsey) Order 1983**

*Made - - - - -* 20th April 1983  
*Coming into Operation* 25th April 1983

At the Court at Windsor Castle, the 20th day of April 1983

Present,

The Queen's Most Excellent Majesty in Council

Whereas by the Social Security (Jersey and Guernsey) Order 1978 (a), (hereinafter referred to as "the Principal Order") made in pursuance of section 143 of the Social Security Act 1975 (b), it was ordered that the said Act be modified to such extent as might be required to give effect to the provisions contained in the Agreement on Social Security set out in the Schedule to the Principal Order, so far as the same relate to England, Wales and Scotland:

And Whereas those provisions were modified by Letters exchanged on behalf of the Contracting Parties on 30th September 1982 as set out in the Schedule to the Social Security (Jersey and Guernsey) Order 1982 (c):

And Whereas those provisions were further modified by Letters exchanged on behalf of the Contracting Parties on 29th March 1983 (which Letters are set out in the Schedule hereto):

And Whereas it is provided that such modification shall enter into force on 25th April 1983:

Now, therefore, Her Majesty, in pursuance of the said section 143 and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

*Citation and commencement*

1. This Order may be cited as the Social Security (Jersey and Guernsey) Order 1983 and shall come into operation on 25th April 1983.

*Amendment of Principal Order and Modification of the Act*

2. The Principal Order shall be amended in accordance with, and accordingly the Social Security Act 1975 shall be modified to such extent as may be required to give effect to, the provisions contained in the Letters set out in the Schedule to this Order, so far as the same relate to England, Wales and Scotland.

*N. E. Leigh,*  
 Clerk of the Privy Council.

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(a) S.I. 1978/1527.

(b) 1975 c.14; subsection (1A) of section 143 was inserted by section 6(1) of the Social Security Act 1981 (c.33).

(c) S.I. 1982/1527.

## SCHEDULE

LETTERS EXCHANGED ON 29TH MARCH 1983 BETWEEN THE SECRETARY OF STATE  
FOR SOCIAL SERVICES AND THE JERSEY SOCIAL SECURITY COMMITTEE AND THE  
GUERNSEY STATES INSURANCE AUTHORITY

## No. 1

THE SECRETARY OF STATE FOR SOCIAL SERVICES TO THE SOCIAL SECURITY  
COMMITTEE

11th March 1983

Sir

I refer to the Agreement on Social Security between the Secretary of State for Social Services, the Department of Health and Social Services for Northern Ireland and the Lieutenant-Governor of the Isle of Man, with the advice and consent of the Isle of Man Board of Social Security constituted under the Isle of Man Board of Social Security Act 1970, of the first part, the Social Security Committee, with the consent of the States of Jersey, of the second part, and the States Insurance Authority, with the consent of the States of Guernsey, of the third part, which entered into force on 6th November 1978 (which in this letter is referred to as "the Agreement") and to recent discussions between the Department of Health and Social Security, the Social Security Committee and the States Insurance Authority concerning the need to amend the Agreement. The Secretary of State for Social Services, with the concurrence of the Department of Health and Social Services for Northern Ireland and the Lieutenant-Governor of the Isle of Man, proposes the following amendment:

Paragraph (3) of Article 10 of the Agreement shall be amended by omitting the words 'of the appropriate class' and by adding at the end of the paragraph the following sentence:—

"Where a woman is confined in Great Britain, Northern Ireland or the Isle of Man (other than a woman who is treated as having been confined there by virtue of paragraph (1) of this Article) then for the purpose of any claim for maternity grant under the legislation of Great Britain, Northern Ireland or the Isle of Man in respect of that confinement, any period of presence completed by her in any other country shall be treated as if it were a period of presence completed by her in the country in whose territory the confinement occurred".

I suggest that if this proposal is acceptable to you this letter and your reply together with the letter I have sent to the States Insurance Authority and their reply shall constitute an Agreement between us which shall enter into force on 25th April 1983.

*Hugh Rossi,*  
for the Secretary of State for  
Social Services.

NO. 2

THE SECRETARY OF STATE FOR SOCIAL SERVICES TO THE STATES INSURANCE  
AUTHORITY

11th March 1983

Sir

*[The letter here sets out the text as in No. 1 except final paragraph]*

I suggest that if this proposal is acceptable to the States Insurance Authority this letter and your reply together with the letter I have sent to the Social Security Committee and their reply shall constitute an Agreement between us which shall enter into force on 25th April 1983.

*Hugh Rossi,*  
for the Secretary of State for  
Social Services.

NO. 3

THE SOCIAL SECURITY COMMITTEE TO THE SECRETARY OF STATE FOR SOCIAL  
SERVICES

29th March 1983

Sir

I refer to your letter of 11th March 1983 which reads as follows:—

*[The letter here sets out the text of No. 1]*

The Social Security Committee accepts the proposal of the Secretary of State for Social Services, the Department of Health and Social Services for Northern Ireland and the Lieutenant-Governor of the Isle of Man and agrees that your letter and this reply (together with that of the States Insurance Authority) shall constitute an Agreement between us.

*E. J. M. Potter,*  
for the Social Security Committee.

No. 4

THE STATES INSURANCE AUTHORITY TO THE SECRETARY OF STATE FOR SOCIAL SERVICES

28th March 1983

Sir

I refer to your letter of 11th March 1983 which reads as follows:—

*[The letter here sets out the text of No. 2]*

The States Insurance Authority accepts the proposal of the Secretary of State for Social Services, the Department of Health and Social Services for Northern Ireland and the Lieutenant-Governor of the Isle of Man and agrees that your letter and this reply (together with that of the Social Security Committee) shall constitute an Agreement between us.

*R. M. Chilcott,*  
for the States Insurance Authority.

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## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order makes provision for modification of the Social Security Act 1975 so as to give effect in England, Wales and Scotland to the provisions contained in Letters (set out in the Schedule) exchanged between the Secretary of State for Social Services, the Department of Health and Social Services for Northern Ireland and the Lieutenant-Governor of the Isle of Man, with the advice and consent of the Isle of Man Board of Social Security, of the first part, the Social Security Committee, with the consent of the States of Jersey, of the second part and the States Insurance Authority, with the consent of the States of Guernsey, of the third part. The effect of the exchange of letters is to amend paragraph (3) of Article 10 of the Agreement set out in the Schedule to the Social Security (Jersey and Guernsey) Order 1978 so as to take account of the introduction in the Social Security Act 1980 (c.30) of non-contributory maternity grant which has replaced contributory maternity grant.

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