

THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY

**THE HEALTH SERVICE BENEFIT (AMENDMENT AND COMMENCEMENT) ORDINANCE,
2021**

The States are asked to decide:-

Whether they are of the opinion to approve the draft Ordinance entitled "The Health Service Benefit (Amendment and Commencement) Ordinance, 2021", and to direct that the same shall have effect as an Ordinance of the States.

EXPLANATORY MEMORANDUM

This Ordinance amends a provision inserted into the Health Service Benefit (Guernsey) Law, 1990 ("the 1990 Law") by the Health Service Benefit (Amendment and Miscellaneous Provisions) (Guernsey) Law, 2021 ("the 2021 Law") and brings the 2021 Law (as so amended) into force on 1st January 2022.

The provision inserted into the 1990 Law by the 2021 Law that is amended by the Ordinance is concerned with the appointment of the Health Administrator. The Ordinance amends two references in that inserted provision to "the Committee", to make clear that the Health Administrator is to be appointed by the Policy & Resources Committee on the recommendation of the Committee for Health & Social Care, and shall carry out such functions as are assigned to him or her under the 1990 Law, any other enactment and by the Committee for Health & Social Care.

The Health Service Benefit

(Amendment and Commencement) Ordinance, 2021

THE STATES, in exercise of the powers conferred on them by sections 6 and 11 of the Health Service Benefit (Amendment and Miscellaneous Provisions) (Guernsey) Law, 2021^a, and all other powers enabling them in that behalf, hereby order:-

Amendment and commencement of Health Service Benefit (Amendment and Miscellaneous Provisions) (Guernsey) Law, 2021.

1. (1) In the section 34A inserted in Part X of the Health Service Benefit (Guernsey) Law, 1990^b by section 2(17) of the Health Service Benefit (Amendment and Miscellaneous Provisions) (Guernsey) Law, 2021 –

- (a) in the first place it appears, for "the Committee" substitute "the States Policy & Resources Committee, on the recommendation of the Committee for Health & Social Care", and
- (b) in the second place it appears, for "the Committee" substitute "the Committee for Health & Social Care".

^a Order in Council No. VIII of 2021.

^b Ordres en Conseil Vol. XXXII, p. 192; amended by Order in Council No. IX of 2003; No. II of 2011; No. IV of 2018; Recueil d'Ordonnances Tome XXVI, pp. 177 and 483; Ordinance Nos. XXII and XXVII of 2002; No. XXI and XXXIII of 2003; No. XLII of 2006; No. XLIII of 2007; No. XXII of 2015; Nos. IX and XLIV of 2016; and No. XVI of 2020.

(2) The Health Service Benefit (Amendment and Miscellaneous Provisions) (Guernsey) Law, 2021, as amended, shall come into force on the 1st January, 2022.

Citation.

2. This Ordinance may be cited as the Health Service Benefit (Amendment and Commencement) Ordinance, 2021.