



Jersey

## **INCOME SUPPORT (GENERAL PROVISIONS) (AMENDMENT No. 3) (JERSEY) ORDER 2009**

*Made*

*4th September 2009*

*Coming into force*

*1st October 2009*

**THE MINISTER FOR SOCIAL SECURITY**, in pursuance of Articles 7 and 18 of the Income Support (Jersey) Law 2007<sup>1</sup>, orders as follows –

### **1 Schedule 2 amended**

In Schedule 2 to the Income Support (General Provisions) (Jersey) Order 2008<sup>2</sup> –

(a) for paragraph 2(1) there shall be substituted the following subparagraph –

“(1) The following amounts of capital shall be disregarded in assessing calculated income –

- |     |  |         |
|-----|--|---------|
| (a) | in the case of a household containing a sole adult under the age of 65 years where a member of the household meets the criteria for the personal care element of the impairment component under paragraph 6 of Schedule 1 to the Regulations                 | £13,053 |
| (b) | in the case of any other household containing a sole adult under the age of 65 years   | £8,702  |
| (c) | in the case of a household containing 2 or more adults who are all under the age of 65 years where a member of the household meets the criteria for the personal care element of the impairment component under paragraph 6 of Schedule 1 to the Regulations | £21,636 |
| (d) | in the case of any other household containing 2 or more adults who are all under the age of 65 years   | £14,424 |

- |     |   |            |
|-----|---|------------|
| (e) | in the case of a household containing a sole adult aged 65 years or over                              | £13,053    |
| (f) | in the case of a household containing 2 or more adults, at least one of whom is aged 65 years or over | £21,636.”; |

- (b) for paragraph 5 there shall be substituted the following paragraph –

**“5 Percentage of income to be disregarded**

In assessing the weekly income of the household there shall be disregarded –

- (a) 12% of the earnings of any adults in the household who are not entitled to a basic component under Article 5(2)(b) of the Law;
- (b) 100% of the income of any children in the household derived from earnings;
- (ba) 5% of any income derived from an award of long term incapacity allowance under Article 16 of the Social Security (Jersey) Law 1974<sup>3</sup> or of invalidity benefit by virtue of Article 18 of the Social Security (Amendment No. 14) (Jersey) Law 2000<sup>4</sup>;
- (bb) 10% of any income derived from any qualifying maintenance payment received by any person in the household;
- (bc) 5% of any income derived from a pension or annuity of any person in the household aged under 65 years;
- (c) 100% of the first £32.69 of any income derived from a pension or annuity of one person in the household aged 65 years or over;
- (d) 100% of the first £20.37 of any income derived from a pension or annuity of any other person in the household aged 65 years or over;
- (e) in the case of a person entitled to a basic component under Article 5(2)(b) of the Law, either –
  - (i) 100% of the first £16.24 of earnings;
  - (ii) 50% of earnings over £16.24 but under £27.09; and
  - (iii) 25% of earnings over £27.09 but under £48.79,
 or 12% of total earnings, whichever results in the greater amount to be disregarded.”.

**2 Citation and commencement**

This Order may be cited as the Income Support (General Provisions) (Amendment No. 3) (Jersey) Order 2009 and shall come into force on 1st October 2009.

**DEPUTY I.J. GORST OF ST. CLEMENT**

*Minister for Social Security*

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- <sup>1</sup> *chapter 26.550*  
<sup>2</sup> *chapter 26.550.20*  
<sup>3</sup> *chapter 26.900*  
<sup>4</sup> *L.42/2000 (chapter 26.900)*