



Jersey

**SOCIAL SECURITY (OLD AGE PENSIONS
AND SURVIVOR'S BENEFIT) (JERSEY)
ORDER 2001**

Official Consolidated Version

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SOCIAL SECURITY (OLD AGE PENSIONS AND SURVIVOR’S BENEFIT) (JERSEY) ORDER 2001

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Jersey

SOCIAL SECURITY (OLD AGE PENSIONS AND SURVIVOR'S BENEFIT) (JERSEY) ORDER 2001¹

THE EMPLOYMENT AND SOCIAL SECURITY COMMITTEE, in pursuance of Articles 14, 25 and 51 of the [Social Security \(Jersey\) Law 1974](#), orders as follows –

Commencement [[see endnotes](#)]

1 Interpretation

In this Order “Law” means the [Social Security \(Jersey\) Law 1974](#).

2 Choice of old age pension by woman

- (1) A woman who, but for the provisions of Article 25(5) of the Law, would be entitled for the same period to more than one old age pension may, by notice in writing to the Minister, choose which pension she shall be entitled to for any week commencing after the date on which such notice is given.
- (2) However, for any period in respect of which no such notice is given, the woman shall be treated as if she has chosen the pension that is payable at the highest rate.
- (3) A choice of pension by notice in writing under paragraph (1) shall be irrevocable.

3 Old age pensions for women who were insured under the Law of 1950

Every woman who was an insured person under the Insular Insurance (Jersey) Law 1950, shall, on attaining the age of 60, be entitled to an old age pension at the weekly rate set out in paragraph 3(1) of Part 1A of Schedule 1 to the Law if –

- (a) the annual contribution factor derived from contributions paid by her is not less than 0.5; and
- (b) the life average contribution factor derived from the contributions paid by or credited to her is 1.00.²

4 Partial satisfaction of contribution conditions and reduced rates of benefit

- (1) Where a person would be entitled to an old age pension or survivor's benefit but for the fact that the contribution condition set out in paragraph 6(1)(b) of Schedule 2 to the Law is not satisfied, that person shall nevertheless be entitled to benefit at a reduced rate ascertained in accordance with paragraph (3) or (4) of this Article, as the case requires, if the life average contribution factor derived from the contributions paid by or credited to the relevant person (as defined in paragraph 6(2) of Schedule 2 to the Law) is not less than 0.10.³
- (2) Where a woman would be entitled to an old age pension by virtue of Article 3 but for the fact that the condition set out in paragraph (b) of that Article is not satisfied, that woman shall nevertheless be entitled to an old age pension on attaining the age of 60, at a reduced rate ascertained in accordance with paragraph (3) of this Article, if the life average contribution factor derived from the contributions paid by or credited to her is not less than 0.10.
- (3) Where a person is entitled to an old age pension under paragraph (1) or (2), the pension shall be payable at such weekly rate as bears the same relationship to the weekly rate in paragraph 3 of Part 1A of Schedule 1 to the Law that applies in the person's case as the person's life average contribution factor bears to a life average contribution factor of 1.00.⁴
- (4) Where a person is entitled to survivor's benefit under paragraph (1), the benefit shall be payable at such weekly rate as bears the same relationship to the appropriate weekly rate set out in paragraph 5 or 6 of Part 1 of Schedule 1 to the Law as the person's life average contribution factor bears to a life average contribution factor of 1.00.⁵

5 Citation

This Order may be cited as the Social Security (Old Age Pensions and Survivor's Benefit) (Jersey) Order 2001.

ENDNOTES

Table of Legislation History

| Legislation | Year and No | Commencement |
|---|---------------------------------|-----------------|
| Social Security (Old Age Pensions and Survivor's Benefit) (Jersey) Order 2001 | R&O.69/2001 | 1 April 2001 |
| States of Jersey (Amendments and Construction Provisions No. 8) (Jersey) Regulations 2005 | R&O.48/2005 | 9 December 2005 |
| Social Security (Old Age Pensions and Survivor's Benefit) (Amendment) (Jersey) Order 2013 | R&O.41/2013 | 26 March 2013 |

Table of Renumbered Provisions

| Original | Current |
|----------|--|
| 1(1) | 1 |
| 1(2) | spent, omitted from this revised edition |

Table of Endnote References

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- ¹ *This Order has been amended by the States of Jersey (Amendments and Construction Provisions No. 8) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government*
- ² *Article 3 amended by R&O.41/2013*
- ³ *Article 4(1) amended by R&O.41/2013*
- ⁴ *Article 4(3) substituted by R&O.41/2013*
- ⁵ *Article 4(4) added by R&O.41/2013*