

**THIRD SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3567 of 23rd November, 2006

B. 43/06

BILL

FOR

AN ORDINANCE to amend the Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996

ENACTED by the Legislature of Gibraltar.

Title and commencement.

1. This Ordinance may be cited as the Social Security (Closed Long-Term Benefits and Scheme) (Amendment) Ordinance 2006 and comes into operation on the day appointed by the Minister by notice in the Gazette.

Amendment of the Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996.

2. The Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996 is amended—

- (a) in section 22 by inserting the words “Subject to section 22A” before the first word “Every”;
- (b) by inserting the following section after section 22—

“Termination of Benefits.

22A.(1) In this section “the Agreement” means the arrangements set out, in the Ministerial Statement on Pensions made at Cordoba on the 18th September 2006, inter alia by the Chief Minister.

(2) A beneficiary who in a manner approved by the Director notifies the Director, or the Director becomes aware, has

accepted the offer of payments made to him under the terms of the Agreement shall be deemed to have renounced any benefit to which he may be entitled under this Ordinance and shall forthwith cease to be entitled thereto.

(3) Any person to whom subsection (2) applies may not at any later date and for any reason be readmitted as a beneficiary under this Ordinance or be entitled to make any claims arising out of or in connection with his contribution.

(4) Where a person other than the person who made the contributions would be entitled to any actual or prospective benefit by virtue of the contributions of a person to whom subsection (2) applies that first mentioned person's rights shall also be terminated and he shall cease to be entitled thereto.

(5) Section 22 shall not apply to any person to whom this section applies.

(6) The Minister may by regulations make such further or different provisions as he may think necessary or desirable to give effect to the Agreement and any such regulations may have retrospective effect to the date on which this section comes into operation.

(7) Any regulations made under subsection (6) shall be laid by the Government in the House of Assembly at its next sitting following the date of their publication in the Gazette.”

EXPLANATORY MEMORANDUM

This Ordinance amends the Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996 (“the Ordinance”) to give effect to the arrangements set out in the Ministerial Statement on Pensions made at Cordoba on the 18th September 2006 and thereby provide for the termination of the entitlement to benefits of those persons who accept the package of measures offered by the Government of the United Kingdom. This will also apply to any person who would be entitled to claim a benefit as a result of their relationship to an entitled person.

Social Security (Closed Long-Term Benefits and Scheme) (Amendment)
Ordinance 2006 [B. 43/06]

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