

# THIRD SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5124 GIBRALTAR Thursday 25th January 2024

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B. 05/24

## BILL

FOR

AN ACT to amend the Social Security (Non-Contributory Benefits and Unemployment Insurance) Act.

ENACTED by the Legislature of Gibraltar.

### Short Title.

1. This Act may be cited as the Social Security (Non-Contributory Benefits and Unemployment Insurance) (Amendment) Act 2024.

### Commencement.

2. This Act comes into operation on the day of publication.

### Amendment of the Social Security (Non-Contributory Benefits and Unemployment Insurance) Act.

3.(1) The Social Security (Non-Contributory Benefits and Unemployment Insurance) Act is amended in accordance with this section.

(2) After section 19 insert—

#### **“Reciprocal agreements with United Kingdom, foreign countries and international organisations.**

20.(1) For the purpose of giving effect to any agreement with the government of the United Kingdom or of any foreign country, or an international organisation, providing for reciprocity in matters relating to the payment of unemployment benefit, it shall be lawful for the Minister by order to make provision for modifying or adapting this Act in its application to cases affected by the agreement.

(2) The modifications of this Act, which may be made by virtue of subsection (1) shall include provision—

- (a) for securing that acts, omissions and events having any effect for the purposes of the law of the country in respect of which the agreement is made shall have a corresponding effect for the purposes of this Act (but not so as to confer a right to double benefit);
  - (b) for determining, in cases where rights accrue both under this Act and under the law of the said country, which of those rights shall be available to the person concerned;
  - (c) for making any provisions as to administration and enforcement contained in this Act or in any regulations applicable also for the purposes of the law of the said country;
  - (d) for making any necessary financial adjustments by payments into or out of the Social Insurance Fund established under the Social Security (Insurance) Act.
- (3) In this section—

“international organisation” means an organisation of which—

- (a) two or more sovereign powers are members; or
- (b) the governments of two or more sovereign powers are members.”.

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### **EXPLANATORY MEMORANDUM**

This Bill amends the Social Security (Non-Contributory Benefits and Unemployment Insurance) Act in order to introduce vires for the implementation of reciprocal agreements by way of order.

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Unit 3, New Harbours  
Government Printers for Gibraltar,  
Copies may be purchased at 6, Convent Place, Price. £0.50.**