

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3441 of 29 November, 2004



I ASSENT,
FRANCIS RICHARDS,
GOVERNOR.

24th November 2004.



GIBRALTAR

No. 38 of 2004

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

ENACTED by the Legislature of Gibraltar.

*Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996
(Amendment) Ordinance 2004 [No. 38 of 2004]*

Title.

1. This Ordinance may be cited as the Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996 (Amendment) Ordinance 2004.

Amendment to 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 by substituting for section 7B the following section—

“Further right of election to pay arrears.

7B.(1) Every person who was required to be insured under the 1955 Ordinance on 6th January, 1975, but who was not so insured at any period of time prior to that date may elect to pay all arrears of contributions (both of an insured person and an employer) at the rates from time to time in force, in respect of any period of time in which he was self-employed or any period of time during which he was employed but not compulsorily insured prior to and until 5th January, 1975.

Provided that notice in writing of such election is received by the Director prior to 22nd January, 2005.

(2) Any person who entered or re-entered insurance under the 1955 Ordinance with effect from 2nd July, 1973 in exercise of the right conferred on him by section 3A of the Social Insurance Ordinance but who did not elect to pay all the arrears of contributions (both of the insured person and of the employer) whether under that section, or under section 3B of the Social Insurance Ordinance at the rates from time to time in force, may elect to pay all arrears at the rates from time to time in force in respect of any period of time in which he was self-employed or any period of time during which he was employed but not compulsorily insured prior to and until 1st July, 1973.

Provided that notice in writing of such election is received by the Director prior to 22nd January, 2005.

*Social Security (Closed Long-Term Benefits and Scheme) Ordinance 1996
(Amendment) Ordinance 2004 [No. 38 of 2004]*

(3) Payment of arrears of contributions under this section shall be made-

(a) in a manner approved by the Director.

(b) prior to 22nd January, 2005.

Provided that in the case of a person who has not yet reached pensionable age, all arrears shall be paid before he reaches pensionable age.

(4) The widow or widower of every person eligible to pay arrears under subsections (1) or (2) above may elect to pay all the deceased spouse's arrears of contributions pursuant to the provisions of subsections (1) and (2) above.

Provided that notice in writing of such election is received by the Director prior to 22nd January, 2005.

(5) Payment of arrears of contributions under subsection (4) shall be made-

(a) in a manner approved by the Director;

(b) prior to 22nd January, 2005.

(6) The right to pay arrears shall be extinguished on the failure by any person to comply with the requirements of this section.

(7) For the avoidance of doubt, a reference in this section to-

(a) section 3A of the Social Insurance Ordinance is a reference to the section 3A enacted under section 2 of the Social Insurance (Amendment) Ordinance 1973, and as amended from time to time;

(b) section 3B of the Social Insurance Ordinance is a reference to the section 3B enacted under section 2

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of the Social Insurance (Amendment) Ordinance
1975, and as amended from time to time.

(8) Nothing in this section shall entitle any person to claim
any payments or benefits to which this section applies in
respect of any period prior to 1st January, 2004.”

Passed by the Gibraltar House of Assembly on the 1st day of November,
2004.

D. J. REYES,

Clerk to the Assembly.

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