

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 3445 of 23 December, 2004**

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LEGAL NOTICE NO. 137 OF 2004.

**SOCIAL SECURITY (INSURANCE) ORDINANCE**

**INSURABILITY AND SPECIAL CLASSES (AMENDMENT)  
REGULATIONS 2004**

In exercise of the powers conferred on her by sections 3, 5, 47 and 48 of the Social Security (Insurance) Ordinance, and all other enabling powers, the Minister has made the following regulations—

**Title and commencement.**

1.(1) These Regulations may be cited as the Insurability and Special Classes (Amendment) Regulations, 2004.

(2) These regulations shall be deemed to have come into operation on 7 June, 2004.

**Amendment of Insurability and Special Classes Regulations.**

2.(1) The Insurability and Special Classes Regulations are amended in accordance with the provisions of this regulation.

(2) Regulation 2 is amended as follows—

(a) by inserting the following definitions—

““educational establishment” means any university, college, school or other educational establishment recognised for the purposes of the Social Security (Insurance) Ordinance;

“student” means a person who is receiving full-time education at an educational establishment in accordance with the provisions of these regulations;

“vacation” means any period of vacation or school holidays recognised by the authority responsible for such an educational establishment.”.

- (3) Regulation 3 is deleted.
- (4) Regulation 4(1) is amended by inserting “or any other Member State of the European Union” after “other than the United Kingdom”.
- (5) After regulation 5 a new regulation 5A is inserted as follows—

**“Full-time education.**

5A. “A person shall be treated for the purposes of this regulation as receiving full-time education at a recognised educational establishment if he is receiving full-time education by attendance at any university, college, school or other recognised educational establishment:

Provided that, in determining whether a person’s education shall be treated as full-time, any attendance at such an establishment after five o’clock in the afternoon shall be disregarded.”

- (6) The Schedule to the regulations is amended as follows—
- (a) paragraph 4 in column 1 is replaced with the following—  
“Employment of a student during any period of vacation.”;
- (b) paragraph 4 in column 2 is replaced with the following—  
“none.”.

Dated the 23<sup>rd</sup> day of December, 2004.

Y DEL AGUA,

Minister for Social and Civic Affairs.

**EXPLANATORY MEMORANDUM**

These regulations provide that a student in full time education does not have to pay social insurance contributions if undertaking vacation work.

