L.N. 84 of 1999

SOCIAL SECURITY ACT

(CAP. 318)

Increase in the Rates of Benefits (No. 2) Order, 1999

IN exercise of the powers conferred by section 84 of the Social Security Act, hereinafter referred to as "the Act", the Minister for Social Policy, with the concurrence of the Minister of Finance, has made the following Order:-

Citation and commencement.

1. (1) This Order may be cited as the Increase in the Rates of Benefits (No. 2) Order, 1999.

(2) This Order shall be deemed to have come into force:—

(a) in the case of Schedules Third, Sixth, Seventh, Eighth, Ninth, Twelfth and Fourteenth with effect from the 2nd January, 1999; and

(b) in the case of the Tenth Schedule with effect from the 4th January, 1999.

Substitution of Schedules to the Act.

2. For the Third, Sixth, Seventh, Eighth, Ninth, Tenth, Twelfth and Fourteenth Schedules to the Act, there shall be substituted the Third, Sixth, Seventh, Eighth, Ninth, Tenth, Twelfth and Fourteenth Schedules:—

"THIRD SCHEDULE

Sections 18, 28, 29, 30.

PART I

Rates of Sickness, Unemployment, Special Unemployment and Injury Benefits, Injury Grant and Injury Pension

	Daily Rate of Benefit	
Type of Benefit	A Single person or a married person maintaining a spouse who is not employed on a full-time basis	Any other person
	Lm c	Lm c
Sickness Benefit	5.54	3.57
Injury Benefit	8.33	6.28
Unemployment Benefit	3.37	2.19
Special Unemployment Benefit	5.66	3.68

PART II

Amounts of Injury Grant

Degree of Disablement	Amount of Grant
%	Lm c
1	68.20
2	136.40
3	204.60
4	272.80
5	340.99
6	409.19
7	477.39
8	545.59
9	613.79
10	681.99
11	750.19
12	818.39
13	886.59
14	954.79
15	1022.98
16	1091.17
17	1159.37
18	1227.57
19	1295.77

PART III

Highest Rate of Injury Pension

Weekly Rate
Lm c
19.65

PART IV

Orphan's Allowance

Weekly Rate
Lm c
12.20

PART V

Orphan's Supplementary Allowance

Weekly Rate
Lm c
26.65

FIFTH SCHEDULE
Sections 20 and 23

PART I

Diseases and conditions in respect of which Sickness Assistance may be payable

1. Malignant Diseases.

2. Cardiovascular Diseases:
   (a) congestive cardiac failure
   (b) persistent hypertension with a diastolic reading above 110 if left untreated.

3. Endocrine:
   (a) Addison's Disease
   (b) Juvenile Diabetes Mellitus
   (c) Enzyme deficiency disorders.

4. Renal:
   (a) nephrotic syndrone
   (b) chronic renal failure.

5. Digestive sytem:
   (a) chronic peptic ulcer
   (b) coeliac disease and idiophatic steatorrhoea
   (c) Crohn's Disease and ulcerative colitis

6. Diseases of the liver:
   (a) hepatic cirrhosis associated with ascites or neurological symptoms
   (b) Wilson's Disease.

7. Chronic Schizophrenia.

8. Infectious Diseases:

   (a) H.I.V. positive.

9. Miscellaneous:
   (a) serious bodily or mental impairment arising from Diabetes Mellitus whether congenital or acquired
   (b) all cases of diabetes.

PART II

Diseases and conditions in respect of which Free Medical Aid may be accorded

1. Malignant Diseses.

2. Cardiovascular Diseases:
   (a) congestive cardiac failure
   (b) persistent hypertension with a diastolic reading above 110 if left untreated
   (c) Ischaemic Heart Disease.

3. Respiratory Diseases:
   (a) chronic respiratory failure
   (b) chronic asthma.

4. Collagen Disease:
   (a) chronic rheumatoid arthritis
   (b) sytemic Lupus Erythematosus
   (c) systemic sclerosis
   (d) dermatomysitis
   (e) polyarteritis nodosa.

5. Endocrine:
   (a) Addison's Disease
   (b) Hypopituitarism icluding Diabetes Insipidus
   (c) enzyme deficiency disorders
   (d) endomitriosis.

6. Renal:
   (a) nephrotic syndrome
   (b) chronic renal failure.

7. Digestive system:
   (a) chronic peptic ulcer
   (b) coeliac disease and idopathic stearorrhea
   (c) Crohn's Disease and ulcerative colitis.

8. Disease of the liver:
   (a) hepatic cirrhosis associated with ascites or neurological symptoms
   (b) Wilson's Disease.
9. Diseases of the Central Nervous System:
   (a) epilepsy
   (b) incapacitating Parkinson's Disease
   (c) myasthenia gravia
   (d) multiple sclerosis
   (e) Motor Neurone Disease.
10. Schizophrenia.
11. Haemophilia.
12. Paget's Disease:
   (a) Genealised Paget's Disease showing activity as manifested by an alkaline phosphatse level of not less than 100 King Armstrong Units;
   (b) Spinal Paget's Disease producing neurological symptoms.
13. Glaucoma.
14. Extensive Psoriasis.
15. Huntington's Chorea.
16. Auto-Immune enteropathy.
17. H.I.V. positive.
18. Congenital indifference to pain.

SIXTH SCHEDULE

Sections 27, 30, 66 and 68

PART I

Scale Rates of Social Assistance per week, inclusive of any measures under the provisions of section 90A of this Act

A household of ONE eligible member only
Lm c
27.13

Where the number of eligible members in the household exceeds the number indicated in the above column the respective weekly rates indicated therein shall be increased by Lm3.50 per week in respect of every other eligible member in that household.

PART II

Highest Rate of Age Pension per week, inclusive of any increases under the provisions of section 90A of this Act

Category of Pensioner	Highest Rate of Age Pension per week
	Lm c
1. A married man whose wife:-	
(i) also qualifies for a pension in her own right under section 27 or 66 of this Act	37.90
(ii) does not qualify for a pension in her own right under sections 27 or 66 of this Act	21.21
2. A married woman whose husband does not qualify for a pension in his own right under sections 27 or 66 of this Act	21.21
3. Widowed or single persons	28.77

PART III

Highest Rate of Disability Pension and Pension for the Visually Impaired per week, inclusive of any increase under the provisions of section 90A of this Act

Category of Pensioner	Highest Rate of Disability Pension or Visually Impaired Pension per week
	Lm c
1. A married man whose wife:-	
(i) also qualifies for a pension in her own right under sections 27 or 66 of this Act	35.79
(ii) does not qualify for a pension in her own right under sections 27 or 66 of this Act	21.21
2. A married woman whose husband does not qualify for a pension in his own right under sections 27 or 66 of this Act	21.21
3. Widowed or single persons	26.65

PART IV

Highest Rate of Carer's Pension per week inclusive of any increases under the provisions of section 90A of this Act

Highest Rate of Carer's Pension per week
Lm c
28.77

PART V

House Rent

The rates in Parts I, II, III and IV of this Schedule shall be increased by 50c per week if the household is paying rent for its normal place of habitation:

Provided that, where more than one household live within the same premises, the rent allowance shall be paid only once and shall be paid to the head of household responsible for the payment of such rent to third parties.

The groundrent payable by the household in respect of premises which are held in emphyteusis for a period not exceeding twenty-five years shall be deemed to be the house rent for the purposes of this paragraph if such premises are used exclusively by the household and solely as residence.

PART VI

Rate per week of Allowance in lieu of an Age Pension, a Disability Pension and a Visually Impaired Pension

Lm c
4.22

SEVENTH SCHEDULE

Section 20

Scale Rates of Means Governing Sickness Assistance

Number of Persons in household	Scale Rate
One person only	Lm 9.30

Where the number of members in the household exceeds 1, the weekly rate indicated above shall be increased by Lm3.50 per week in respect of every other member in that household.

EIGHTH SCHEDULE

Section 23

PART I

Scale rates of means governing Free Medical Aid where the head of household is in insurable employment or self-occupied

Number of Persons in household	Scale Rate
One person only	Lm 39.38

Where the number of members in the household exceeds 1, the weekly rate indicated above shall be increased by Lm3.50 per week in respect of every other member in that household.

PART II

Scale rates of means governing Free Medical Aid where the head of household is neither in insurable employment nor self-occupied

Number of Persons in household	Scale rate
One person only	Lm 11.75

Where the number of members in the household exceeds 1, the weekly rate indicated above shall be increased by Lm3.50 per week in respect of every other member in that household.

NINTH SCHEDULE

Section 25

Amounts of Sickness Assistance, Milk Grant, Leprosy Assistance and Tuberculosis Assistance

Type of Assistance	Weekly Rate
	Lm c
1. Sickness Assistance:-	
(i) in respect of the first member of the household	5.90
(ii) in respect of any other member of the same household	3.70
2. Milk Grant	4.10
3. Leprosy Assistance:-	
(i) in respect of the head of household who is a leper	10.25
(ii) in respect of any other member of the household who is a leper and not gainfully occupied:–	
(a) if under 16 years of age	4.10
(b) if 16 years of age or over	10.25
(iii) in respect of any other member of the household who is not gainfully occupied	4.10
4. Tuberculosis Assistance:-	
(i) basic amount of tuberculosis assistance payable in respect of a household one member of which is effected by tuberculosis	7.10
(ii) allowance payable in respect of each additional member of the household affected by or particularly vulnerable to tuberculosis	2.70

TENTH SCHEDULE

Section 7 and 10

Rates of Contributions

Part I

Class One Contributions
(Employed Persons)

Cate-gory	Type of Employed Persons	Weekly Rate of Contribution payable by Employed Person	Weekly Rate of Contribution payable by the Employer
A	Persons under 18 years of age (other than those falling under Category 'E' below of this Part) whose basic weekly wage or the weekly equivalent of their basic monthly salary does not exceed Lm47.38.	Lm2.56	Lm2.84
B	Persons over 18 years of age (other than those falling under Category 'F' of this Part) whose basic weekly wage or the weekly equivalent of their basic monthly salary does not exceed Lm47.38.	Lm4.26	Lm4.74
C	Persons (other than those falling under Categories 'E' and 'F' of this Part) whose basic weekly wage or the weekly equivalent of their basic monthly salary exceeds Lm47.38 but does not exceed Lm123.27.	9%, calculated to the nearest cent, of the basic weekly wage or the weekly equivalent of their basic monthly salary.	10%, calculated to the nearest cent, of the basic weekly wage or the weekly equivalent of their basic monthly salary.

D	Persons (other than those falling under Categories 'E' and 'F' of this Part) whose basic weekly wage or the weekly equivalent of their basic monthly salary exceeds Lm123.27.	Lm11.09	Lm12.33
E	Persons under 18 years of age who are following a full time course of studies or instruction under the Student-Worker Scheme, or other similar schemes (including the Extended Skills Training Schemes, but excluding the Worker-Student Schemes) involving distinct work and study periods for which they are receiving remuneration.	9%, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of their basic monthly remuneration up to a maximum rate of contribution Lm1.70,0.	10%, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of their basic monthly remuneration up to a maximum rate of contribution Lm1.88,0.
F	Persons over 18 years of age who are following a full time course of studies or instruction under the Student-Worker Scheme, or other similar schemes (including the Extended Skills Training Schemes, but excluding the Worker-Student Schemes) involving distinct work and study periods for which they are receiving remuneration.	9%, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of their basic monthly remuneration up to a maximum rate of contribution Lm3.07,0.	10%, calculated to the nearest cent, of the basic weekly remuneration or the weekly equivalent of their basic monthly remuneration up to a maximum rate of contribution Lm3.41,0.

Part II

Class Two Contributions
(Self Employed Persons)

Cate-gory	Type of Self Employed Persons	Weekly Rate of Contributions payable by a Self-Employed Person
	Persons whose annual net income (excluding Maternity Benefit, Children's Allowance and any Ex-gratia Benefit payable under section 88 of this Act) during the calendar year immediately preceeding the contribution year in which the contribution is being paid:-	
SP	exceeds Lm430 but does not exceed Lm2381 (this category is applicable ONLY to single persons who are not self-occupied).	Lm6.23
SA	does not exceed Lm2989	Lm7.94
SB	exceeds Lm2989 but does not exceed Lm3519.	Lm9.24
SC	exceeds Lm3519 but does not exceed Lm4049.	Lm10.54
SD	exceeds Lm4049 but does not exceed Lm4579.	Lm11.79
SE	exceeds Lm4579 but does not exceed Lm5319.	Lm13.59
SF	exceeds Lm5319	Lm15.94

Part III

Class Two Contributions
(Self Occupied Persons)

Cate-gory	Type of Self Employed Persons	Weekly Rate of Contributions payable by a Self-Employed Person
	Persons whose annual net earnings (excluding Maternity Benefit, Children's Allowance and any Ex-gratia Benefit payable under section 88 of this Act) during the calendar year immediately preceding the contribution year in which the contribution is being paid:-	
SA	does not exceed Lm2989.	Lm7.94
SB	exceeds Lm2989 but does not exceed Lm3519.	Lm9.24
SC	exceeds Lm3519 but does not exceed Lm4049.	Lm10.54
SD	exceeds Lm4049 but does not exceed Lm4579.	Lm11.79
SE	exceeds Lm4579 but does not exceed Lm5319.	Lm13.59
SF	exceeds Lm5319.....	Lm15.94

TWELFTH SCHEDULE

Sections 26, 31, 44, 50, 54, 63, 64, 67

Rates of several kinds of pension

A. Full Rates of Retirement Pension per week, inclusive of any increase under the provisions of section 90A of this Act, where the yearly average of contributions paid or credited is 50 or more.

Persons who are also in receipt of a Service Pension that is payable by or on behalf of the Government of the United Kingdom		**Persons who are also in receipt of a Service Pension that is NOT payable by or on behalf of the Government of the United Kingdom**	
Married man who is maintaining his wife	Any other person	Married man who is maintaining his wife	Any other person
Lm c	Lm c	Lm	Lm c
31.85	23.16	29.39	22.04

B. Full Rates of Increased Retirement Pension, Invalidity Pension, Increased Invalidity Pension, National Minimum Pension and Increased National Minimum Pension per week, inclusive of any increases under the provisions of section 90A of this Act, where the yearly average of contributions paid or credited is 50 or more.

Type of Pension	**Married man who is maintaining his wife**	**Any other person**
	Lm c	Lm c
Increased Retirement Pension	46.68	36.19
Invalidity Pension	24.14	18.49
Increased Invalidity Pension	38.85	28.85
National Minimum Pension*	37.91	31.59
Increased National Minimum Pension	46.68	36.19

***N.B.** The full rates of National Minimum Pension are calculated at four-fifths (to the nearest whole cent) of the National Minimum Wage in the case of a married man who is maintaining his wife and at two-thirds (to the nearest whole cent) of the National Minimum Wage in the case of any other person, as provided for in section 50 of this Act.

C. Full Rate of Widow's Pension per week inclusive of any increases under the provisions of section 90A of this Act, where the yearly average of contributions paid or credited is 50 or more.

Lm c
34.67

D. Reduced Rates of Retirement Pension, Increased Retirement Pension, Invalidity Pension, Increased Invalidity Pension, National Minimum Pension and Increased National Minimum Pension per week, inclusive of any increases under the provisions of section 90A of this Act, where the yearly average of contributions paid or credited is between 20 and 49.

Yearly average of contributions paid or credited	**Rate of pension payable per week (calculated to the nearest whole cent)**
40 - 49	[{FAP - INC} x 0.89] + INC
30 - 39	[{FAP - INC} x 0.69] + INC
20 - 29	[{FAP - INC} x 0.49] + INC

For the purposes of the above table, "FAP" means the full rate of the applicable weekly rate of pension in accordance with tables A or B, as the case may be, of this Schedule, and "INC" means all increases granted in terms of section 90A of this Act taking effect from 1st January, 1994 and subsequent years.

E. Rates of National Minimum Pension Additional Allowance per week.

Yearly average of contributions paid or credited	**Married man who is maintaining his wife**	**Any other person**
	Lm c	Lm c
50 (full rate)	2.05	3.08
40 - 49	1.83	3.58
30 - 39	1.42	4.50
20 - 29	2.42	5.40

F. Reduced Rates of Widow's Pension per week, inclusive of any increases under the provisions of section 90A of this Act, where the yearly average contributions paid or credited is between 20 and 49.

Yearly average of contributions paid or credited	**Rate of pension payable per week (calculated to the nearest whole cent)**
40 - 49	[{FWP - (INC + 7.63)} x 0.89] + INC + 7.63
30 - 39	[{FWP - (INC + 7.63)} x 0.69] + INC + 7.63
20 - 29	[{FWP - (INC + 7.63)} x 0.49] + INC + 7.63

For the purposes of the above table, "FWP" means the full rate of Widow's Pension in accordance with Table C of this Schedule, and "INC" means all increases granted in terms of section 90A of this Act taking effect from 1st January, 1994, and subsequent years; whilst the amount of Lm7.63 represents the weekly rate of Widow's Supplementary Pension which up to the year 1990 was payable to widows who were in receipt of a Widow's Pension irrespective of the yearly average of contributions paid or credited, which weekly amount was, with effect from the year 1991, incorporated with the rates payable by way of a Widow's Pension.

G. Rate of Parent's Pension per week, inclusive of any increases under the provision of section 90A of this Act.

Married man who is maintaining his wife	**Any other person**
Lm c	Lm c
37.91	31.59

H. Rate of Widow's and Survivor's Pensions Additional Allowance per week.

Where Widow or Survivor is entitled to an Allowance under paragraph (a) of section 31	**Where Widow or Survivor is entitled to an Allowance under paragraph (b) of section 31**
Lm c	Lm c
1.95	4.00

1. Highest Rate per week of a Two-Thirds Pension

Lm c
82.19

FOURTEENTH SCHEDULE

Sections 30, 70, 72, 73, 76, 77

Rates of several kinds of Allowances, Maternity Benefit and a Marriage Grant

A. **PART I**

Rate per week of Allowance paid to residents of a therapeutic community in terms of subsection (9) of section 30.

Lm c
10.00

B. **PART II**

Rate per week of Allowance paid to residents of a State owned Institution in terms of subsection (10) of section 30.

Lm c
4.22

C. **PART III**

Lump sum paid by way of a Marriage Grant in terms of section 70.

Lm c
74.58

D.

PART IV

Rate per week of Maternity Benefit paid in terms of subsection (1) of section 72.

Lm c
13.50

E.

PART V

Supplementary Allowance.

STATUS	Maximum annual reckonable income that can be taken for entitlement purposes (so however that any reckonable income below Lm2,270 shall be deemed to be equivalent to Lm2,270)	Allowance payable	Maximum amount of annual allowance payable
Married man who is maintaining his wife or single parent who is not entitled to an allowance under section 76	Lm3,770	Lm120	Equivalent to 1.5% of the difference obtaining between Lm10,270 and actual reckonable income
Single person	Lm3,270	Lm60	Equivalent to 1% of the difference obtaining between Lm8,270 and actual reckonable income

No entitlement to an Allowance under this Part is acquired where the annual reckonable income exceeds the maximums indicated above, as the case may be.

F.

PART VI

Children's Allowance.

Maximum annual reckonable income that can be taken for entitlement purposes – Lm10,270 (So however that any reckonable income below Lm2,770 shall be accepted to be equivalent to Lm2,770)	
Number of children in household under 16 years of age	Percentage rate payable, by way of an Allowance, on difference obtaining between reckonable annual income and Lm10,270
1	6%
2	9%
3	11.5%
4	13%
5th and other subsequent child	1.5% for each such child
Over 16 years but under 21 years and still undergoing full-time education or training in an educational institution recognised by the government in terms of the Education Act (Cap. 327) and who is not receiving any form of remuneration or allowance or is registered unemployed under the Part I register and has never been gainfully occupied.	1.5% for each such child
Over 16 years but under 21 years and is registered as unemployed under Part I of the employment register kept in accordance with the provisions of the Employment and Training Services Act (Cap. 343) and who has never been gainfully occupied, and who is not in receipt of any benefit, pension or assistance payable under this Act.	1.5% for each such child

An Allowance payable to a household under this part shall in no case be less than Lm52 per annum. No entitlement to an allowance under this part is acquired where the annual reckonable income exceeds the maximum annual reckonable income indicated above. So however that, where in a household there are four or more children, entitlement to an Allowance is still acquired by such household, notwithstanding that the income of such household exceeds the maximum annual reckonable income indicated, as long as such reckonable income does not exceed Lm13,270.

G.

PART VII

Disabled Child Allowance.

Maximum annual reckonable income that can be taken for entitlement purposes - Lm 13,270	
	Rate of Disabled Child Allowance per week
	Lm c
Where annual reckonable income does not exceed Lm9,270	5.00

When annual reckonable income exceeds Lm9,270 but does not exceed Lm13,270, the weekly rate of Lm5, by way of an allowance, is to be deducted by 6.5% of the difference obtaining between the reckonable income and Lm13,270.

An Allowance payable to a household under this part shall in no case be less than Lm52 per annum. No entitlement to an allowance under this part is acquired where the annual reckonable income exceeds the maximum annual reckonable income indicated above.