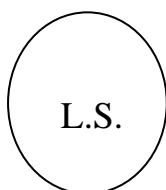


Legal Notice No. 13 of 2025

ST HELENA



SOCIAL SECURITY ORDINANCE 2010

SOCIAL SECURITY (AMENDMENT) REGULATIONS 2025

In exercise of the powers conferred by section 17 of the Social Security Ordinance 2010, the Governor on the advice of the Executive Council makes the following Regulations.

Citation and commencement

1. These Regulations may be cited as the Social Security (Amendment) Regulations 2025.
2. These Regulations come into force on 1 July 2025.

Amendment of the Social Security Regulations 2011

3. (1) The Social Security Regulations 2011 are amended as follows.

(2) In regulation 2(1) insert, at the appropriate place,—

“**overseas medical referral**” means medical or dental treatment outside of St Helena which has been authorised and arranged by the Government;”

(3) In regulation 4—

(a) in paragraph (1), for “£80.60” substitute “£85.00”,

(b) for paragraph (3) substitute—

“(3) If an individual who is entitled to a Basic Island Pension is, at any time, for a period of more than 42 days admitted to and remains in residential care, where all living costs are met by the care provider, payment to the individual under paragraph (2) will, after that 42 day period, be reduced to £10 per week

for so long as that individual remains in residential care, and the balance of their entitlement under paragraph (2) will be payable to the care provider.”, and

(c) after paragraph (3) insert—

“(4) If an individual who is entitled to a Basic Island Pension is, at any time, admitted to hospital for medical treatment, the payment to the individual under paragraph (2) will remain unchanged for the duration of their stay in hospital.”.

(4) In regulation 6(2) for “30” substitute “42”.

(5) After regulation 6(2) insert—

“(3) If a person who is a member of a family is at any time in hospital in St Helena for a continuous period of more than 42 days, the benefit must be reduced to 30% of the amount payable for that member, such a reduction to continue while the person remains in hospital.

(4) If a person who is a member of a family is at any time on an overseas medical referral, for a continuous period of more than 42 days, the benefit must be reduced to 30% of the amount payable for that member, such a reduction to continue while the person remains on a medical referral overseas.

(5) If a person who is a member of a family, and is in Category 3 of job readiness, is at any time overseas, for any reason other than an overseas medical referral, for a period of more than 30 days the benefit must—

- (a) be stopped for the member who is overseas from the 31st day that they are overseas, and
- (b) a new application be submitted by a member of the family.

(6) If a person who is a member of a family, and is in Category 1, 2 or 4 of job readiness, is at any time overseas for reasons other than an overseas medical referral, the benefit must—

- (a) be stopped for the member who is overseas, and
- (b) a new application be submitted by a member of the family.

(7) A person who lives with their parents is to be treated as family separate from their parents if that person—

- (a) is aged under 19,
- (b) has a dependent child, and
- (c) is in full time education provided by SHG.”.

(6) In the table at regulation 8—

(a) after item 2A insert—

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2B. Overseas medical stipend, paid where a person is on an overseas medical referral.	Disregarded in full
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”

(b) in item 3, for “£10” substitute “£30”,

(c) in item 5 after “including” insert “rental income,”,

(d) at the end of item 6 insert—

“Compensation received in relation to a personal injury is to be disregarded, provided the compensation is held separately from all other assets.”

(e) in item 7 for “Item 1” substitute “item 6”,

(f) for item 8 substitute—

“

8. Immovable property on St Helena or abroad.	<p>The dwelling in which the family resides is disregarded.</p> <p>A dwelling owned by a person, in part or in full, will also be disregarded if that person previously resided in that dwelling with his or her spouse or partner, but the person no longer resides in that property due to the breakdown of the relationship and the property being subject of a dispute. The property will be so disregarded until such time as the arrangements with respect to the property have been resolved between the parties, but limited to a period of six months.</p> <p>A dwelling owned by a person, in part or in full, will be disregarded if that person previously resided in that dwelling but he or she has</p>
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	<p>been moved to Government provided supported or sheltered accommodation. The property will be so disregarded until such time as a determination has been made by the Benefits Office as to whether or not the person will return to the property, but limited to a period of six months.</p> <p>A dwelling, owned by a person, in part or in full, will be disregarded if that person previously resided in that dwelling but, due to their ill health or social circumstances, is being cared for in a private residence other than their own home. The property will be so disregarded until such time as determination has been made by the Benefits Office as to whether or not the person will return to the property, but limited to a period of six months.</p> <p>Immovable property, not otherwise disregarded under this regulation will disregarded for a period of six months, starting from the date on which the person’s application for Income Related Benefit is approved by the adjudication officer. After six months, the current market value of the property is to be taken into account in the assets under item 6.</p>
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Made by the Governor this 30th day of June 2025.

Nigel Phillips, CBE
Governor

EXPLANATORY NOTE
(This note is not part of the Regulations)

HB 50 No.13 *Social Security (Amendment) Regulations 2025*

These Regulations amend the Social Security Regulations 2011, by increasing the rate of Basic Island Pension, and by clarifying certain circumstances where the Basic Island Pension may be reduced.

In addition, the Regulations introduce new provisions relating to the determination of Income Related Benefit and make a number of amendments as to how income and assets are treated in the calculation of family income level for the purposes of Income Related Benefit.