



BERMUDA

FINANCIAL ASSISTANCE AMENDMENT REGULATIONS 2015

BR 41 / 2015

The Minister charged with responsibility for financial assistance, in exercise of the power conferred by section 21 of the Financial Assistance Act 2001, makes the following Regulations:

Citation

1 These Regulations may be cited as the Financial Assistance Amendment Regulations 2015.

Amends regulation 4A

2 In regulation 4A of the principal Regulations, at the end insert—

“(5) Where the applicant is a single, separated or divorced parent with one or more dependant children, the application must indicate what steps have been taken to apply to the court for an order in relation to the dependant children under whichever one or more of the following enactments apply—

- (a) Part IVB of the Children Act 1998 (order for support);
- (b) Part IV of the Matrimonial Causes Act 1974 (financial provision for child of family);
- (c) section 3(1)(g) of the Matrimonial Proceedings (Magistrates' Courts) Act 1974 (maintenance of a child of the family);
- (d) section 12(2) of the Minors Act 1950 (maintenance of a minor);
- (e) sections 2 and 3 of the Maintenance Orders (Reciprocal Enforcement) Act 1974 (transmission of maintenance orders and provisional maintenance orders),

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and the applicant shall take such further steps as the Director may require before an award of financial assistance may commence.”

Inserts regulation 6A

3 After regulation 6 of the principal Regulations insert—

“Duration and amount of award to able-bodied recipient

6A (1) Payment of an award to an able-bodied recipient shall be limited to a maximum period of five years, whether that period is—

(a) continuous; or

(b) an aggregate period made up of two or more awards.

(2) Payment of an award to an able-bodied recipient shall be paid at the full amount for a maximum period of one year only, and during the remaining four years (continuous or aggregate) shall be reduced as follows—

(a) during the second year, at 90% of the full amount;

(b) during the third year, at 80% of the full amount;

(c) during the fourth year, at 70% of the full amount; and

(d) during the final year, at 60% of the full amount.”

Amends regulation 9

4 Insert “(1)” at the beginning of regulation 9, and after that paragraph insert—

“(2) In order to investigate and verify statements of a medical nature relating to an application by a person who has been in receipt of an award for a period in excess of three months, the Director may refer the applicant’s case to the Chief Medical Officer, or a doctor nominated by the Chief Medical Officer, for review.”

Commencement

5 These Regulations come into operation on 1 July 2015.

Made this 15th day of June 2015

Minister of Community, Culture & Sports