

EXPLANATORY NOTE

(This note is not part of these Regulations, but is intended to indicate their general purport.)

These Regulations extend the currency of Ulster Savings Certificates of the Supplementary Issue for a further seven years, i.e., from twenty-two to twenty-nine years, with interest at the rate of ninepence per year for each unit certificate and an additional shilling per unit certificate at the end of the twenty-ninth year.

1964. No. 211

[C]

NATIONAL INSURANCE

Widow's Benefit (Consequential Provisions)

REGULATIONS, DATED 18TH DECEMBER, 1964, MADE BY THE NATIONAL INSURANCE JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1946 TO 1964.

The National Insurance Joint Authority, in exercise of powers conferred by section 30(1) of the National Insurance Act (Northern Ireland) 1946(a) and the Ministry of Labour and National Insurance, in exercise of powers conferred by sections 27(4), 40 and 62 of that Act and sections 1 and 9(1)(b) of the National Insurance Act (Northern Ireland) 1957(b), in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, and in exercise of all other powers enabling them in that behalf, hereby make the following regulations:

Citation and commencement

1. These regulations may be cited as the National Insurance (Widow's Benefit) (Consequential Provisions) Regulations (Northern Ireland) 1964, and shall come into operation on 21st December, 1964.

Amendment of Widow's Benefit and Retirement Pensions Regulations

2.—(1) The National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1948(c) shall be amended in accordance with the following paragraphs.

(2) Regulation 9(c)(d) (conditions of election to re-enter employment) shall cease to have effect.

(3) For paragraph (2) of regulation 12(e) (contributions to be disregarded in computing increase of retirement pension) there shall be substituted the following paragraph:

“(2) This regulation shall not apply in respect of a contribution week for which a woman obtains payment only of—

(a) 1946. c. 23.

(b) 1957. c. 7.

(c) S.R. & O. (N.I.) 1948, No. 246.

(d) See reg. 2 of S.R. & O. (N.I.) 1957, No. 160 and reg. 22(1) of S.R. & O. (N.I.) 1963, No. 36.

(e) See reg. 22(2) of S.R. & O. (N.I.) 1963, No. 36.

- (a) a widowed mother's allowance (apart from any increase thereof) at a rate not exceeding 30 shillings a week; or
- (b) a contributory old age pension."

(4) The said paragraph (2) as substituted by paragraph (3) of this regulation shall have effect, in respect of any contribution week before the 29th March, 1965, as if for the words "30 shillings" there were substituted the words "26 shillings".

Amendment of General Benefit Regulations

3. In the National Insurance (General Benefit) Regulations (Northern Ireland) 1948(a), the Schedule thereto (provisions for the purpose of which disqualifications are to be disregarded) shall be amended by the substitution in column (4) thereof:

- (a) for the paragraph set opposite to section 17(1), of the following paragraph:

"Widows' pensions for certain widows ceasing to be entitled to widowed mother's allowance when over the age of fifty but under the age of sixty-five.";

- (b) for the paragraph set opposite to section 17(4), of the following paragraph:

"Widows' pensions for certain widows ceasing to be entitled to pension under section 17(3) at a time when they are over the age of fifty but under the age of sixty-five."

Amendment of Existing Beneficiaries Regulations

4.—(1) The National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948(b) shall be amended in accordance with the following paragraphs.

- (2) For regulation 5, there shall be substituted the following regulation:

"Conversion of widow's pension under the Contributory Pensions Acts into widow's basic pension, contributory old age pension or retirement pension in certain cases"

5.—(1) Subject to the provisions of the Act and of these regulations, an existing widow pensioner shall be entitled—

- (a) if she has not attained pensionable age, to a widow's basic pension; or
- (b) if she had attained pensionable age, to a contributory old age pension or to a retirement pension as if she were an existing old age pensioner to whom the provisions of paragraph (1) of regulation 6 apply.

(2) A widow's basic pension shall be payable in respect of the period up to the date on which the widow attains pensionable age and shall thereupon be converted into a contributory old age pension at the same rate as the widow's basic pension:

Provided that a widow shall not be entitled to a widow's basic pension by virtue of this regulation for any period during which she is entitled to a widowed mother's allowance or a widow's pension."

(3) Regulation 11(a) (modification of provisions relating to reductions in the rate of benefit on account of earnings) shall cease to have effect, and accordingly in Schedule 1 paragraph (3) of the Table and column (3) shall be deleted.

Amendment of Existing Contributors Regulations

5.—(1) The National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948(b) shall be amended in accordance with the following paragraphs.

(2) For regulation 6(1)(c) (widow's basic pension, etc., for certain widows not entitled to widow's benefit), there shall be substituted the following paragraph:

“(1) Subject to the provisions of these regulations, the widow of an existing pensions contributor, if she was married to him before the appointed day, shall be entitled—

- (a) if she has not attained pensionable age, for any period when she is not entitled to a widow's allowance, a widowed mother's allowance, or a widow's pension, to a widow's basic pension within the meaning of regulation 3 of the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948; or
- (b) if she has attained that age, to a contributory old age pension within the meaning of the said regulation 3;

if the husband satisfies the contribution conditions contained in paragraph 4 of the Third Schedule to the Act, as modified by the First Schedule to these regulations; and the provisions of the said regulation 3, in so far as they relate to widows' basic pensions and contributory old age pensions, shall apply to any such pension payable by virtue of this regulation.”

(3) Regulations 12(d) and 12A(e) (modification of provisions relating to reduction in rate of benefit on account of earnings) shall cease to have effect, and accordingly Schedule 4 shall be deleted.

Widows' pensions for certain widows in receipt of retirement pension

6. Where a widow is, or but for her earnings would be, in receipt of a retirement pension and in consequence of section 1(5) of the National Insurance &c. Act (Northern Ireland) 1964(f) she satisfies the conditions for the receipt of a widow's pension, then a widow's pension may be paid to her without any further claim or award.

Given under the Official Seal of the National Insurance Joint Authority
this 18th day of December, 1964.

(L.S.)

D. J. Carter,
Secretary.

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- (a) See Part III of Sch. to S.R. & O. (N.I.) 1957, No. 180; reg. 11(1)(a) of S.R. & O. (N.I.) 1963, No. 36 and reg. 3(6) of S.R. & O. (N.I.) 1964, No. 39.
 - (b) S.R. & O. (N.I.) 1948, No. 129.
 - (c) See Sch. to S.R. & O. (N.I.) 1957, No. 181.
 - (d) See reg. 11(1)(b) of S.R. & O. (N.I.) 1963, No. 36.
 - (e) See reg. 6 of S.R. & O. (N.I.) 1957, No. 181 and reg. 112(2)(b) of S.R. & O. (N.I.) 1963, No. 36.
 - (f) 1964, c. 37 (N.I.).

Given under the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 18th day of December, 1964.

(L.S.)

H. A. Lowry,
Assistant Secretary.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 18th day of December, 1964.

(L.S.)

James Reid,
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations are made in consequence of section 1(5) of the National Insurance &c. Act (Northern Ireland) 1964. Provision has been made to bring certain regulations made under the National Insurance Acts (Northern Ireland) relating to election to re-enter employment, the contributions to be disregarded in computing increase of retirement pension, the disregarding of disqualifications, and Existing Beneficiaries and Existing Contributors into conformity with the abolition of the earnings rule previously applicable to widowed mother's allowance and widow's pension and the raising of the age up to which a woman may be awarded a widow's pension from 60 to 65.

1964. No. 212

[C]

LANDS TRIBUNAL

Business Tenancies Rules

RULES, DATED 29TH DECEMBER, 1964, MADE BY THE MINISTRY OF FINANCE UNDER SECTION 9 OF THE LANDS TRIBUNAL AND COMPENSATION ACT (NORTHERN IRELAND) 1964.

The Ministry of Finance, after consultation with the President of the Lands Tribunal for Northern Ireland, in exercise of the powers conferred on it by section 9 of the Lands Tribunal and Compensation Act (Northern Ireland) 1964(a) and of all other powers enabling it in that behalf, hereby makes the following rules:—

Citation and Commencement

1. These rules may be cited as the Lands Tribunal (Business Tenancies) Rules (Northern Ireland) 1964 and shall come into operation on 1st January, 1965.

(a) 1964. c. 29 (N.I.).