

1971 No. 1420

SOCIAL SECURITY

The National Insurance (Mariners) Amendment Regulations 1971

<i>Made</i>	- - -	26th August 1971
<i>Laid before Parliament</i>		3rd September 1971
<i>Coming into Operation—</i>		
<i>Regulation 2</i>		23rd September 1971
<i>Remainder</i>		21st September 1971

The National Insurance Joint Authority in exercise of powers conferred by section 20 of the National Insurance Act 1965(a), and the Secretary of State for Social Services in exercise of his powers under sections 4(4), 4(7), 14(1)(a), 22(4), 49, 75(2) and 100 of that Act, and in each case in exercise of all other powers enabling them in that behalf, and in conjunction with the Treasury so far as relates to matters with regard to which they have so directed, hereby make the following regulations, which contain no provisions other than such as are made in consequence of the National Insurance Act 1971(b) and which accordingly by virtue of section 16(3) of and paragraph 2(1)(a) of Schedule 6 to that Act are exempt from the requirements of section 108 of the said Act of 1965 (reference to the National Insurance Advisory Committee), and which are made in consequence of the said Act of 1971 and which accordingly by virtue of section 16(3) of and paragraph 2(2)(a) of Schedule 6 to that Act are exempt from the requirements of section 107(1) of the said Act of 1965 (no regulations to be made wholly or partly by virtue of the provisions of section 22(4) or 100 of that Act unless a draft of the regulations has been approved by resolution of each House of Parliament):—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Mariners) Amendment Regulations 1971, shall be read as one with the National Insurance (Mariners) Regulations 1967(c), as amended (d) (hereinafter referred to as “the principal regulations”), and shall come into operation in the case of regulation 2 on 23rd September 1971, and in the case of the remainder of the regulations on 21st September 1971.

Application of invalidity benefit to mariners

2.—(1) In regulations 10(a), 13(2) and 14(2) of the principal regulations, after the word “sickness” there shall be inserted the words “or invalidity”.

(2) In regulations 10(b) and 13(1) of the principal regulations, for the words “or sickness” there shall be substituted the words “, sickness or invalidity”.

(a) 1965 c. 51.

(b) 1971 c. 50.

(c) S.I. 1967/386 (1967 I, p. 1294).

(d) S.I. 1967/594, 1969/1277, 1970/46, 507, 977 (1967 I, p. 1801; 1969 III, p. 3811; 1970 I, p. 243, 1713; II, p. 3089).

Amendment of regulation 18(7) of, and Schedules 5 and 6 to, the principal regulations

3.—(1) Regulation 18(7) of, and Schedules 5 and 6 to, the principal regulations (seaman's liability for graduated contributions and their assessment) shall be amended in accordance with the following provisions of this regulation.

(2) In the proviso to the said regulation 18(7), for the proportions "4½ per cent., 4¼ per cent., 3¾ per cent., 2¾ per cent. and ½ per cent." there shall be substituted the proportions "4.75 per cent., 4.35 per cent., 4.25 per cent., 3.85 per cent., 3.25 per cent., 2.75 per cent., 1.6 per cent., 1.1 per cent., 0.5 per cent. and 0.4 per cent." and for the words "as amended by section 1(2) of the National Insurance Act 1969" there shall be substituted the words "as from time to time in force".

(3) After the said proviso there shall be added the following proviso:—

"And provided that under paragraph (7) of this regulation no amount shall be payable which is in excess of the maximum weekly or, as the case may be, monthly amount specified in column (2) of the appropriate Schedule, or, in a case to which paragraph (4) of this regulation applies and in which the employer is liable to pay more than one weekly employer's contribution in respect of the employment of the seaman for the relevant voyage period or pay period, of a sum equal to the said maximum weekly amount multiplied by the number of contributions the employer is so liable to pay".

(4) For the tables set out in the said Schedules 5 and 6 there shall be substituted the tables set out in the Schedule to these regulations.

Amendment of regulation 20(2) of, and revocation of Schedule 7 to, the principal regulations

4.—(1) For paragraph (2) of regulation 20 (separate additional overtime payments) of the principal regulations there shall be substituted the following paragraph:—

"(2) Where remuneration for overtime work as a seaman earned in any of the last 6 days of a voyage is not included in the terminal payment, then, in respect of any subsequent payment on account of that remuneration (not being a payment of less than one pound) and subject to regulations 19 and 22, the employer and the seaman shall each be liable to pay a graduated contribution of the difference (if any) between the following amounts, that is to say—

- (a) the amount which he would, in accordance with the provisions of regulation 18 but disregarding the provisions of this regulation, have been liable to pay in respect of the terminal payment if it had included the remuneration for the said overtime work; and
- (b) the amount which he is or was liable to pay in accordance with regulation 18 in respect of the terminal payment."

(2) Schedule 7 to the principal regulations is hereby revoked.

Amendment of regulation 21(2)(a) of the principal regulations

5. In regulation 21(2)(a) of the principal regulations (annual maximum) the words "or after" in sub-head (vi) shall be omitted and after the said sub-head (vi) there shall be added the following sub-heads:—

- "(vii) which ends on 5th April 1972 shall, if the graduated contributions so paid in that year amount to £62.81 or more, be £62.31;

- (viii) which ends on or after 5th April 1973 shall, if the graduated contributions so paid in that year amount to £78·41 or more, be £77·91 ;”.

Transitory provisions

6. Notwithstanding the provisions of regulation 3 of these regulations, the graduated contributions payable in respect of any payment of remuneration—

(a) in respect of a voyage commencing before 21st September 1971, which ends before 21st December 1971, or in respect of any period of leave on pay immediately following such a voyage ; or

(b) in respect of such part of a voyage ending on or after 21st December 1971 as occurs before 21st September 1971 ;

shall not be increased but shall be calculated as if these regulations had not been made.

Signed by Authority of the Secretary of State for Social Services.

Paul Dean,
Parliamentary Under Secretary of State,
Department of Health and Social Security.

23rd August 1971.

Given under the Official Seal of the National Insurance Joint Authority.

(L.S.)

D. G. Kelly,
Secretary,
National Insurance Joint Authority.

24th August 1971.

Walter Clegg,
Bernard Weatherill,
Two of the Lords Commissioners of
Her Majesty's Treasury.

26th August 1971.

Regulation 3

SCHEDULE

1. Schedule to be substituted for Schedule 5 to the principal regulations.

Regulation 18

SCHEDULE 5

Employment which is not a non-participating employment

PART I

Scale for pay period of a week or for a voyage period for which no or one weekly employer's contribution is payable

Amount of payment (1)	Amount of contribution (2)
£	£
9·01	0·01
9·25	0·02
9·50	0·04
10·00	0·06
10·50	0·08
11·00	0·11
11·50	0·13
12·00	0·15
12·50	0·18
13·00	0·20
13·50	0·23
14·00	0·25
14·50	0·27
15·00	0·30
15·50	0·32
16·00	0·34
16·50	0·37
17·00	0·39
17·50	0·42
18·00	0·45
19·00	0·49
20·00	0·54
21·00	0·58
22·00	0·62
23·00	0·67
24·00	0·71
25·00	0·75
26·00	0·80
27·00	0·84
28·00	0·88
29·00	0·93

SCHEDULE (contd.)

SCHEDULE 5

PART I (contd.)

Amount of payment (1)	Amount of contribution (2)
£	£
30·00	0·97
31·00	1·01
32·00	1·06
33·00	1·10
34·00	1·15
35·00	1·19
36·00	1·23
37·00	1·28
38·00	1·32
39·00	1·36
40·00	1·41
41·00	1·45
42·00	1·47
or more	

PART II

Scale for pay period of one month

Amount of payment (1)	Amount of contribution (2)
£	£
39·02	0·02
40·00	0·09
42·00	0·19
44·00	0·28
46·00	0·38
48·00	0·47
50·00	0·57
52·00	0·66
54·00	0·76
56·00	0·85
58·00	0·95
60·00	1·04
62·00	1·14
64·00	1·23
66·00	1·33
68·00	1·42

SCHEDULE (contd.)

SCHEDULE 5

PART II (contd.)

Amount of payment (1)	Amount of contribution (2)
£	£
70-00	1-52
72-00	1-61
74-00	1-71
76-00	1-80
78-00	1-94
82-00	2-11
86-00	2-29
90-00	2-46
94-00	2-64
98-00	2-81
102-00	2-98
106-00	3-16
110-00	3-33
114-00	3-51
118-00	3-68
122-00	3-85
126-00	4-03
130-00	4-20
134-00	4-38
138-00	4-55
142-00	4-72
146-00	4-90
150-00	5-07
154-00	5-25
158-00	5-42
162-00	5-59
166-00	5-77
170-00	5-94
174-00	6-12
178-00	6-29
182-00	6-38
or more	.

SCHEDULE (contd.)

2. Schedule to be substituted for Schedule 6 to the principal regulations.

SCHEDULE 6

Regulation 18

Non-participating employment

PART I

Scale for pay period of a week or for a voyage period for which no or one weekly employer's contribution is payable

Amount of payment (1)	Amount of contribution (2)
£	£
9·01	0·01
12·00	0·02
15·00	0·04
18·00	0·07
19·00	0·11
20·00	0·15
21·00	0·20
22·00	0·24
23·00	0·28
24·00	0·33
25·00	0·37
26·00	0·41
27·00	0·46
28·00	0·50
29·00	0·55
30·00	0·59
31·00	0·63
32·00	0·68
33·00	0·72
34·00	0·76
35·00	0·81
36·00	0·85
37·00	0·89
38·00	0·94
39·00	0·98
40·00	1·02
41·00	1·07
42·00	1·08
or more	

SCHEDULE (contd.)

SCHEDULE 6 (contd.)

PART II

Scale for pay period of one month

Amount of payment (1)	Amount of contribution (2)
£	£
39·01	0·01
40·00	0·03
50·00	0·08
60·00	0·13
70·00	0·17
78·00	0·28
82·00	0·46
86·00	0·63
90·00	0·80
94·00	0·98
98·00	1·15
102·00	1·33
106·00	1·50
110·00	1·67
114·00	1·85
118·00	2·02
122·00	2·20
126·00	2·37
130·00	2·54
134·00	2·72
138·00	2·89
142·00	3·07
146·00	3·24
150·00	3·41
154·00	3·59
158·00	3·76
162·00	3·94
166·00	4·11
170·00	4·28
174·00	4·46
178·00	4·63
182·00	4·72
or more	

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations contain no provisions other than such as are made in consequence of the National Insurance Act 1971 and accordingly, by virtue of paragraph 2 of Schedule 6 to that Act, no reference of them has been made to the National Insurance Advisory Committee, nor has a draft of the regulations been laid before Parliament for approval by resolution of each House.

The regulations amend the provisions of the National Insurance (Mariners) Regulations 1967 relating to sickness benefit (so that they relate also to invalidity benefit) (regulation 2); relating to seamen's liability for graduated contributions and their assessment and calculation (regulations 3, 4 and 6 and the Schedule); and relating to the annual maximum amount payable by way of graduated contributions (regulation 5).