

(b) for proviso (c) thereof there were substituted the following proviso—

“(c) An insured contributor shall for special cause approved by the Ministry in each case (and subject to such conditions as the Ministry may impose), attend only at such intervals as the Ministry may direct, and on such attendance may sign the register in respect of all days on which the terms of the declaration set out on the register were satisfied in his case since his last attendance as well as in respect of the actual day of attendance.”

2. After paragraph (1) of Regulation 4 of the Unemployment Insurance (Benefit) Regulations, 1920, there shall be inserted a new paragraph as follows :—

“(I.A.) An insured contributor who has failed on any day to attend and sign the register in accordance with the foregoing provisions of this Regulation shall nevertheless be treated as if he had duly attended and signed on that day if he proves on a claim to unemployment benefit that he had good cause for such failure.”

3. (1) These Regulations may be cited as the Unemployment Insurance (Benefit) (Amendment) Regulations (Northern Ireland), 1934, and shall come into force on the date hereof.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 21st day of July, 1934.

(L.S.)

H. Conacher,

Secretary to the Ministry of
Labour for Northern Ireland.

THE UNEMPLOYMENT INSURANCE (BENEFIT MISCELLANEOUS PROVISIONS) REGULATIONS (NORTHERN IRELAND), 1934, DATED AUGUST 8th, 1934, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT, 1920 (10 & 11 GEO. 5, C. 30), THE UNEMPLOYMENT INSURANCE (NO. 2) ACT (NORTHERN IRELAND), 1924 (14 & 15 GEO. 5, C. 25), THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1934 (24 & 25 GEO. 5, C. 12).

1934. No. 67.

The Ministry of Labour for Northern Ireland by virtue of the powers conferred on it by the Unemployment Insurance Acts (Northern Ireland), 1920 to 1934 and the Unemployment Act

(Northern Ireland), 1934, as those enactments are modified and extended by the Unemployment (Extension of Enactments) Order (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following Regulations:—

PART I.

Application for Increase of Benefit.

1. Where an insured contributor who is entitled to benefit desires to obtain an increase of benefit in respect of any person, he shall make an application in writing and shall give such information with regard to that person as the Ministry may require to enable the Insurance Officer, Court of Referees or the Umpire (as the case may be) to determine whether that person is a dependant within the meaning of the Acts relating to unemployment insurance. In particular he shall give details as to the identity, usual place of residence, occupation and relationship to the applicant of that person, his position under the Unemployment and the National Health Insurance Acts, his available sources of income and the amounts contributed by any person towards his maintenance, and if the person be a child, as to the matters mentioned in Section 10 of the Act. If the person be an adult he shall also furnish a declaration signed by that person stating his date of birth and verifying the particulars respecting him furnished by the applicant.

2. If on a particular date an insured contributor makes an application for an increase of benefit and also proves—

- (a) that on a date earlier than the particular date he was in all respects qualified to make such application, and
- (b) that throughout the whole period between the earlier date and the particular date there was good cause for delay in making such application,

then for the purposes of Section 11 of the Act the earlier date shall be substituted for the date of the application.

PART II.

Antedating claim for Benefit.

3. If on a particular date an insured contributor makes a claim for benefit or proves any matter on such claim, and also proves—

- (a) that on a date earlier than the particular date he was in all respects qualified to make the claim, or in a position to furnish proof of the matter, and
- (b) that throughout the whole period between the earlier date and the particular date there was good cause for delay in making such claim, or in furnishing such proof,

he shall be treated for all the purposes of the Acts relating to unemployment insurance as if he had made the claim or proved the matter on the earlier date.

PART III.

Commencement of Period of Continuous Unemployment.

4. Where an insured contributor makes an application for benefit whereby a continuous period of unemployment would begin, but also proves—

(a) that on a date earlier than the date of such application he was unemployed but incapacitated for work by reason of some specific disease, or bodily or mental disablement, and

(b) that throughout the whole of the period between the earlier date and the date on which the application for benefit was made there was good cause for delay in making such application,

then for the purpose of beginning the continuous period of unemployment the earlier date shall be substituted for the date on which the insured contributor made such application as aforesaid.

5. If in connection with an application for benefit which begins a benefit year an insured contributor proves in the manner hereinafter provided that he has been continuously unemployed since some date earlier than the date on which that application is made and that that period of continuous unemployment is current at the date of such application, such earlier date shall, for the purpose of computing the first week of a continuous period of unemployment, be substituted for the date on which the application was made.

6. For the purpose of proving any matter requiring to be proved under this part of these Regulations the insured contributor shall comply with such procedure as the Ministry may from time to time direct and shall furnish such other evidence with regard to the matter to be proved as an Insurance Officer, a Court of Referees, or the Umpire (as the case may be) may require.

PART IV.

Irregular Benefit and Contributions.

7. For the purpose of deciding whether an insured contributor has exhausted his benefit rights in any benefit year, the insured contributor shall be deemed to have received benefit in respect of any day in respect of which any sum was paid to him by way of benefit, notwithstanding that he was not entitled thereto; provided that if during the benefit year in which any such sum was paid to him that sum or any part thereof (other than sums representing payments in excess of the rate to which the insured

contributor was properly entitled) is recovered, then for the purpose aforesaid there shall be excluded the number of days equivalent to the number produced by dividing the sum so recovered by the daily rate at which it was paid to him, or to the whole number nearest to such number.

8. For the purpose of computing or recomputing the number of additional days for which an insured contributor is qualified in a current benefit year under Section 3 (2) of the Act—

- (1) any contributions paid in error in respect of that contributor in respect of the last five years shall be excluded ; and
- (2) all sums paid to an insured contributor by way of benefit to which he was not entitled in respect of the benefit years which ended in the last five years (other than sums representing payments in excess of the rate to which he was properly entitled), shall be taken into account and the insured contributor shall, subject as hereinafter provided, be deemed to have received benefit on any day in respect of which any sum so required to be taken into account was paid to him :—

Provided that—

- (i) if any sum so taken into account is a sum which would be deducted in connection with a claim to repayment of contributions paid in error under Section 28 of the principal Act, the insured contributor shall, in respect of that sum be deemed to have received benefit in respect only of the number of days equivalent to the number produced by dividing the amount (if any) by which that sum exceeds the employee's share of such contributions, by the rate at which it was originally paid to him ; so however that fractions of a day shall be disregarded ; and
- (ii) if the sums so taken into account have, or any part thereof has, been recovered there shall be deducted from the number of days in respect of which the insured contributor is to be deemed to have received benefit a number of days equivalent to the number produced by dividing the sum so recovered by the rate at which it was paid to him, or to the whole number nearest to such number ; so however that in computing the sum so recovered any amount by which the sum taken into account has been diminished under proviso (i) shall be excluded.

9. For the purpose of determining whether an insured contributor has complied with the provisions of sub-section (1) of Section 4 of the Act—

- (1) any contributions paid in error in respect of that contributor shall be excluded ; and
- (2) an insured contributor, in respect of any sums received by him by way of benefit to which he was not entitled, shall be deemed to have received benefit in respect of any day in respect of which he would, for the purpose of deciding whether he had exhausted his benefit rights, be deemed under the provisions of Regulation 7 hereof to have received benefit ; provided that if any sum received by an insured contributor by way of benefit to which he was not entitled is recovered from the insured contributor in the benefit year in which it was so paid to him, the recovery shall be deemed to be made in respect of such sums so last received as aforesaid.

PART V.

Proof of First Statutory Condition.

10. If an insured contributor has at the beginning of his benefit year proved that the First Statutory Condition is fulfilled in his case then, unless under the provisions of Section 4 (2) of the Act he is again required to prove that that condition is fulfilled, he shall for the purpose of any subsequent claim to benefit in that benefit year be treated as though that condition continued to be fulfilled.

11. Where an insured contributor has on a claim for benefit made during a benefit year been required under the provisions of Section 4 (2) of the Act to prove and has proved that the First Statutory Condition is fulfilled in his case, that insured contributor shall thereafter during the remainder of that benefit year be treated as if that condition continued to be so fulfilled.

12. If in the case of an insured contributor to whom Section 51 (2) of the Unemployment Act (Northern Ireland), 1934, applies it is found during the benefit year current at the commencement of the Act that he has been treated in error as having proved that the First Statutory Condition was fulfilled in his case, then that contributor shall be required, before any further claim by him to benefit in that benefit year is admitted, to prove that that condition is fulfilled in his case.

13. Where an insured contributor has under the provisions of the preceding Regulation been required to prove and has proved that the First Statutory Condition was fulfilled in his case, he shall thereafter be treated throughout the remainder of that benefit year as if that condition continued to be so fulfilled.

PART VI.

General.

14. The Unemployment Insurance (Commencement of Periods) Regulations (Northern Ireland), 1929, are hereby revoked, but such revocation shall not affect any right, privilege, obligation or liability acquired, accrued, or incurred under those Regulations.

15.—(1) These Regulations may be cited as the Unemployment Insurance (Benefit Miscellaneous Provisions) Regulations (Northern Ireland), 1934, and shall be deemed to have come into force on the 26th July, 1934.

(2) In these Regulations—

The expression “the Ministry” means the Ministry of Labour for Northern Ireland.

The expression “the principal Act” means the Unemployment Insurance Act, 1920.

The expression “the Act” means the Unemployment Insurance Act (Northern Ireland), 1934, as modified and extended by the Unemployment (Extension of Enactments) Order (Northern Ireland), 1934.

(3) The Interpretation Act, 1921, applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 8th day of August, 1934.

(L.S.)

R. R. Bowman,
Assistant Secretary to the Ministry
of Labour for Northern Ireland.

Collection of Contributions.

THE UNEMPLOYMENT INSURANCE (COLLECTION OF CONTRIBUTIONS) (AMENDMENT) REGULATIONS (NORTHERN IRELAND), 1934, DATED 25TH JULY, 1934, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT, 1920 (10 & 11 GEO. 5. C. 30).

1934. No. 57.

The Ministry of Labour for Northern Ireland (hereinafter referred to as “the Ministry”) by virtue of the powers conferred on it by the Unemployment Insurance Act, 1920, and of all other powers enabling it in that behalf hereby makes the following Regulations to amend the Unemployment Insurance (Collection of Contributions) Regulations, 1920, which Regulations as