

UNEMPLOYMENT ASSISTANCE BOARD FOR NORTHERN IRELAND.

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Application for Decision under Section 31 of the Act.

(Form for use by a person other than the person in respect of whom the decision is sought).

Name and address of person.....
 in respect of whom the.....
 decision is required :

Particulars of such person—

- (1) State whether person is capable of and available for work.....
- (2) Date of birth.....
- (3) Usual occupation.....
- (4) Record of employment in recent years :

Employer's name and address (or work on own account).	How employed.	Period of employment.	
		From	To

I declare the above statements to be true to the best of my knowledge and belief.

Signature of person making the application.....

Address.....

Date.....

Appeal Tribunals.

RULES MADE BY THE UNEMPLOYMENT ASSISTANCE BOARD FOR NORTHERN IRELAND UNDER SECTION 46 (1) OF AND THE FIFTH SCHEDULE TO THE UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

1935. No. 9.

The Unemployment Assistance Board for Northern Ireland (hereinafter referred to as the "Board.") by virtue of the powers conferred on it by Section 46 of and the Fifth Schedule to the Unemployment Assistance Act (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following Rules :

1. Members of an Appeal Tribunal shall hold office for such periods as the Minister of Labour for Northern Ireland in the case of the Chairman or of a person appointed to act as Chairman, and the Board in the case of the other members, may prescribe at the time of their appointment.

Tenure of Office of members of Appeal Tribunals.

Provided that an appointment may be terminated at any time and shall be terminated if the person appointed (or a member of his household) makes an application for an allowance but without prejudice to his re-appointment if he and the members of his household cease to be applicants for an allowance.

2. Notwithstanding that the members of the Tribunal are not all present, any matter may, with the consent of the person concerned and of any Board of Guardians concerned and of the officer of the Board concerned, be proceeded with if two members of the Tribunal of whom the Chairman or acting Chairman shall be one are present.

Composition of Appeal Tribunals.

Procedure in connection with appeals to Chairmen of Appeal Tribunals and as to the revision of decisions.

3.—(1) An appeal under section 31 of the Act to the Chairman of an Appeal Tribunal from a decision of an officer of the Board that a person is or is not a person to whom the Act applies or from a rejection by an officer of the Board of an application for the revision of a decision that a person is or is not a person to whom the Act applies shall be made by lodging at the office designated by the Board a notice of appeal in the prescribed form, and such notice of appeal shall be lodged within fourteen days of the date of the issue of the decision or rejection which is the subject of appeal or, where the appeal is by a Board of Guardians which was not notified of the said decision or rejection, within fourteen days of the date on which (after the decision or rejection aforesaid) the person concerned or a person dependent on him first received poor relief from the Board of Guardians or first made an application for such relief to the Board of Guardians, or in any of the above cases within such longer period as the Chairman may in any case for a special reason allow.

(2) On any appeal under Section 31 of the Act the Chairman may if he thinks it desirable and shall at the request of any of the parties hold an oral hearing.

(3) Where on a reference by a Chairman to the Ministry of Labour for Northern Ireland under Sub-section (3) of Section 31 of the Act the Ministry requires any further finding of fact in connection with the reference the Chairman may, if he thinks it desirable, hold an oral hearing.

Appeals from determinations of officers of the Board.

4.—(1) An appeal from a determination of an officer of the Board shall be made by lodging within fourteen days of the issue of the determination a Notice of Appeal in the prescribed form at the office designated by the Board and if an appeal lies to the Appeal Tribunal the Tribunal shall as soon as may be hold an oral hearing.

(2) Where an appeal does not lie to an Appeal Tribunal without the leave of the Chairman, the Chairman shall on granting or refusing leave to appeal endorse the Notice of Appeal accordingly.

5.—(1) Where an officer of the Board has made a special report to an Appeal Tribunal under Section 36 of the Act the Appeal Tribunal shall, so far as practicable within fourteen days of the receipt of such report, hold an oral hearing.

(2) An application by a Board of Guardians under Section 36 of the Act for the reconsideration of a direction of an Appeal Tribunal in respect of a person who by reason thereof became chargeable to the Board of Guardians shall be made in the prescribed form to the Appeal Tribunal by which the direction was given, and the Appeal Tribunal may, if the Chairman thinks fit, hold an oral hearing.

Procedure on special reports and on applications for the reconsideration of directions.

6. Any question arising under Section 43 of the Act as to the amount of an excess allowance shall be referred on the prescribed form to an Appeal Tribunal for the district in which the allowance was first granted, and the Tribunal shall hold an oral hearing.

Procedure in connection with references to Appeal Tribunals with regard to excess allowances.

7.—(1) A dispute arising between the Board and a Board of Guardians respecting an amount payable by the Board to the Board of Guardians under the Sixth Schedule to the Act shall be referred by way of an application to an Appeal Tribunal having jurisdiction for the district where the person in respect of whom the dispute has arisen resided at the time of his application for poor relief.

Procedure in connection with references to Appeal Tribunals of disputes arising under the 6th Schedule to the Act.

(2) The reference may be made by the Board or by the Board of Guardians and the Appeal Tribunal may, if the Chairman thinks it desirable, and shall at the request of the Board of Guardians, hold an oral hearing.

8.—(1) Notice of the time and place at which an oral hearing will take place together with particulars of the case shall be sent by the Clerk of the Appeal Tribunal to the officer of the Board concerned and to the person concerned and to any Board of Guardians concerned, and a notice shall be sufficiently sent if sent by post to the ordinary or last known address.

Sittings of Chairmen and Appeal Tribunals

(2) The person concerned and the officer of the Board concerned (or any other officer of the Board on his behalf) and any Board of Guardians concerned (by their representative not being of Counsel or a Solicitor and appearing as such) may attend and be heard at the oral hearing; and the person concerned may be accompanied by a friend (not being of Counsel or a Solicitor and appearing as such) for the purpose of assisting in the elucidation of the facts, and the Chairman may permit any other person to be present at the proceedings or to attend for the purpose of giving evidence, but, save as aforesaid, there shall not be admitted to a hearing any member of the public or a representative of any newspaper.

(3) The Chairman may adjourn an oral hearing from time to time as he thinks fit.

(4) The Clerk of the Appeal Tribunal or his deputy shall be present at all sittings of the Chairman or the Tribunal for the consideration of any matter under the Act and shall as soon as may be notify the officer of the Board concerned and the person concerned and any Board of Guardians concerned of any decision, determination or direction of the Chairman or the Tribunal.

(5) The decision, determination or direction of a majority of the members of an Appeal Tribunal shall be the decision, determination or direction of the Tribunal, and where a matter is proceeded with under Rule 2 of these Rules the Chairman or acting Chairman shall have a second or casting vote.

General.

9. Except as expressly provided in these Rules the procedure on any appeal, special report, application or reference shall be such as the Chairman may determine.

Payment of Allowances.

10.—(1) The Board may pay travelling and other allowances (including compensation for loss of remunerative time) in respect of attendance at an oral hearing before a Chairman or an Appeal Tribunal to any person required to attend thereat.

(2) Any person desiring to claim any expenses as aforesaid shall forthwith submit a claim to the Board whose decision thereon shall be final.

Inter-pretation.

11. In these Rules, save where the context otherwise requires :

“ Act ” means the Unemployment Assistance Act (Northern Ireland), 1934.

“ Prescribed form ” means that one of the forms set out in the Schedule to these Rules which is appropriate to the case or such form substantially to the same effect as may from time to time be approved by the Board.

“ Chairman ” means the Chairman or Acting Chairman of an Appeal Tribunal.

“ The person concerned ” means the person in respect of whom the decision, determination, report, allowance or direction under consideration was made.

“ Board ” means the Unemployment Assistance Board for Northern Ireland.

12.—(1) These Rules may be cited as the Unemployment Assistance (Appeal Tribunals) Rules (Northern Ireland), 1935.

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

13. These Rules shall come into force on the day after the day on which they are confirmed by the Minister of Labour.

Signed by order of the Unemployment Assistance Board for Northern Ireland, this 2nd day of January, 1935.

(L.S.)

John S. Godden,

Secretary to the Unemployment Assistance Board for Northern Ireland.

I, the Rt. Hon. John Miller Andrews, Minister of Labour for Northern Ireland, hereby confirm the foregoing Rules.

Given under My Hand this 5th day of January, 1935.

John M. Andrews,

Minister of Labour for Northern Ireland.

SCHEDULE.

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Notice of appeal from a decision that a person is or is not a person to whom the Unemployment Assistance Act (Northern Ireland), 1934, applies.

Name of person concerned.....
Address.....

This appeal is from the decision issued on.....
that the above-named person is/is not a person to whom the Unemployment Assistance Act (Northern Ireland), 1934, applies.

The grounds of appeal are as follows:—
.....
.....
.....
.....
.....

Date..... Signature of appellant.....

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Notice of appeal from the rejection by an officer of the Board of an application for the revision of a decision that a person is or is not a person to whom the Unemployment Assistance Act (Northern Ireland), 1934, applies.

Name of person concerned.....
Address.....

This appeal is from the rejection notified on.....(date) of an application for the revision of the decision that the above-mentioned person is/is not a person to whom the Unemployment Assistance Act (Northern Ireland), 1934, applies.

The grounds of appeal are as follows:—
.....
.....
.....
.....
.....

Date..... Signature of Appellant.....

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Notice of appeal by an applicant from a determination by an officer of the Unemployment Assistance Board for Northern Ireland.

I hereby appeal from the determination issued on.....(date).

I appeal on the following grounds:—

.....
.....
.....

Signature of Appellant.....

Address.....

Date.....

Endorsement by Chairman of Appeal Tribunal when required.

*Delete as necessary.

Leave to appeal * { granted.
not granted.

Signed..... { Chairman or acting
Chairman of.....

Date..... { Appeal Tribunal.

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Application under Section 36 of the Act by a Board of Guardians to an Appeal Tribunal, by which a direction was given, for a reconsideration of the direction.

Name of person concerned.....

Address.....

The above-named person became chargeable to the.....
Board of Guardians on.....(date)
and the said Board of Guardians hereby applies to the Appeal Tribunal for
reconsideration of its direction dated.....
in respect of the said person.

The Board of Guardians applies on the following grounds:—

.....
.....
.....

Signed.....

(Clerk to said Board of Guardians).

Date.....

UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Reference to an Appeal Tribunal of a question arising under Section 43 of the Act as to the amount of an excess allowance.

Name of person concerned (i).....
Address.....

It having been found that the above-named person procured, by the non-disclosure or misrepresentation of a material fact, an issue by way of an allowance in excess of that which would have been made but for such non-disclosure or misrepresentation, and a question having arisen as to the amount of such excess, that question is hereby referred to the Appeal Tribunal at.....(ii).

- (1) Particulars of the non-disclosure or misrepresentation which gave rise to the issue by way of an allowance in excess of that which would have been made but for the non-disclosure or misrepresentation.
(2) Particulars of the determination made and the allowances granted thereunder which were effected by the non-disclosure or misrepresentation.

(Signature of person referring the question).

- (i) The " person concerned " is the applicant for an allowance who has procured by the non-disclosure or misrepresentation of a material fact an issue by way of an allowance to himself or to any other person in excess of that which would have been made but for the non-disclosure or misrepresentation.
(ii) Rule 6 of the Unemployment Assistance (Appeal Tribunals) Rules (Northern Ireland), 1934, provides for the reference of the question to the Appeal Tribunal for the district in which the allowance was first granted.

Determinations.

THE UNEMPLOYMENT ASSISTANCE (DETERMINATIONS) RULES (NORTHERN IRELAND), 1935, MADE BY THE UNEMPLOYMENT ASSISTANCE BOARD FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

1935. No. 14.

The Unemployment Assistance Board for Northern Ireland by virtue of the powers conferred on it by Section 46 of the Unemployment Assistance Act (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following rules :—

1. A determination shall have effect from the date specified therein, provided that—

- (a) a determination made on an application shall not take effect from a date earlier than the date of the application ;

Currency of Determinations.