

First Schedule to the Insurance Act in pursuance of paragraph (d) of that Part shall, subject as hereinafter provided, be treated as if it were an excepted employment mentioned in paragraph (d) of Sub-section (1) of Section 12 of the Act.

3. Contributions shall be payable in respect of every person employed in the aforesaid class of employment at the rate specified in Part IV of the First Schedule to the Act.

4. The Contributory Pensions (Employment under Local and Public Authorities) Order (Northern Ireland), 1925 (S.R. & O. of N.I. 1925, No. 126) is hereby revoked without prejudice to any right, privilege, obligation or liability acquired, accrued or incurred thereunder.

SCHEDULE.

Employment under any local or other public authority in a pensionable office in a permanent capacity, other than employment in any of the following capacities :—

- (a) As chaplain or other minister of religion ;
 - (b) As duly qualified medical practitioner ;
 - (c) As coroner or deputy coroner ;
 - (d) As public analyst ;
 - (e) As public vaccinator ;
 - (f) As registrar, assistant registrar, superintendent registrar, or assistant superintendent registrar of births and deaths, or as registrar, deputy registrar, superintendent registrar, or deputy superintendent registrar of marriages ;
- As a person engaged in any of the classes of employments excepted from the provisions of the Insurance Act under paragraph (b), (f), (g), (h), (k) or (m) of Part II of the First Schedule to that Act.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 6th day of September, in the year Nineteen hundred and thirty-seven.

(L.S.)

W. A. B. Iliff.

Assistant Secretary to the Ministry of Labour
for Northern Ireland.

Exempt and Excepted Persons.

REGULATIONS, DATED NOVEMBER 9TH, 1937, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE IN CONJUNCTION WITH THE MINISTRY OF FINANCE FOR NORTHERN IRELAND UNDER THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936.

1937. No. 118.

The National Health Insurance Joint Committee, in exercise of the powers conferred on them by sub-sections (1) and (2) of Section 16, sub-sections (2) and (3) of Section 17, proviso

(ii) to paragraph 1 of the Fourth Schedule and Section 32 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, and of all other powers enabling them in that behalf and in conjunction with the Ministry of Finance for Northern Ireland, so far as regards Regulations which are required to be so made, hereby make the following Regulations :—

Short title

1. These Regulations may be cited as the Contributory Pensions (Exempt and Excepted Persons) Regulations (Northern Ireland), 1937.

Interpretation and revocation.

2.—(1) In these Regulations, unless the context otherwise requires :—

“the Pensions Act” means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936 ;

“the Insurance Act” means the National Health Insurance Act, 1936 ;

“the Ministry” means the Ministry of Labour for Northern Ireland ;

“excepted person” means a person employed in an excepted employment in respect of which contributions are or were payable under the Pensions Act or any Act repealed by that Act and, with reference to any period before the 4th January, 1926, includes a person employed in an excepted employment in respect of which contributions under that Act would have been payable if that Act had been in force.

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

(3) The Regulations specified in the Schedule hereto are hereby revoked but without prejudice to any right, privilege, obligation or liability acquired, accrued or incurred thereunder :

Provided that :—

(i) for the purposes of paragraph (a) of the proviso to Section 45 of the Pensions Act, Regulation 7 of the Contributory Pensions (Exempt and Excepted Persons) Consolidated Regulations (Northern Ireland), 1932, shall continue in force ; and

(ii) for the purpose of the proviso to paragraph 4 (a) of Regulation 5 of these Regulations, Regulation 3 of the Contributory Pensions (Exempt and Excepted Persons) Amendment Regulations (Northern Ireland), 1934, shall continue in force.

3.—(1) For the purposes of Section 16 (1) of the Pensions Act, an exempt person, being a man, who ceases to be employed within the meaning of the Insurance Act shall be deemed to continue to

be insured only until the 30th day of June, or the 31st day of December, whichever next precedes the expiration of a period of two years from the end of the contribution week in which he ceases to be so employed, whether he has, or has not, in the meantime ceased to hold a certificate of exemption :

Provided that if a person, while deemed to continue to be insured by virtue of the foregoing provision of this Regulation, again becomes employed within the meaning of the Insurance Act, he shall not, on ceasing to be so employed, be deemed to continue to be insured for any longer period than that for which he would have been so deemed if he had not again become employed unless—

- (i) he has, since the beginning of the contribution half-year following that in which the period during which he was deemed to continue to be insured began, been so employed for not less than eight weeks, whether continuous or not, in a period comprising two consecutive contribution half-years, in which case he shall be deemed to continue to be insured for a period commencing on the date on which he ceased to be so employed and calculated in accordance with the foregoing provisions of this Regulation ; or
- (ii) he is so employed at the date on which under the provisions of this Regulation the period during which he is deemed to continue to be insured was due to terminate, in which case, if he does not continue to be so deemed by virtue of any other provisions of this Regulation, he shall nevertheless so continue until the 30th day of June or the 31st day of December whichever next follows that date.

(2) A person, who on attaining the age of sixty-five is deemed to be an insured person by virtue of the provisions of Section 16 (1) of the Pensions Act, or is deemed to continue to be so insured by virtue of the foregoing provisions of this Regulation shall be deemed so to continue throughout his life.

4. Contributions paid under the Insurance Act before the 4th January, 1926, in respect of an exempt person, being a man, shall be treated as if they were contributions in respect of the insurance of that person, and any period before that date during which that person was an exempt person or entitled to sanatorium benefit shall be treated as a period of insurance for the purpose of the statutory conditions applicable to widows' and orphans' pensions.

S. 16 (2) of
Pensions
Act.

5. For the purposes of the Pensions Act the provisions of the Insurance Act relating to the continuous insurance of persons ceasing to be employed shall apply, as modified and set out in manner following, to persons who, under Section 17 of the Pensions Act, are deemed to be insured :—

S. 17 (2) of
Pensions
Act.

- (1) Where a person who, under Section 17 of the Pensions Act, is deemed to be insured by reason of being an excepted person ceases to be an excepted person, he shall continue, for a period of twenty-one months commencing next after the end of the contribution week in which he ceased to be an excepted person, to be deemed to be insured.
- (2) Where contributions at the ordinary rates have been paid in respect of an excepted person, and contributions become payable at the rates specified in Part IV of the First Schedule to the Pensions Act in respect of him, he shall as from the date on which contributions at the ordinary rates cease to be payable, continue to be deemed to be insured for the purposes of the Pensions Act relating to old age pensions for the period specified in the preceding paragraph of this Regulation.
- (3) In calculating for the purposes of this Regulation the said period of twenty-one months no account shall be taken of any period after the person has attained the age of sixty-five.
- (4) In calculating for the purposes of this Regulation the first twelve months of the period of twenty-one months no account shall be taken—
 - (a) of any period during which the person is proved to the satisfaction of the Ministry to have been incapable of work by reason of some specific disease or bodily or mental disablement of which notice is given to the Ministry before the expiration of either (i) six weeks after the end of the incapacity, or (ii) a period of three months from the date on which he would, had it not been for such incapacity, have ceased to be deemed to be insured, or to be insured for the purposes of the Pensions Act relating to old age pensions, as the case may be, whichever period shall first expire :
 Provided that such notice may be given within such longer period as the Ministry may in the special circumstances of any particular case determine ; or
 - (b) in the case of a woman, of the period of four weeks after her confinement.

S. 17 (3) of
Pensions
Act.

6.—(1) Where a person was at the 4th January, 1926, or was, within the period hereinafter specified, before that date, an excepted person, then for the purpose of the statutory conditions which must be complied with in the case of the pension or pensions for which excepted persons in the same excepted employment have at any time since the 4th January, 1926, been insured or, where the employment has ceased to be an excepted employment,

the pension or pensions for which persons in the employment which has so ceased to be excepted are insured, contributions shall be deemed to have been paid in respect of him for each week of the period before the 4th January, 1926, during which he was continuously an excepted person, and every such week shall be deemed to be a week which has elapsed since the date of his entry into insurance.

(2) For the purposes of the foregoing provisions the period before the 4th January, 1926, shall be a period of twenty-one months :

Provided that :—

- (i) in calculating the said period of twenty-one months no account shall be taken of any period after the person had attained the age of seventy, or of any period during which he was insured under the National Health Insurance Act, 1924, or any Act repealed by that Act or of any period which is deemed to be a period of insurance by virtue of Regulation 4 of these Regulations ;
- (ii) in calculating the first twelve months of the said period of twenty-one months no account shall be taken—
 - (a) of any period during which the person is proved to the satisfaction of the Ministry to have been incapable of work by reason of some specific disease or bodily or mental disablement ; or
 - (b) in the case of a woman, of the period of four weeks after her confinement.

7. In the case of a man who was an exempt person or a person employed in an excepted employment, paragraph 1 (c) of the Fourth Schedule to the Pensions Act shall apply subject to this modification that he shall be treated as if he had been insured for the purposes of that paragraph during the period for which he was deemed by virtue of Section 16 or 17 of the Pensions Act to be insured for any of the purposes thereof ; and the condition in the said paragraph shall apply accordingly.

S. 44 and
Fourth
Schedule.
para. 1.
proviso (ii)
of Pensions
Act.

SCHEDULE.

The Contributory Pensions (Exempt and Excepted Persons) Consolidated Revocation Regulations (Northern Ireland), 1932, S.R. & O. of N.I., 1932, No. 91.

The Contributory Pensions (Exempt and Excepted Persons) Amendment Regulations (Northern Ireland), 1933, S.R. & O. of N.I., 1933, No. 98.

The Contributory Pensions (Exempt and Excepted Persons) Amendment Regulations (Northern Ireland), 1934, S.R. & O. of N.I., 1934, No. 118.

The Contributory Pensions (Exempt and Excepted Persons) Amendment Regulations (Northern Ireland), 1936, S.R. & O. of N.I., 1936, No. 179.

Given under the Official Seal of the National Health Insurance Joint Committee this ninth day of November, one thousand nine hundred and thirty-seven.

(L.S.)

E. C. Moffrey,

Secretary to the National Health Insurance Joint Committee.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this ninth day of November, one thousand nine hundred and thirty-seven.

(L.S.)

G. C. Duggan,

Assistant Secretary to the Ministry of Finance for Northern Ireland.

Full Time Instruction.

REGULATIONS, DATED NOVEMBER 19, 1937, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE IN CONJUNCTION WITH THE MINISTRY OF FINANCE FOR NORTHERN IRELAND UNDER THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936.

1937. No. 127.

The National Health Insurance Joint Committee in conjunction with the Ministry of Finance for Northern Ireland in exercise of the powers conferred on them by Sub-Section (2) of Section 1 and Section 32 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, and of all other powers enabling them in that behalf, hereby make the following Regulations:—

1.—(i) These Regulations may be cited as the Contributory Pensions (Full Time Instruction) Regulations (Northern Ireland), 1937.

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

2. For the purposes of Sub-Section (2) of Section 1 of the Widows', Orphans' and Old Age Contributory Pensions Act, 1936, a child shall be deemed to be under full time instruction in a day school during any period during which he would have been under such instruction, but for the occurrence of any of the following events:—

(i) holidays of the child which are recognised by the responsible school authority;

(ii) the closing, by reason of infectious disease, of the school which the child normally attends;