

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 8th day of January, nineteen hundred and thirty-eight.

(L.S.)

W. B. SPENDER,

Secretary to the Ministry of Finance
for Northern Ireland.

Collection of Contributions.

REGULATIONS, DATED DECEMBER 29, 1938, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, ACTING JOINTLY, AND IN CONJUNCTION WITH THE MINISTRY OF FINANCE FOR NORTHERN IRELAND, UNDER SECTION 13 (1) OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936.

1938. No. 144.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, and in conjunction with the Ministry of Finance for Northern Ireland, in exercise of the powers conferred by sub-section (1) of section 13 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.—These Regulations may be cited as the Contributory Pensions (Collection of Contributions for Excepted Persons) Regulations (Northern Ireland), 1938.

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

“ the 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 payable under the Act;

“ the principal Regulations ” means the National Health Insurance and Contributory Pensions (Collection of Contributions) Regulations (Northern Ireland), 1938, and any Regulations amending or superseding those Regulations.

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

3.—Subject to the provisions of these Regulations, the provisions of the Insurance Act relating to the payment and collection of contributions and of the principal Regulations (other than those relating to cards, stamps, record cards and benefit records) shall, with the necessary modifications, apply to excepted persons as if they were employed contributors and members of approved societies.

4.—(1) (a) Where an employer has deposited with the Ministry a sum representing as nearly as may be the total amount of the contributions under the Act payable for thirteen weeks in respect of the excepted persons in his employment, the employer shall pay contributions half-yearly in accordance with the provisions hereinafter contained.

(b) Where no such deposit has been made the employer shall, within four days after the end of each contribution week (other than the last contribution week) in each contribution half-year, pay to the Ministry a sum equal to the total amount of the contributions under the Act which would have been payable during the week in respect of the excepted persons in his employment, if the provisions of the principal Regulations relating to the time of payment of contributions had been applicable, and such payments shall be treated as payments on account of the total sum payable by the employer for the contribution half-year in respect of contributions under the Act.

(2) Within twenty-one days after the end of each contribution half-year the employer shall send to the Ministry a return for the half-year setting forth fully and correctly the following particulars:—

- (a) the names of the excepted persons in his employment;
- (b) the rate of contribution payable in respect of each such person;
- (c) the weeks for which contributions are payable in respect of each such person;
- (d) the total sum payable in respect of contributions for such persons; and

(e) such other particulars as the Ministry may determine; and within the said twenty-one days the employer shall pay to the Ministry the amount of the contributions payable in respect of the excepted persons for the contribution half-year, less the amount of any payments on account thereof made under paragraph (1) (b) of this Regulation.

(3) The return under this Regulation shall be in such form as the Ministry may require, and shall be signed by a responsible officer of the employer.

(4) The provisions of sections 25, 26 and 27 (a) of the Insurance Act, relating to the recovery by employers of amounts paid on behalf of employed contributors shall apply as if the contributions had been paid at the time when they would have been payable under the principal Regulations.

5.—Where a contribution is payable by an excepted person it shall be paid to the Ministry in such manner as the Ministry may determine.

6.—The Ministry may, if in the case of any particular employer it thinks fit and subject to such terms and conditions as it may impose, approve any other arrangements for the payment of contributions in respect of excepted persons, and such arrangements shall have effect as if they were incorporated in and formed part of these Regulations.

7.—Every employer shall, on demand, furnish to the Ministry such particulars, relating to periods of employment or of sickness or to the superannuation rights of any person who is or has been an excepted person in his employment, as the Ministry may require for the purposes of the Act.

8.—Every employer shall keep a register or other record of excepted persons in his employment, showing the rate of contribution payable in the case of each such person, and shall, when required by any officer appointed under the Insurance Act, produce the register or record to the officer.

9.—The Contributory Pensions (Collection of Contributions for Excepted Persons) Regulations (Northern Ireland), 1925(a), are hereby revoked but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Given under the Official Seal of the National Health Insurance Joint Committee this 29th day of December, nineteen hundred and thirty-eight.

(L.S.)

KENNETH CURTIS,
Deputy-Secretary, National Health
Insurance Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 29th day of December, nineteen hundred and thirty-eight.

(L.S.)

H. CONACHER,
Secretary, Ministry of Labour
for Northern Ireland.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 29th day of December, nineteen hundred and thirty-eight.

(L.S.)

G. C. DUGGAN,
Assistant Secretary, Ministry of
Finance for Northern Ireland.

REGULATIONS, DATED DECEMBER 29TH, 1938, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, ACTING JOINTLY, UNDER SECTION 13 (1) OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936, AND BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER SECTIONS 7 AND 15 OF THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936.

1938. No. 145.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, in exercise of the powers conferred on them by sub-section (1) of section 13 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, and of all other powers enabling them in that behalf, and the Ministry of Labour for Northern Ireland, in exercise of the powers conferred on it by sections 7 and 15 of the Unemployment Insurance Act (Northern Ireland), 1936, and of all other powers enabling it in that behalf, hereby make the following Regulations:—

1.—These Regulations may be cited as the Contributory Pensions and Unemployment Insurance (Collection of Contributions for Persons over sixty-five) Regulations (Northern Ireland), 1938.

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 Unemployment Insurance Act (Northern Ireland), 1936, as amended by any order or subsequent enactment;

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

“ a person over sixty-five ” means a person who has attained, or who, under the provisions of the Pensions Act or the Insurance Act, is to be treated as having attained, the age of sixty-five years and in respect of whom contributions are payable under those Acts;

“ the Principal Regulations ” means the National Health Insurance and Contributory Pensions (Collection of Contributions) Regulations (Northern Ireland), 1938, or the Unemployment Insurance (Contributions) Regulations (Northern Ireland), 1937, or both as appropriate to the particular case; and other expressions shall have the same meaning as in the Principal Regulations.

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

3.—Subject to the provisions of these Regulations, the provisions of the Principal Regulations (other than those which relate to arrears cards, payment of arrears, record cards and benefit records) shall, with the necessary modifications, apply to a person over sixty-five as if he were an insured contributor or an employed contributor who had not attained that age.

4.—(1) Subject to the provisions of Regulation 7 of these Regulations every contribution payable in respect of a person over sixty-five under the provisions of the Pensions Act or the Insurance Act shall be paid by the affixing of a stamp to a card, and the expression “ Unemployment book ” or “ card ” in the Principal Regulations shall include such a card.

(2) All cards in respect of persons over sixty-five shall be in such form as may from time to time be approved by the Ministry, and shall be supplied without charge.

(3) All directions and instructions appearing upon the cards supplied in accordance with these Regulations shall be deemed to be incorporated in these Regulations.

5.—(1) The cards shall in all cases be issued by the Ministry.

(2) If a person over sixty-five does not receive a card before the time when it is required for presentation to his employer, he shall make application to a Local Office of the Ministry for the issue to him of a card.

(3) Where a person over sixty-five fails to deliver up to his employer a card for the purpose of being stamped, the employer, instead of paying any contributions on an emergency book, shall make application to a Local Office of the Ministry for a card and shall forthwith inscribe thereon the name and address of the person over sixty-five for whom it is required, and shall comply with the provisions of the Principal Regulations as if the card had been delivered up to him by the person over sixty-five.

(4) The cards shall in all cases be surrendered to the Ministry, and accordingly the provisions of the Principal Regulations as regards the surrender of cards by employed contributors to Approved Societies shall apply where appropriate with the substitution of the Ministry for Approved Societies.

6.—Where an employer has in his possession or under his control any regular book or card issued under the Principal Regulations in respect of a person over sixty-five, he shall as soon as may be return it duly stamped to that person, and that person shall forthwith surrender the regular book to the Ministry and the card to his Society or, if he is not a member of a Society, to the Ministry.

7.—In the case of a person over sixty-five who is employed as master or a member of the crew of a British ship or vessel—

(a) the National Health Insurance and Contributory Pensions (Mercantile Marine) (Collection of Contributions) Regulations, 1938, shall apply with the following modifications:—

- (i) Regulation 4 shall not apply;
- (ii) in Part II the expression "card" means the card prescribed by these Regulations, and the provisions of the Principal Regulations and of these Regulations so far as they relate to the issue of cards, the production and delivery of cards to the employer and the surrender of cards to the Ministry shall apply accordingly:

Provided that the employer may, before the commencement of any voyage, obtain from the Ministry a sufficient supply of cards for use in cases to which paragraph (3) of Regulation 5 of these Regulations refers.

(iii) Part IV shall not apply.

(b) Part IV of the Unemployment Insurance (Contributions) Regulations (Northern Ireland), 1937, shall apply with the following modifications:—

- (i) the employer shall inscribe on the card the name and official number of the ship and the period of the employment for which contributions are paid, and
- (ii) the employer shall, before the commencement of any voyage, obtain from the Ministry a sufficient supply of cards for use in cases to which paragraph (3) of Regulation 5 of these Regulations refers.

8.—A person over sixty-five shall not be entitled to pay any contributions in respect of any period of unemployment or incapacity for work occurring after the date on which he attained the age of sixty-five and accordingly shall not affix any stamps to his card in respect of any such period.

9.—The Contributory Pensions and Unemployment Insurance (Collection of Contributions for Persons over sixty-five) Regulations (Northern Ireland), 1928, and the Contributory Pensions and Unemployment Insurance (Collection of Contributions for Persons over sixty-five) Amendment Regulations (Northern Ireland), 1934, are hereby revoked but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Given under the Official Seal of the National Health Insurance Joint Committee, this 29th day of December, 1938.
(L.S.) KENNETH CURTIS,
Deputy-Secretary to the National Health Insurance Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland, this 29th day of December, 1938.
(L.S.) H. CONACHER,
Secretary to the Ministry of Labour for Northern Ireland.

Determination of Income.

REGULATIONS, DATED MAY 10, 1938, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, UNDER THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACTS (NORTHERN IRELAND), 1936 AND 1937.

1938. No. 53.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, in exercise of the powers conferred by the Widows', Orphans' and Old Age Contributory Pensions Acts (Northern Ireland), 1936 and 1937, and of all other powers enabling them in that behalf, hereby make the following Regulations :—

1.—(1) These Regulations may be cited as the Contributory Pensions (Determination of Income) Amendment Regulations (Northern Ireland), 1938, and shall be deemed to have had effect as from the 3rd January, 1938.

(2) These Regulations shall be read as one with the Contributory Pensions (Determination of Income) Regulations (Northern Ireland), 1937 (hereinafter referred to as "the principal Regulations").

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