

paragraph 1 of the First Schedule to the principal Regulations and not the rates as so increased as aforesaid shall be used for the purpose of determining

- (a) whether under sub-paragraph (2) of paragraph 1 of that Schedule any and if so what adjustment should be made in respect of the rent actually paid in any case; and
 - (b) whether under the first proviso to Regulation 4 of the principal Regulations any and if so what increase should be made in any case.
- (3) In paragraph 2 of the First Schedule to the principal Regulations the sum of 16s. 6d. shall be substituted for the sum of 15s. therein appearing.

3.—Nothing in these Regulations shall prejudice or affect the operation of the Unemployment Assistance (Winter Adjustments) Regulations (Northern Ireland), 1938.

Operation of
Unemployment Assistance
(Winter Adjustments)
Regulations
(Northern
Ireland), 1938

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 18th day of December, one thousand nine hundred and thirty-nine, in the presence of

(L.S.)

F. C. S. Moore,

Assistant Secretary to the Ministry of
Labour for Northern Ireland.

Prevention and Relief of Distress.

REGULATIONS, DATED 29TH SEPTEMBER, 1939, MADE BY THE MINISTRY OF LABOUR UNDER THE UNEMPLOYMENT ASSISTANCE (EMERGENCY POWERS) ACT (NORTHERN IRELAND), 1939.

1939. No. 143.

The Ministry of Labour for Northern Ireland, by virtue of the powers conferred on it by the Unemployment Assistance (Emergency Powers) Act (Northern Ireland), 1939, and of all other powers in that behalf, hereby, with the approval of the Ministry of Finance for Northern Ireland, makes the following Regulations:—

1.—(1) These Regulations may be cited as the Unemployment Assistance (Prevention and Relief of Distress) Regulations (Northern Ireland), 1939, and shall come into force on the date hereof.

Short Title
and
commence-
ment.

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

(3) In these Regulations the expression "the Act" means the Unemployment Assistance Act (Northern Ireland), 1934, as amended by any subsequent enactments and the expression "the Board" means the Unemployment Assistance Board for Northern Ireland.

Extension of
Unemploy-
ment,
Assistance
Act (Northern
Ireland), 1934

2.—Subject to the provisions of these Regulations, the class of persons to whom an allowance may be granted under the Act shall be extended so as to include (although the qualifications set out in sub-section (1) of section thirty-one of the Act are not fulfilled in his case) any person who has attained the age of sixteen years and is in distress by reason of the fact that, owing to the action or threatened action of the enemy or to some other circumstances directly caused by the war—

- (i) he has been moved from one area to another under or in pursuance of plans or directions prepared, approved or given by His Majesty's Government for the transference of members of the civil population in the event of war or the imminence of war; or
- (ii) he or some person on whom he is normally dependent for support has lost his employment or is unable to follow his normal occupation or has been otherwise deprived entirely or to a substantial extent of his normal means of livelihood :

Provided that the following persons shall not be included, namely :—

- (a) persons who are normally dependent for support on some other person who is an enemy alien and is not for the time being resident in the United Kingdom ;
- (b) persons who are normally dependent for support on some other person who is for the time being undergoing sentence of imprisonment ;
- (c) persons in receipt of allowances payable out of public funds granted in respect of circumstances arising out of or caused by the present war ; and
- (d) any person in whose case the qualification set out in paragraph (d) of sub-section (1) of section thirty-one of the Act (which relates to residence in the United Kingdom) is not fulfilled, unless in the opinion of the Board circumstances exist which justify the inclusion of such person.

Application of
the Act and
Rules and
Regulations
made there-
under.

3.—Subject to the provisions of these Regulation, the provisions of the Act and of any Rules or Regulations for the time being in force thereunder shall apply in relation to the persons specified in Regulation 2 hereof and accordingly references therein to persons

to whom the Act applies shall be construed as including those persons.

4.—In relation to the persons specified in Regulation 2 hereof, notwithstanding anything contained in the Fifth Schedule to the Act (which relates to the constitution and proceedings of appeal tribunals) a person appointed by the Minister under that Schedule as chairman of an appeal tribunal or a person so appointed to act as chairman in the unavoidable absence or incapacity of the chairman shall be deemed to constitute an appeal tribunal for all the purposes of the Act :

Appeal
Tribunals

Provided that, if the chairman, or in his unavoidable absence or incapacity the person appointed to act as chairman, is of opinion that having regard to the nature of the questions raised in any case and to all the other circumstances it is desirable that either a person representing workpeople, or a person representing the Board, or both, appointed in accordance with paragraph 3 of the said Schedule should be present when that case is determined he may adjourn the hearing thereof so as to enable such person or persons to attend accordingly and if at such adjourned hearing that person or those persons is or are present the appeal tribunal shall in such case consist of the chairman or person appointed to act as chairman and such person or persons.

5.—If on an application for an allowance being made by virtue of these Regulations by a woman in whose case the qualifications set out in sub-section (1) of section thirty-one of the Act are not fulfilled, it appears that she is temporarily separated from her husband owing to circumstances caused by the war and that the husband is not precluded from supporting her by circumstances so caused, then the officer of the Board may, for the purpose of determining the need of that woman and of assessing her needs, treat her as though she and her husband were members of the same household.

Wives
temporarily
separated

6.—The following provisions of the Act shall not apply in relation to the persons specified in Regulation 2 hereof, that is to say, sub-sections (1) and (2) of section thirty-one (which relate to the qualifications to be fulfilled by persons to whom the Act applies), and the provisoes to sub-section (3) of the said section (which relate to the determination of certain disputes arising in connection with the question whether a person is a person to whom the Act applies):

Exclusion of
certain pro-
visions of the
Unemploy-
ment Assis-
tance Act
(Northern
Ireland), 1934

7.—In relation to the persons specified in Regulation 2 hereof, section thirty-three (which relates to the persons to whom and the circumstances in which allowances may be granted) shall have effect as though there were inserted in paragraph (a) of sub-section (1) thereof after the word "is" the words "if required so to be."

Modification
of section 33
of the Unem-
ployment
Assistance Act
(Northern
Ireland), 1934

Modification
of section 36
of the Unem-
ployment
Assistance
Act (Northern
Ireland), 1934

8.—Section thirty-six of the Act (which relates to suspension from application of the Act) shall in its application to the persons specified in paragraph 2 of these Regulations apply as if for the reference in that section to the qualifications set out in section thirty-one of the Act there was substituted a reference to the qualifications set out in paragraph 2 of these Regulations.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 29th day of September, nineteen hundred and thirty-nine, in the presence of

(L.S.)

William Allen,

Assistant Secretary to the Ministry of Labour
for Northern Ireland.

The Ministry of Finance for Northern Ireland hereby approves of the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 29th day of September, nineteen hundred and thirty-nine, in the presence of

(L.S.)

H. Ashton,

Assistant Secretary to the Ministry of Finance
for Northern Ireland.

UNEMPLOYMENT INSURANCE.

Benefits and Contributions
(Agriculture), p. 404.

Emergency Powers, p. 408:

Employment:

Outside United Kingdom, p. 414.

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Authorities, p. 417.

Insurance Industry:

Special Scheme, p. 418.

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Benefits and Contributions (Agriculture).

ORDER IN COUNCIL, DATED 30TH DAY OF MARCH, 1939, MADE UNDER SECTION SIXTY-FIVE OF THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936.

1939. No. 53.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN.

WHEREAS by section sixty-five of the Unemployment Insurance Act (Northern Ireland), 1936 (hereinafter referred to as "the