

by way of benefit or agricultural benefit under the scheme other than the benefit scheme shall not be recoverable from the Ministry or the body charged with the administration of the benefit scheme as the case may be.

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

(L.S.)

R. R. Bowman,

Assistant Secretary to the Ministry of Labour for Northern Ireland.

The Ministry of Finance hereby approves the foregoing Regulations.

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

(L.S.)

C. H. Petherick,

Assistant Secretary to the Ministry of Finance.

ORDER, DATED 9TH OCTOBER, 1939, MADE BY THE MINISTRY OF LABOUR UNDER THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936, AND THE UNEMPLOYMENT INSURANCE (EMERGENCY POWERS) ACT (NORTHERN IRELAND), 1939.

1939. No. 153.

Whereas the Ministry of Labour for Northern Ireland (hereinafter referred to as "the Ministry") by the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1938, approved for the purposes of section 18 of the Unemployment Insurance Act, 1920, a Special Scheme for the Insurance Industry and varied and amended the Scheme, which Scheme as so varied and amended is hereinafter referred to as "the Scheme";

And whereas by virtue of the provisions of Regulation 12 of the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939, made under the Unemployment Insurance (Emergency Powers) Act (Northern Ireland), 1939, the Ministry may on the application of the body charged with the administration of a Special Scheme by order vary or amend any of the provisions of that Scheme;

And whereas the Insurance Unemployment Board is the body charged with the administration of the Scheme :

Now, therefore, the Ministry, by virtue of the powers conferred by the Unemployment Insurance Act (Northern Ireland), 1936, the hereinbefore recited powers and of all powers in that behalf, and on the application of the Insurance Unemployment Board, hereby makes the following Order :—

Short title
and com-
mencement

1.—(1) This Order may be cited as the Unemployment Insurance (Insurance Industry Special Scheme) (Variation) Order (Northern Ireland), 1939, and may be cited together with the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1938, as the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1939.

(2) This Order shall come into force on the date hereof.

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

Variations
of the
Scheme.

2.—During the operation of this Order the provisions of the Scheme shall have effect subject to the following variations, that is to say :—

(a) in clause 12 (which deals with the principal office) there shall be inserted after the word " London " the words " or in such other place as the Board may from time to time provide " ;

(b) clause 37 (which deals with the right to benefit) shall have effect as if in sub-clause (1) thereof " one hundred and eighty days " were substituted for " one hundred and fifty-six days " and as though reference to additional days were omitted, and the provisions of sub-clause (2) thereof shall be omitted ; provided that a person in whose case a claim year was current on the date of the coming into force of this Order

(i) shall be entitled to receive benefit in that claim year calculated under the provisions of the said clause without such variation if such calculation would entitle that person to benefit in respect of more than one hundred and eighty days in that claim year, and

(ii) shall not be entitled in that claim year to receive benefit under this paragraph if in that year he had on the same date exhausted his right to benefit under the Scheme without the aforesaid variation ;

- (c) where a person to whom this paragraph applies is entitled to benefit and has living with him a child of his, clause 47 [which deals with the increase of benefit (dependent children)] shall have effect as if reference to that child being wholly or mainly maintained by that person were omitted, so however that no other person shall be entitled to an increase of benefit in respect of that child during any period when an increase of benefit has been granted under this paragraph :

This paragraph shall apply to a person entitled to benefit who is a male or a widow or a female who is not living with the father of the child ;

- (d) where a person is engaged in an occupation which has for its object the provision of accommodation, whether with or without board, for persons removed from their homes by reason of an approved evacuation scheme or the rendering of services in connection therewith, then such person shall not by reason thereof
- (i) fail to fulfil the condition of being capable of and available for work ; or
 - (ii) be deemed for the purposes of clause 39 (which deals with subsidiary occupations) to be following any occupation from which he derives any remuneration or profit ; or
 - (iii) be deemed to be in regular wage earning employment or engaged in an occupation ordinarily carried on for profit as defined in clause 48 (ii).

The expression " approved evacuation scheme " means a scheme or plan prepared or approved by His Majesty's Government for the transference of members of the civil population from one area to another in the event of war or the imminence of war ;

- (e) clause 52 (which deals with extended benefit) shall have effect as if in sub-clause (1) thereof instead of the words " he shall, notwithstanding the foregoing provisions, be entitled to receive " there were substituted the words " he may, notwithstanding the foregoing provisions, continue to receive," and as if for the words " at the standard rates " wherever these words occur there were substituted the words " at rates not exceeding the standard rates," and as if in sub-clause (2) thereof for the words " shall be entitled to receive " there were substituted the words " may continue to receive " ;

- (f) notwithstanding the provisions of clause 53 (which deals with the examination and determination of claims)
- (i) a claim or matter shall not be referred to local referees if it appears to the Board that it is not reasonably practicable to do so; and
 - (ii) an appeal shall be made to and determined by the Board in any case where it appears to the Board that it is not reasonably practicable that the appeal should be made to and determined by an appeal committee appointed under clause 15 of the Scheme; and in such case the Board shall be deemed to be an appeal committee for the purposes of the Scheme.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 9th day of October, nineteen hundred and thirty-nine, in the presence of

(L.S.)

F. C. S. Moore,
Assistant Secretary.

ORDER, DATED 9TH DECEMBER, 1939, MADE BY THE MINISTRY OF LABOUR UNDER THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936.

1939. No. 190.

Whereas the Ministry of Labour for Northern Ireland (hereinafter referred to as "the Ministry"), by the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1939, approved for the purposes of section 18 of the Unemployment Insurance Act, 1920, a special scheme for the insurance industry and varied and amended the said Scheme, which Scheme as so varied and amended is hereinafter referred to as "the Scheme";

And whereas it is provided by sub-section (6) of section 77 of the Unemployment Insurance Act (Northern Ireland), 1936 (hereinafter referred to as "the Act"), that for the purpose of securing in the case of a special scheme that like rates of benefit shall be payable to the persons to whom the Scheme applies, as are for the time being payable under the general provisions of the Act or any amendment thereof, and that the benefits under the Scheme shall otherwise be not less favourable than those for the time being provided by the said provisions or any such amendment (but for no other purpose), the Ministry may, after consultation with the body charged with the administration of the Scheme by order vary or amend the provisions of the Scheme;