

Given under the Official Seal of the National Health Insurance Joint Committee this 18th day of March, nineteen hundred and forty-two.

(L.S.)

H. N. Howorth,
Secretary, National Health Insurance
Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 18th day of March, nineteen hundred and forty-two.

(L.S.)

W. Allen,
Assistant Secretary to the Ministry
of Labour for Northern Ireland.

REGULATIONS, DATED 30TH OCTOBER, 1942, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE NATIONAL HEALTH INSURANCE ACTS (NORTHERN IRELAND), 1936 TO 1941.

1942. No. 193.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, in pursuance of the powers conferred on them by the National Health Insurance Act, 1936, and sub-section (1) of section 8 of the National Health Insurance, Contributory Pensions and Workmen's Compensation Act, 1941, as extended to Northern Ireland by the National Health Insurance and Contributory Pensions Act (Northern Ireland), 1941, and of all other powers enabling them in that behalf, and subject to the approval of the Ministry of Finance for Northern Ireland, hereby make the following regulations :—

1.—(1) These regulations, which may be cited as the National Health Insurance (Deposit Contributors) Amendment Regulations (No. 2) (Northern Ireland), 1942, shall be read as one with the National Health Insurance (Deposit Contributors) Regulations (Northern Ireland), 1939, as subsequently amended (hereinafter referred to as "the principal regulations"), and shall have effect as from the 1st April, 1942.

(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.

2.—(1) In paragraph (1) of regulation 3 of the principal regulations the words "under sub-section (1) of section 12 of the Act" shall be inserted after the word "payable" in the definition of "proper proportion".

(2) The following definitions shall also be added to the said paragraph (1) :—

“ employed rate ” has the meaning assigned to that expression in sub-section (1) of section 14 of the Act ;

“ period of the present emergency ” has the meaning assigned to that expression in section 17 of the Emergency Act of 1939 ;

“ War Occupations Regulations ” mean the National Health Insurance and Contributory Pensions (War Occupations) Regulations, 1940.

3.—Regulation 4 of the principal regulations shall cease to have effect.

4.—In paragraph (1) of regulation 6 of the principal regulations, the following words shall be inserted after the words “ employed contributor ” :—

“ and by or in respect of whom less than one hundred and four weekly contributions have been paid ”.

5.—(1) Paragraph (2) of regulation 14 of the principal regulations shall cease to have effect.

(2) The following regulations shall be substituted for regulations 15, 16, 17 and 18 of the principal regulations :—

“ 15. Subject to the provisions of regulation 16, the following provisions shall apply as respects the apportionment and application of the contributions of deposit contributors and the keeping of their accounts :—

(1) Contributions at the employed rate received by the Ministry from or on behalf of a deposit contributor in respect of weeks commencing on or after the 5th January, 1942, shall be apportioned and applied as follows :—

(a) A sum of fivepence out of each such contribution received for a man and a sum of four and nine-tenths pence out of each such contribution received for a woman shall be retained by the Ministry and applied towards defraying the cost of medical benefit for deposit contributors and the expenses of the administration of their benefits ;

(b) the balance of such contributions, being sixpence in the case of each such contribution received for a man and five and three-fifths pence in the case of each such contribution received for a woman, shall be credited to the account of the deposit contributor in respect of whom they have been paid and shall be available for the provision of any sickness, disablement or maternity benefit to which he may be or become entitled.

(2) Any balance standing to the credit of a deposit contributor at the 1st April, 1942, except in so far as it consists of contributions to which paragraph (1) of this regulation applies, shall be available for the provision of any sickness, disablement or maternity benefit to which he may be or become entitled.

(3) The aggregate value of any contributions at the employed rate paid by or in respect of a deposit contributor for weeks commencing prior to the 5th January, 1942, which are credited to his account on or after the 1st April, 1942, shall, as to five-elevenths thereof in the case of a man and as to seven-fifteenths thereof in the case of a woman, be retained by the Ministry and applied towards defraying the cost of medical benefit for deposit contributors and the expenses of the administration of their benefits and the balance of such aggregate value shall be available for the provision of any sickness, disablement or maternity benefit to which he may be or become entitled.

(4) In the case of a person who becomes a deposit contributor on ceasing to be insured under the provisions of section 129 of the Act or on transfer from a society, the National Health Insurance Society of Eire, or the Manx Health Insurance Society, or who transfers to the fund from the Deposit Contributors Fund of any part of Great Britain, the sum credited to him on so ceasing or so transferring shall be available for the provision of any sickness, disablement or maternity benefit to which he may be or become entitled.

(5) Where contributions at less than the employed rate are duly paid in respect of a deposit contributor, such contributions shall, for the purposes of this regulation, be treated as if they were contributions at the employed rate applicable for the period in respect of which they were paid and the provisions of this regulation shall apply accordingly, and in consideration thereof there shall be credited to the fund, but not to the account of the contributor in the fund, any adjustment of the cost of medical benefit in respect of that contributor for the period for which such contributions are paid, and such sum, if any, in respect of those contributions, as would, under the provisions of the Act, otherwise fall to be credited to his account in the fund by way of grant out of moneys provided by Parliament :

Provided that contributions paid by or in respect of a deposit contributor in respect of employment in Eire which are accounted for to the Ministry in accordance with the National Health Insurance (Irish Free State Reciprocal Arrangements) Order, 1924, shall be apportioned and applied as specified in paragraph (1) of this regulation with the omission from sub-paragraph (b) of the said paragraph (1) of the words from "being sixpence" to the word "woman" inclusive.

(6) Where contributions at the employed rate become payable in respect of a deposit contributor, and, by reason thereof, regulation 16 ceases to apply and this regulation becomes applicable to that contributor, the balance in the account of the contributor as at the date from which such contributions become payable shall be available for the provision of any sickness, disablement or maternity benefit to which he may be or become entitled.

(7) Where any sum debited or credited to the account of a deposit contributor on or after the 1st April, 1942, is in respect of charges on account of the cost of medical benefit for deposit contributors and the expenses of the administration of their benefits for a period prior to the 1st April, 1942, it shall, as the case may require, be added to or deducted from the amount made available to the Ministry under these regulations for the purpose of defraying such cost and expenses.

16.—(1) The provisions of regulation 15 shall not apply to deposit contributors coming within any of the following classes :—

- (a) voluntary contributors to whom sub-section (2) of section 34 of the Act applies ;
- (b) persons who are engaged in a war occupation prescribed for the purposes of section 1 of the Emergency Act of 1939 by the War Occupations Regulations, or who are engaged in a war occupation prescribed for the purposes of section 2 of that Act and are disentitled to medical benefit under the provisions of sub-paragraph (a) of paragraph (4) of regulation 6 of those regulations ;
- (c) persons to whom section 2 of the Emergency Act of 1939 and the War Occupations Regulations apply in accordance with the provisions of the National Health Insurance and Contributory Pensions (Internees and Other Persons) Regulations (Northern Ireland), 1942, and who are disentitled to medical benefit under the provisions of the sub-paragraph mentioned in the immediately preceding sub-paragraph.

(2) For the purpose of meeting the expenses of administration in the case of deposit contributors specified in paragraph (1) of this regulation, sums at the following rates in respect of each benefit year may be charged to the accounts of such contributors :—

- (a) as respects contributors falling within sub-paragraph (a) of that paragraph, a sum at the rate of five shillings in the case of a man and four shillings and eightpence in the case of a woman ;
- (b) as respects contributors falling within sub-paragraph (b) or (c) of that paragraph, a sum at the rate of three shillings in the case of a man and two shillings and tenpence in the case of a woman ;

and any sums so charged shall be paid to the Ministry.

17.—(1) There shall be payable out of the amounts retained by or paid to the Ministry under the provisions of regulations 15 and 19 of these regulations :—

- (a) to the Medical Benefit Account, in respect of each deposit contributor who is entitled to medical benefit, the proper proportion of the sum for the time being prescribed for the purpose of section 212 of the Act as respects the cost of medical benefit in respect of each person who is entitled to medical benefit as being or having been a member of an approved society but not exceeding the rate of thirteen shillings and sixpence per year ; and
- (b) to the Exchequer, towards the expenses incurred by or on behalf of the Ministry in the administration of benefits of deposit contributors, the balance of the amounts so retained or paid together with any sums paid to the Ministry in accordance with paragraph (2) of regulation 16.

(2) For the purpose of determining the sums payable in any year to the Medical Benefit Account out of the sums retained by or paid to the Ministry under regulations 15 and 19 of these regulations, the number of deposit contributors entitled to medical benefit in any year shall be determined in such manner as the Ministry thinks fit.

18.—Subject to the provisions of the Act and these or any other regulations made thereunder, a person to whom these regulations are applicable shall be entitled to medical benefit as a deposit contributor as follows :—

- (a) in the case of a person who becomes such a contributor by reason of his having failed to join a society within the time prescribed by regulation 6 or 6A of the Approved Societies Regulations, as from the date on which he enters into insurance, subject to contributions having commenced to be paid in respect of him as an insured person ;
- (b) in the case of a person who becomes, or is transferred as, a deposit contributor in any of the circumstances mentioned in paragraph (4) of regulation 15 of these regulations, as from the date on which he becomes such a contributor or is so transferred ;

and he shall continue to be entitled to medical benefit so long as he remains an insured person by virtue of the provisions of these regulations."

6.—In the fourth line of paragraph (1) of regulation 19 of the principal regulations, the word " regulations " shall be substituted for the word " paragraph ", and at the end of that regulation the following paragraphs shall be inserted :—

“(3) (a) A deposit contributor who, on reaching the specified age on or after the 1st April, 1942, does not satisfy the appropriate conditions set out in paragraph (1) of this regulation, shall be entitled to medical benefit—

- (i) until the 30th June or 31st December, whichever next follows the date of attaining that age, and
- (ii) thereafter for a period of six months for each multiple of five shillings in the case of a man, and for each multiple of four shillings and eightpence in the case of a woman, standing to the credit of his account at the date of attaining that age, or subsequently credited thereto ;

but at the end of the period or periods so calculated his title to medical benefit shall cease :

Provided that a deposit contributor insured as a voluntary contributor shall not be entitled to medical benefit under this paragraph if, at the date of attaining the specified age, his total income from all sources exceeds four hundred and twenty pounds a year.

(b) A deposit contributor who, on reaching the specified age on or before the 31st March, 1942, had not at the attainment of that age satisfied the appropriate conditions set out in paragraph (1) of this regulation, but was at the date aforesaid entitled to medical benefit and had then a balance standing to the credit of his account, shall continue to be entitled to medical benefit—

- (i) until the 30th June, 1942, and
- (ii) thereafter for a period of six months for each multiple of five shillings in the case of a man, and for each multiple of four shillings and eightpence in the case of a woman, standing to the credit of his account at the 31st March, 1942, or subsequently credited thereto ;

but at the end of the period or periods so calculated his title to medical benefit shall cease.

(c) For the purposes of sub-paragraphs (a) (ii) and (b) (ii) of this paragraph, a total of less than five shillings, or four shillings and eightpence as the case may be, or a sum in excess of any multiple of such appropriate total shall be treated as one such multiple.

(4) In respect of each deposit contributor to whom paragraph (3) of this regulation applies, there shall be debited to the account of the contributor in the fund a sum of five shillings in the case of a man, or four shillings and eightpence in the case of a woman (or such part thereof as exhausts the balance in his account) for each period of six

months in respect of which he becomes entitled to medical benefit under the provisions of sub-paragraph (a) (ii) or (b) (ii) of that paragraph, and the amounts so debited shall be paid to the Ministry to be applied as part of the moneys available under these regulations towards defraying the cost of medical benefit for deposit contributors and the expenses of the administration of their benefits.”

7.—Instead of the whole of the interest credited to the fund being carried to the credit of the Deposit Contributors Insurance Section in accordance with sub-paragraph (iii) of paragraph (c) of sub-section (2) of section 123 of the Act, there shall be paid to the Ministry for any year commencing on or after the 1st January, 1942, but during the period of the present emergency, such part thereof, not exceeding one half, as may be required to meet any deficiency outstanding in any such year in respect of the expenses incurred by or on behalf of the Ministry in the administration of the benefits of deposit contributors, and the said sub-section shall be modified accordingly.

Given under the Official Seal of the National Health Insurance Joint Committee this 30th day of October, nineteen hundred and forty-two.

(L.S.)

H. N. Howorth,
Secretary to the National Health Insurance
Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 30th day of October, nineteen hundred and forty-two.

(L.S.)

W. Allen,
Assistant Secretary to the Ministry of Labour
for Northern Ireland.

The Ministry of Finance for Northern Ireland approves of the foregoing regulations.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 30th day of October, nineteen hundred and forty-two.

(L.S.)

C. H. Petherick,
Assistant Secretary to the Ministry of
Finance for Northern Ireland.

Insurance Practitioners' and Pharmaceutical Committees.

REGULATIONS, DATED 30TH DAY OF SEPTEMBER, 1942, MADE BY THE
MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE NATIONAL
HEALTH INSURANCE ACTS (NORTHERN IRELAND), 1936 TO 1941.