

be cited together as the Unemployment Assistance (Determination of Need and Assessment of Needs) Regulations; (Northern Ireland), 1936 to 1943.

(3) 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.—The maximum aggregate value of the money and investments treated as capital assets which are to be treated as equivalent to a specified weekly income by virtue of sub-paragraph (iii) of paragraph 1 of Part I of the Second Schedule to the principal Regulations shall be increased from three hundred pounds to four hundred pounds and the weekly income to which they are to be treated as equivalent shall be reduced from one shilling to sixpence for every complete twenty-five pounds; and accordingly the said sub-paragraph (iii) shall have effect as if in (b) thereof “£400” were substituted for “£300” and the word “sixpence” for the words “one shilling”, and as if in (c) thereof “£400” were substituted for “£300”.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 14th day of August, 1943, in the presence of

(L.S.)

R. R. Bowman,

Secretary to the Ministry of Labour
for Northern Ireland.

REGULATIONS, DATED 30TH DECEMBER, 1943, MADE BY THE MINISTRY OF LABOUR UNDER SECTIONS 33 AND 46 OF THE UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

1943. No. 141.

The Ministry of Labour for Northern Ireland by virtue of the powers conferred on it by Sections 33 and 46 of the Unemployment Assistance Act (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following Regulations:—

1. Subject as provided in Regulation 2 of these Regulations the provisions set out in the Schedule to these Regulations shall apply to the determination of the need of an applicant for an unemployment allowance and to the assessment of his needs.

2.—(1) These Regulations may be cited as the Unemployment Assistance (Determination of Need and Assessment of Needs) Regulations (Northern Ireland), 1943, and shall come into force on the seventeenth day of January, 1944.

(2) The Unemployment Assistance (Determination of Need and Assessment of Needs) Regulations (Northern Ireland), 1936 to 1943, are hereby revoked as from the date on which these Regulations come into force.

(3) Where immediately before the said seventeenth day of January, 1944, an assessment of a person's needs was in force, then, in respect of any period ending not later than the 29th day of April, 1944, notwithstanding the preceding paragraph of this Regulation, that person's need may continue to be determined and his needs assessed in accordance with the Regulations thereby revoked or in accordance with the provisions of the Schedule to these Regulations, whichever is the more favourable.

(4) 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.

SCHEDULE

PART I

Assessment of Needs and Determination of Need

1. The needs of an applicant, including the needs of any member of the household of which he is a member who is dependent on or ordinarily supported by him, shall be assessed on a weekly basis in accordance with the following tables and rules:—

	<i>a week.</i>
	<i>s. d.</i>
(1) <i>Amounts to be allowed for needs other than rent</i>	
(a) For a married couple	31 0
(b) Where the above rate does not apply—	
(i) For an applicant who is living alone or is a householder and, as such, is directly responsible for rent and household necessities	18 0
(ii) For any other applicant (except where rule (4) applies)—	
If aged 21 years or over	15 6
If under 21 years	12 6

(2) *Allowance for rent*

To the amount provided by the above table add the appropriate rent allowance as follows:—

- (a) If the applicant or the applicant's wife or husband is the householder, or if the applicant is living alone, add the net rent payable so far as is reasonable in view of the general level of rents in the locality.
- (b) In any other case (unless there are special circumstances or the applicant is under 18 years of age) add a reasonable share of the rent payable by the person with whom the applicant is living, but not less than 2s. 6d. nor more than 7s.

(3) *Allowances for dependants other than wife or husband*

If the applicant has such dependants living with him, add to the amounts provided above the appropriate amounts from the following table:—

	<i>a week.</i>
	<i>s. d.</i>
If aged 21 years or over	15 0
If aged 16 years or over but less than 21 years	12 6
If aged 11 years or over but less than 16 years	9 0
If aged 8 years or over but less than 11 years	7 6
If aged under 8 years	6 0

(4) *Allowance in special cases*

If an applicant (having no one dependent on him) is living in a household of which his father, mother, son or daughter is the householder and the householder's

income amounts to £6 a week or other appropriate amount, the amount allowed in that case shall be 7s. 6d. a week instead of the amount specified above.

(5) *Treatment of resources and assessment.*

From the amount calculated as above deduct the available resources and, subject to any adjustment which may be required under the rules which follow, the balance shall be the assessment of the applicant's needs.

(6) *Adjustment in relation to normal wages.*

Unless there are special circumstances, an assessment shall not exceed the amount which would be available out of the applicant's earnings if he were employed in his normal occupation and where necessary the balance referred to above shall be adjusted accordingly.

(7) *Adjustment for special circumstances.*

If there are special circumstances the balance referred to above may be adjusted as necessary to meet those circumstances.

(8) *Grants for exceptional needs.*

A reasonable sum may be granted where required to meet any exceptional needs.

2. If an applicant's needs would be assessed at 1s. a week or more under the foregoing paragraph he shall be deemed to be in need of an allowance.

PART II

Treatment of Resources

The amount of an applicant's available resources shall be the aggregate amount arrived at by applying to the resources of—

- (a) the applicant ;
 - (b) the husband or wife of the applicant (if a member of the same household) ; and
 - (c) any other member of the household dependent on the applicant ;
- the rules set out in column (2) below opposite each of the several types of resource specified in column (1).

(1) <i>Type of Resource</i>	(2) <i>Rules for calculating the amount to be taken into account</i>
1. Money and Investments treated as capital assets.	<p>(1) The following to be disregarded :—</p> <ul style="list-style-type: none"> (a) the capital value of any interest in the house in which the applicant resides ; and (b) the capital value of any War Savings required to be disregarded under Section 3 of the Determination of Needs Act (Northern Ireland), 1941, and the income derived therefrom. <p>(2) The following amounts to be taken into account in respect of the balance (if any) of the aggregate value of the capital assets :—</p> <ul style="list-style-type: none"> (a) in so far as that balance does not exceed £400 the first £25 to be disregarded and sixpence a week to be taken into account in respect of each complete £25 thereafter ; and (b) in so far as that balance exceeds £400 the excess over £400 to be taken into account.
2. Household Contributions from members of the household who are not dependent members.	<p>Where the applicant is the householder or the husband or wife of the householder a contribution towards the expenses of the household from each member of the household who is not a dependent member to be deemed (unless exceptional circumstances are shown) to be included in the applicant's resources as follows :—</p> <ul style="list-style-type: none"> (a) subject to (b) below 7s. a week or such less sum as is reasonable having regard to the member's circumstances and personal responsibilities ;

(1)
Type of Resource

(2)
Rules for calculating the amount to be taken into account

(b) where the member's resources consist solely of earnings and (excluding remuneration in respect of overtime) amount to less than 55s. a week but more than 30s. a week the contribution shall not exceed 5s. a week, where they are not more than 30s. a week but more than 20s. a week the contribution shall not exceed 2s. 6d. a week and where they are 20s. a week or less no contribution shall be assumed.

3. Sick benefits and similar payments.

(a) Sick pay from a Friendly Society.

The first 5s. a week to be disregarded and the balance taken into account.

(b) Benefit under the National Health Insurance Acts.

The first 10s. 6d a week to be disregarded and the balance taken into account.

(c) Maternity benefit under the National Health Insurance Acts.

The whole amount to be disregarded except any increase of such benefit by way of additional benefits and any second maternity benefit which shall be taken into account.

4. Wounds or Disability Pensions.

The first £1 a week to be disregarded and any balance taken into account.

5. Workmen's Compensation.

One-half of any weekly payment by way of compensation under the enactments relating to Workmen's Compensation to be disregarded and the balance taken into account.

6. Earnings.

(1) To be separately computed on a weekly basis for each earner and to include net profits derived from any trade, occupation or calling.

(2) In so far as earnings consist of salary or wages, the following sums to be deducted :—

(a) the employee's share of contributions under the National Health Insurance Acts, the Widows', Orphans' and Old Age Contributory Pensions Acts and the Unemployment Insurance Acts ;

(b) any other sums the deduction of which is authorized by statute ;

(c) reasonable expenses (if any) incurred in connexion with the employment.

(3) The following allowances for personal requirements (which are subject to adjustment where there are special circumstances) to be made from the earnings of each earner (after deducting the amounts referred to in (2) above), viz. :—

from the earnings of the applicant or the applicant's wife or husband :

the first 5s. a week or (subject to a maximum of 10s.) one-half of the weekly earnings, whichever is the greater ;

from the earnings of any other dependant :
one-third of the weekly earnings.

(4) The balance of the earnings to be taken into account.

7. Resources not otherwise specified.

Such amount (if any) as is reasonable in the circumstances to be allowed for personal requirements and the balance taken into account.

PART III

Definitions

In this Schedule, unless the context otherwise requires, the following expressions have the meanings respectively assigned to them :—

“ Available resources ” means a sum calculated in the manner provided by Part II of this Schedule.

“ Dependent member ” means, in relation to an applicant, a member of the household who is a person dependent on or ordinarily supported by the applicant not being a member in whose case the qualifications set out in sub-section (1) of section 31 of the Unemployment Assistance Act (Northern Ireland), 1934, are fulfilled, and the expression “ member of the household dependent on the applicant ” shall be construed accordingly.

“ Net rent ” means the weekly proportion of rent and outgoings, excluding arrears of rent, (or where no rent as such is payable the weekly proportion of outgoings) less any proceeds of sub-letting.

“ Outgoings ” include rates, a reasonable allowance towards any necessary expenditure on repairs or insurance, and such portion of any sum payable in respect of a mortgage debt or heritable security charged on the house in which the householder resides (or any interest thereon) as is for the time being attributable to interest.

For the purpose of paragraph 1 (4) of Part I of this Schedule—

“ Householder’s income ” means either the income of the householder or, where the householder is the father or mother of the applicant and both father and mother are members of the household, their joint income, and in calculating the amount thereof—

- (a) remuneration in respect of overtime and any income other than earnings which in the case of the applicant would be disregarded in calculating his available resources, shall be excluded ;and
- (b) if the householder’s income is irregular regard shall be had to the average amount received over a reasonable period.

“ Appropriate amount ” means either £6 or, if there are special circumstances, such larger sum as is reasonable ; in particular 15s. shall be added in respect of each additional member of the household after the first, who is dependent on the householder.

“ Remuneration in respect of overtime ” means remuneration received in respect of hours worked in excess of the hours ordinarily worked before the war by persons in the same grade or class as the person concerned and in the same class of employment, and any additional remuneration received by reason of the fact that work has been performed at times when before the war such persons did not ordinarily work.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 30th day of December, nineteen hundred and forty-three, in the presence of

(L.S.)

R. R. Bowman,

Secretary to the Ministry of Labour
for Northern Ireland.

UNEMPLOYMENT INSURANCE.

Contributions, p. 124.

*Emergency Powers (Excepted
Employment), p. 129.*

Contributions.

THE UNEMPLOYMENT INSURANCE (CONTRIBUTIONS) AMENDMENT REGULATIONS (NORTHERN IRELAND), 1943, DATED 1ST JULY, 1943, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936.

1943 No. 85.