

(Northern Ireland), 1947, become applicable to a society shall be applied out of that Fund and not out of the administration account of the society.

(d) regulation 6 shall not apply to societies to which paragraph (c) of this regulation applies.

9. The National Health Insurance (Disposal of Balances) Regulations (Northern Ireland), 1932, as subsequently amended, shall have effect as if the reference in regulation 8 to a scheme approved by the Ministry under section 9 of the Act of 1930 were a reference to any sickness visitation service instituted by the Ministry under section 207 of the Insurance Act as amended by regulation 7 of these regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 11th day of November, 1947, in the presence of

(L.S.)

*William Allen,*

Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 11th day of November, 1947, in the presence of

(L.S.)

*John I. Cook,*

Assistant Secretary to the Ministry of Finance for Northern Ireland.

### Unemployment Benefit : Extension

REGULATIONS, DATED 6TH JANUARY, 1947, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1947. No. 10

The Ministry of Labour and National Insurance acting in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 66 of the National Insurance Act (Northern Ireland), 1946, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

1.—(1) These regulations may be cited, as the National Insurance (Extension of Unemployment Benefit) Regulations (Northern Ireland), 1947.

(2) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them :—

“ the Unemployment Insurance Acts ” means the Unemployment Insurance Acts (Northern Ireland), 1936 to 1944, as amended by any enactment or regulations ;

“ the Ministry ” means the Ministry of Labour and National Insurance ;

“ local tribunal ” means a court of referees constituted under the Unemployment Insurance Acts ;

“ the appointed day ” means the day appointed by the Ministry by order under subsection (1) of section 70 of the National Insurance Act (Northern Ireland), 1946, for the termination of insurance under the Unemployment Insurance Act (Northern Ireland), 1936, in accordance with the provisions of subsection (1) of section 62 of the former Act ;

“ benefit ” means benefit payable under the Unemployment Insurance Acts ;

“ benefit year ” means a benefit year within the meaning of the Unemployment Insurance Acts ;

“ pay week ” means the weekly period applicable to a person for the payment to him of benefit under the Unemployment Insurance Acts.

(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. Subject to the provisions of these Regulations, the Ministry may, in respect of any period of unemployment occurring on or after the 10th February, 1947, but before the appointed day, pay benefit to persons, on the recommendation of a local tribunal, for such number of days of unemployment as may be specified in the recommendation, being days for which they are not entitled to benefit by reason only of having exhausted their right thereto.

3.—(1) For the purpose of enabling the provisions of regulation 2 to be satisfied but for no other purpose—

(a) a person who is not in a benefit year on the 10th February, 1947, may be treated as being in a benefit year on that date if he could have satisfied the first statutory condition on a day in the period from the 1st January, 1946, to the 9th February, 1947, had he on that day made a claim for benefit, and notwithstanding—

(i) that the provisions of paragraph (b) of subsection (1) of section 33 of the Unemployment Insurance Act (Northern Ireland), 1936 (which relates to the reckoning of a benefit year in the case of a person who has exhausted his benefit rights) are not satisfied ;

(ii) that he was on that day in a benefit year ;

Extension of unemployment benefit.

Modification of benefit year, etc.

- (b) a person who on the said 10th February or thereafter is in a benefit year, or is treated under sub-paragraph (a) of this paragraph as being in a benefit year on that date, shall, as the case may require, be treated as continuing in a benefit year until the appointed day, or if in the meantime, apart from these regulations, he commences another benefit year in accordance with the provisions of the Unemployment Insurance Acts, until the commencement of that year.

(2) For the purpose of enabling the provisions of regulation 2 to be satisfied but for no other purpose, a person who under the Unemployment Insurance Acts has not exhausted his benefit rights in a benefit year which has ended (whether before or after the date of these regulations), but who is treated as being in a benefit year under the foregoing provisions of this regulation, shall be deemed to have exhausted those rights, unless and until, apart from these regulations, he commences another benefit year in accordance with the provisions of the said Acts.

Special condition for receipt of benefit under these regulations.

4. It shall be a condition for the receipt of benefit under the provisions of regulation 2—

- (1) in respect of any day of unemployment occurring on or after such date as may hereafter be determined by the Ministry that the local tribunal is satisfied that not less than fifty contributions have been paid by or credited to the applicant in respect of the twelve months immediately before the application for such benefit, and for this purpose contributions may be credited to him in respect of any period during which he is—

- (a) unemployed and capable of and available for work ;
- (b) incapable of work by reason of some specific disease or bodily or mental disablement ;
- (c) undergoing any course of training approved by the Ministry ;
- (d) in an employment which is an employed contributor's employment within the meaning of the National Insurance Act (Northern Ireland), 1946, but is not an insurable employment for the purposes of the Unemployment Insurance Acts ; or

- (2) in respect of any day of unemployment occurring before the date mentioned in the foregoing provision of this regulation, that, in the opinion of the local tribunal, conditions substantially equivalent to the contribution conditions referred to therein have been satisfied by the applicant.

Conditions governing recommendations of local tribunals.

5. In making recommendations under regulation 2, a local tribunal—
- (1) shall not proceed on any consideration of the financial resources of the applicant or persons connected with him ; but
  - (2) subject to the foregoing paragraph, shall have regard—

- (a) to the particular circumstances of the applicant, including the industrial conditions in the district where he ordinarily resides ; and
- (b) to any general directions issued for the purpose of these regulations by the Ministry for the guidance of local tribunals.

6. The provisions of the Unemployment Insurance Acts and any regulations and orders made thereunder relating to the determination of claims by insurance officers and courts of referees and to appeals to the umpire from courts of referees shall, subject to the necessary modifications, apply to any question arising under these regulations, including in particular the question whether a person is not entitled to benefit by reason only of having exhausted his right thereto, but excluding any other question arising under regulation 2 or 5.

7.—(1) Application for benefit under these regulations shall be made in such manner, within such time and subject to such conditions as may from time to time be determined by the Ministry.

(2) Benefit shall not be payable to a person under these regulations for any day of unemployment occurring on or after the 10th February, 1947, before the first pay week commencing in relation to him after the said date.

8.—(1) The Unemployment Insurance Acts and the regulations and orders made thereunder shall have full force and effect subject to the modifications which are contained in the foregoing provisions of these regulations or are referred to in paragraph (2) of this regulation, and shall be construed accordingly.

(2) The Acts mentioned in the first column of Part I of the schedule, and the regulations mentioned in the first column of Part II thereof, shall be modified as specified in the third column of the appropriate Part.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this sixth day of January, 1947, in the presence of

(L.S.)

*R. R. Bowman,*  
Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this sixth day of January, 1947, in the presence of

(L.S.)

*W. D. Scott,*  
Secretary to the Ministry of Finance for Northern Ireland.

## NATIONAL INSURANCE

## SCHEDULE

## PART I

## PROVISIONS OF ACTS MODIFIED

Provision modified	Subject matter.	Modification.
<p>Unemployment Insurance Act (Northern Ireland), 1936.</p> <p>Subsection (5) of section 22, as amended.</p>	<p>First statutory condition for receipt of benefit.</p>	<p>For the purposes of subsection (5), a person who under regulation 3 of these regulations is treated as being in a benefit year shall be deemed to have fulfilled the first statutory condition in respect of the period during which he is so treated, and that subsection shall apply accordingly.</p>
<p>Paragraph (b) of subsection (2) of section 32, as amended.</p>	<p>Computation of additional days.</p>	<p>Any benefit paid under these regulations for any day of unemployment occurring within any benefit year which has ended within the appropriate period referred to in paragraph (b), shall be taken into account under that paragraph, and any period during which a person is treated as being in a benefit year under these regulations shall be disregarded under the said paragraph.</p>
<p>Paragraph (b) of subsection (1) of section 33, as amended.</p>	<p>Reckoning of benefit years.</p>	<p>In determining the date from which contributions may be paid under paragraph (b), any benefit paid under these regulations shall be disregarded.</p>
<p>Subsection (2) of section 33.</p>	<p>Benefit year begun through error.</p>	<p>A benefit year begun in accordance with the provisions of subsection (2) shall be disregarded under these regulations for the period before the date on which (if at all) the insured contributor proves the matters referred to in that subsection.</p>
<p>Subsection (1) of section 38, as amended.</p>	<p>Increase of benefit in respect of dependent children.</p>	<p>For the purposes of the relevant subsection, a person shall be deemed to be entitled to any benefit payable to him under these regulations, and those provisions shall apply accordingly.</p>
<p>Subsection (1) of section 39, as amended.</p>	<p>Increase of benefit in respect of adult dependants.</p>	

Provision modified	Subject matter.	Modification.
Unemployment Insurance Act (Northern Ireland), 1936 — <i>Contd.</i>		
Proviso (b) to section 46, as amended.	Determination of questions.	For the purposes of proviso (b), any benefit payable to a person under these regulations shall be deemed to be a benefit or payment due to him, and the said proviso shall apply accordingly.
Subsection (2) of section 50, as amended.	Payment of benefit in certain cases pending determination of claim or question.	The provisions of subsection (2) shall apply in relation to an application for benefit under these regulations as they apply to a claim for benefit to which a person is otherwise entitled, and benefit hereunder may be paid accordingly.
Subsection (1) of section 52, as amended.	Repayment of benefit improperly received.	
Subsection (2) of section 52.		
Subsection (2) of section 55, as amended.	Benefit and outdoor relief or unemployment allowances.	For the purposes of the relevant subsection, a person shall be deemed to be entitled to any benefit payable to him under these regulations, and those provisions shall apply accordingly.
Subsection (1) of section 72.	Power to make special arrangements with certain associations.	
Unemployment Insurance Act (Northern Ireland), 1939.		
Subsection (1) of section 4, as amended.	Amendments as to increase of benefit in respect of adult dependants.	
Section 5.	Benefit rights in cases of successive claims.	In the application of section 5, benefit under these regulations shall be disregarded.

PART II.

PROVISIONS OF REGULATIONS MODIFIED.

Provision modified.	Subject matter.	Modification
Unemployment Insurance (Benefit) Regulations (Northern Ireland), 1937.		
Regulation 7.	Proof and continuance of first statutory condition.	A person who under regulation 3 of these regulations is treated as being in a benefit year shall, for the purpose of regulation 7, be deemed to have satisfied the first statutory condition in respect of the period during which he is so treated.

Provision modified	Subject matter.	Modification.
Unemployment Insurance (Benefit) Regulations (Northern Ireland), 1937 — <i>Contd.</i>		
Regulation 16.	Computation of additional days.	Regulation 16 shall apply to any sum purporting to be paid by way of benefit under these regulations, but in respect of which the provisions hereof have not been satisfied.
Regulation 20.	Benefit year.	Regulation 20 shall apply to a person who is treated under regulation 3 of these regulations as being in a benefit year, subject to the qualification that the provision for the continuance of the benefit year for twelve months shall be disregarded and the period thereof determined in accordance with paragraph (1) of regulation 3 of these regulations.
Regulation 21.	Provisions as to agricultural benefit and benefit other than agricultural benefit.	Regulation 21 shall apply to a person who is treated under regulation 3 of these regulations as being in a benefit year in respect of agricultural benefit, if, subject to the provisions of the said regulation 3, he proves the matters set out in subsection (1) of section 33 of the Unemployment Insurance Act (Northern Ireland), 1936, in their application to benefit other than agricultural benefit, and the Ministry may pay benefit under these regulations accordingly provided that that person is not entitled to any benefit apart from these regulations.
Regulation 22.	Provisions as to agricultural benefit and benefit other than agricultural benefit.	Regulation 22 shall apply on a basis corresponding to that applicable to regulation 21 under the foregoing provision in this column.
Regulation 23.	Rate of benefit payable.	The provisions of regulation 23 relating to the highest rate and the receipt of more than one benefit for the same day shall apply in respect of benefit under these regulations payable by virtue of regulation 21 or 22 as modified by the two last foregoing provisions of this column.

Provision modified	Subject matter	Modification
Unemployment Insurance (Benefit) Regulations (Northern Ireland), 1937— <i>Contd.</i>		
Regulation 27, as amended.	Modification of section 33 of Unemployment Insurance Act (Northern Ireland), 1936.	In determining the date from which contributions may be paid under the provision specified in regulation 27, any benefit paid under these regulations shall be disregarded.
Regulation 29.	Application for increase of benefit.	For the purposes of regulation 29, a person shall be deemed to be entitled to any benefit payable under these regulations, and those provisions shall apply accordingly.
Unemployment Insurance (Special Arrangements) Regulations (Northern Ireland), 1937.		
Regulation 8, as amended.	Determination of questions.	Regulation 8 shall apply to benefit under these regulations, subject to the provisions hereof relating to the functions of local tribunals.
Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939.		
Paragraph (1) of regulation 9, as amended	Increase of benefit in respect of dependent children.	For the purposes of the relevant regulation or paragraph, as the case may require, a person shall be deemed to be entitled to any benefit payable under these regulations, and those provisions, shall apply accordingly.
Regulation 9A.	Increase of benefit in respect of adult dependants.	

### Unemployment Benefit : Waiting Days

REGULATIONS, DATED 19TH FEBRUARY, 1947, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1947. No. 33

The Ministry of Labour and National Insurance acting in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 66 of the National Insurance Act (Northern Ireland), 1946, and of all other powers enabling it in that behalf, hereby makes the following regulations :—