

**New Entrants Transitional Amendment (No. 3) Regulations
(Northern Ireland), 1958**

REGULATIONS, DATED 19TH DECEMBER, 1958, MADE BY THE MINISTRY OF
LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE
MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT
(NORTHERN IRELAND), 1946.

1958. No. 206

[C]

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of powers conferred by section 68 of the National Insurance Act (Northern Ireland), 1946(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (New Entrants Transitional) Amendment (No. 3) Regulations (Northern Ireland), 1958; shall be read as one with the National Insurance (New Entrants Transitional) Regulations (Northern Ireland), 1948(b), (hereinafter referred to as "the principal regulations") and shall come into operation on the 19th December, 1958.

Addition to the principal regulations

2. After regulation 4A(c) of the principal regulations there shall be added the following regulation:—

“ Modifications of the Act in relation to new entrants who enter insurance too late to be able to satisfy the condition as to yearly average of contributions for widow's benefit or retirement pension

4B.—(1) Subject to paragraph (2) of this regulation, as respects any insured person—

(a) who entered insurance at a time such that the yearly average of contributions paid by or credited to him at the date of his attaining pensionable age calculated in accordance with the provisions of these regulations could not have amounted to thirteen or more; and

(b) to whom the provisions of paragraph (1) of regulation 4A would apply, or but for the provisions of paragraph (2) thereof would apply, if he had not entered insurance before the beginning of the period before he attained the age of sixty-five (or, in the case of a woman, sixty) therein specified;

the provisions of sub-paragraphs (i) and (ii) of the said paragraph (1) shall apply.

(a) 1946. c. 23.

(b) S.R. & O. (N.I.) 1948, No. 221 as amended by S.R. & O. (N.I.) 1951, No. 154; S.R. & O. (N.I.) 1952, No. 137; S.R. & O. (N.I.) 1955, No. 7; S.R. & O. (N.I.) 1957, No. 44; S.R. & O. (N.I.) 1957, No. 182; S.R. & O. (N.I.) 1957, No. 269; S.R. & O. (N.I.) 1958, No. 108 and S.R. & O. (N.I.) 1958, No. 133,

(c) See reg. 2 S.R. & O. (N.I.) 1958, No. 133,

(2) The provisions of paragraph (1) of this regulation shall not apply to any person who under the provisions of the Act or any regulations or orders made thereunder is deemed to have satisfied, or would, if he had retired from regular employment and made a claim to a retirement pension, have been treated as satisfying the condition specified in paragraph (1) of regulation 7 of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland), 1948(a) (under which a person may be entitled to widow's benefit or retirement pension if the yearly average of contributions paid or credited is not less than thirteen)."

Substitution of Second Schedule to the principal regulations

3. The revised Schedule set out in the Schedule shall be substituted for the Second Schedule(b) to the principal regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 19th day of December, 1958, in the presence of

(L.S.)

H. A. Lowry,

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 19th day of December, 1958, in the presence of

(L.S.)

W. W. Arthur,

Assistant Secretary to the Ministry
of Finance for Northern Ireland.

(a) S.R. & O. (N.I.) 1948, No. 246.

(b) See reg. 3 and Second Schedule S.R. & O. (N.I.) 1958, No. 133.

SCHEDULE

Regulation 3

(Note.—The following provisions are by regulation 3 incorporated in the principal regulations as the Second Schedule thereto in substitution for the existing Schedule)*

"SECOND SCHEDULE

Regulation 4A

REFUNDS OF CONTRIBUTIONS TO PERSONS ENTERING INSURANCE
TOO LATE TO BE ABLE TO SATISFY THE CONTRIBUTION
CONDITIONS FOR WIDOW'S BENEFIT OR RETIREMENT PENSION

1. Applicable to contributions in respect of contribution weeks terminating before 3rd February, 1958.

Men				Women			
Age of man at expiration of period of currency of contribution card on which contribution was paid (1)	Employed	Self-Employed	Non-Employed	Age of woman at expiration of period of currency of contribution card on which contribution was paid (5)	Employed	Self-Employed	Non-Employed
	Portion of contribution to be refunded				Portion of contribution to be refunded		
	pence 41.7	pence 66.6	pence 64.2		pence 32.3	pence 52.1	pence 46.7
Total number of pence to be refunded (including interest) in respect of each contribution				Total number of pence to be refunded (including interest) in respect of each contribution			
65 and over ...	42	67	65	60 and over ...	33	53	49
64	43	68	66	59	33	53	50
63	44	70	67	58	34	55	51
62	45	72	69	57	35	56	52
61	46	74	71	56	36	58	54

2. Applicable to contributions in respect of contribution weeks commencing on or after 3rd February, 1958.

Men				Women			
Age of man at expiration of period of currency of contribution card on which contribution was paid (1)	Employed	Self-Employed	Non-Employed	Age of woman at expiration of period of currency of contribution card on which contribution was paid (5)	Employed	Self-Employed	Non-Employed
	Portion of contribution to be refunded				Portion of contribution to be refunded		
	pence 56.7	pence 88.3	pence 84.7		pence 45.1	pence 68.0	pence 64.7
Total number of pence to be refunded (including interest) in respect of each contribution				Total number of pence to be refunded (including interest) in respect of each contribution			
65 and over ...	57	89	85	60 and over ...	46	68	65
64	58	91	87	59	46	70	66
63	60	93	89	58	47	71	68
62	61	95	91	57	49	73	70
61	63	97	94	56	50	75	71
60	64	100	96	55	51	77	73
59	66	102	98	54	52	79	75 "

* The words and figures added by these regulations are shown in italics.

EXPLANATORY NOTE

(This note is not part of the regulations, but is intended to indicate their general purport.)

These regulations apply to persons who (being over school-leaving age on the 5th July, 1948) enter into insurance at a time which, although more than three years before their attaining the age of sixty-five in the case of a man or sixty in the case of a woman, makes it impossible for them to satisfy the condition as to yearly average of contributions necessary to qualify for widow's benefit or retirement pension. The regulations apply to them the provisions governing the position of persons who enter into insurance within three years before attaining pensionable age, so that on attaining that age they cease to be liable to pay contributions and are entitled to a refund of that portion of each contribution they have paid which is attributable to widow's benefit and retirement pension.

Reciprocal Agreement with Australia

ORDER IN COUNCIL, DATED 28TH MARCH, 1958, MADE UNDER SECTION SIXTY-ONE OF THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1958. No. 60

[NC]

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND

WAKEHURST

WHEREAS at Canberra on the twenty-ninth day of January, 1958, an Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Commonwealth of Australia on social security was signed on behalf of those Governments:

And whereas by Article 35 of the said Agreement it was provided that the Agreement should enter into force on the first day of April, 1958:

And whereas by section sixty-one of the National Insurance Act (Northern Ireland), 1946(a), it is provided that the Governor of Northern Ireland may by Order in Council make provision for modifying or adapting that Act in its application to cases affected by agreements with other governments providing for reciprocity in the matters specified in those sections:

Now, therefore, I, John de Vere, Baron Wakehurst, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor of Northern Ireland, in pursuance of the said section sixty-one of the National Insurance Act (Northern Ireland), 1946, and of all other powers enabling me in

(a) 1946. c. 23.