

earnings shall be so calculated shall be, in the case of an increase of retirement pension, the calendar week ending last before any week for which the beneficiary is entitled to a retirement pension.

Given under the Official Seal of the National Insurance Joint Authority this 2nd day of June 1967.

(L.S.)

N. E. Wade,

a person authorised by the National Insurance Joint Authority to act on behalf of the Secretary to the Authority.

Given under the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 2nd day of June 1967.

(L.S.)

H. A. Lowry,

Assistant Secretary.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 2nd day of June 1967.

(L.S.)

James V. Morrison,

Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations make provision, in substitution for the existing provision, for the manner in and basis on which earnings are to be calculated or estimated for the purposes of the National Insurance Act (Northern Ireland) 1966 and of the regulations made thereunder. In particular they specify what payments are to be disregarded and what deductions are to be made in calculating earnings. They also provide for interim payments to be made in certain cases in which the amount of earnings, where it may affect benefit, cannot be immediately determined.

1967. No. 131

[C]

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Benefit

REGULATIONS, DATED 2ND JUNE 1967, MADE BY THE INDUSTRIAL INJURIES JOINT AUTHORITY AND THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND) 1966.

The Industrial Injuries Joint Authority, in exercise of powers conferred by section 18(3) of the National Insurance (Industrial Injuries) Act (Northern

Ireland) 1966(a), and the Ministry of Health and Social Services, in exercise of powers conferred by section 31(1) of that Act, and of all other powers enabling them in that behalf, hereby make the following regulations:

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Benefit) Amendment Regulations (Northern Ireland) 1967, shall be read as one with the National Insurance (Industrial Injuries) (Benefit) Regulations (Northern Ireland) 1948(b) (hereinafter referred to as "the principal regulations") and shall come into operation on 5th June 1967.

Amendment of regulation 7 of the principal regulations

2. For regulation 7 of the principal regulations there shall be substituted the following regulation:

"Increase of benefit in respect of a wife, and computation of earnings

7.—(1) Subject to the following provisions of this regulation a beneficiary shall not be entitled to an increase of benefit in respect of his wife under section 18 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 (increase of benefit in respect of adult dependants) for any period during which his wife is engaged in any gainful occupation or occupations from which her weekly earnings, calculated or estimated in accordance with the provisions of regulations 3, 4 and 5 of the National Insurance (Computation of Earnings) Regulations (Northern Ireland) 1967(c) as if the manner and basis of the calculation or estimate were for the purposes of the National Insurance Act (Northern Ireland) 1966(d) and of any regulations made thereunder, exceed the amount of the increase mentioned in the said section 18.

(2) Regulation 4(2) of the said regulations (disregard of Christmas bonus) shall apply for the purposes of every calculation or estimate of earnings for the purposes of this regulation.

(3) In the case of a disablement pension payable to a beneficiary who is entitled to an unemployability supplement, the week by reference to which earnings by the wife shall be calculated shall be the calendar week ending last before any week for which the beneficiary is entitled to a disablement pension."

Amendment of regulation 23 of the principal regulations

3.—(1) For sub-paragraph (b) of regulation 23(2)(e) of the principal regulations (exception from disqualification during absence from Northern Ireland) there shall be substituted the following sub-paragraph:

"(b) an increase of disablement pension by way of unemployability supplement under section 13 or under section 76 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966, or in respect of the need of constant attendance under section 15 or under section 76 of that Act or in respect of exceptionally severe disablement under section 6 of the National Insurance (No. 2) Act (Northern Ireland) 1966(f) by reason of being temporarily absent from Northern

(a) 1966. c. 9 (N.I.).

(b) S.R. & O. (N.I.) 1948, No. 203.

(c) S.R. & O. (N.I.) 1967, No. 130.

(d) 1966. c. 6 (N.I.).

(e) See reg. 2 of S.R. & O. (N.I.) 1960, No. 25 and reg. 5 of S.R. & O. (N.I.) 1966, No. 119.

(f) 1966. c. 16 (N.I.).

Ireland during the period of 6 months from the date on which such absence commences or during such longer period as the Ministry may allow;”.

(2) Sub-paragraph (c) of regulation 23(2) of the principal regulations is hereby revoked.

Given under the Official Seal of the Industrial Injuries Joint Authority this 2nd day of June 1967.

(L.S.)

N. E. Wade,

a person authorised by the Industrial Injuries Joint Authority to act on behalf of the Secretary to the Authority.

Given under the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 2nd day of June 1967.

(L.S.)

H. A. Lowry,

Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations apply to the calculation of earnings by adult dependants of beneficiaries under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 the provisions of the National Insurance (Computation of Earnings) Regulations (Northern Ireland) 1967 which apply to the calculation of earnings for the purposes of the National Insurance Act (Northern Ireland) 1966. They also extend the circumstances in which certain increases of disablement pension are payable to persons temporarily absent from Northern Ireland.