

1971. No. 313

[C]

NATIONAL INSURANCE**General Benefit and Claims and Payments**

REGULATIONS, DATED 29TH SEPTEMBER 1971, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1966 TO 1971.

The Ministry of Health and Social Services, in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of powers conferred by sections 47(1), 51(1) and 80(3) of the National Insurance Act (Northern Ireland) 1966(a), and of all other powers enabling it in that behalf, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 101(3) of that Act:

Citation and commencement

1.—(1) These regulations may be cited as the National Insurance (General Benefit and Claims and Payments) Amendment Regulations (Northern Ireland) 1971 and shall come into operation on 30th September 1971.

(2) Each provision of these regulations which amends other regulations shall be construed as one with the regulations which it amends.

Amendment of the National Insurance (General Benefit) Regulations (Northern Ireland) 1971

2. Regulation 13 (interim payments, arrears and repayments) of the National Insurance (General Benefit) Regulations (Northern Ireland) 1971(b) shall be amended by the insertion, after paragraph (9), of the following paragraph:

“(10) The provisions of paragraph (9) shall, subject to the necessary modifications, apply in a case in which a claim for invalidity benefit has been made in accordance with the provisions of paragraph 6A(c) of Part II of Schedule 2 to the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961(d) and in which, under arrangements made by the Ministry with the consent of the Ministry of Finance, payment by way of invalidity benefit has been made to the claimant pending the determination of that claim.”

Amendment of the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961

3. Part II of Schedule 2 (special provisions relating to time for claiming benefit) of the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961(d) shall be amended by the insertion, after paragraph 6, of the following:

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

(b) S.R. & O. (N.I.) 1971, No. 190.

(c) See reg. 3 to S.R. & O. (N.I.) 1971, No. 313.

(d) S.R. & O. (N.I.) 1961, No. 221.

"INVALIDITY BENEFIT"

6A. Where, for the purposes of the provisions of the National Insurance (Medical Certification) Regulations (Northern Ireland) 1965(e) it has been certified that a person is incapable of work and will continue to be so incapable for the period specified in the certificate, a claim for invalidity benefit may, unless the Ministry otherwise directs, be made by that person in respect of that period, or such shorter period as the Ministry may in the circumstances determine, and any claim for invalidity benefit made by any such person may, if it is made on the form containing the certificate, be treated by the Ministry as a claim made in respect of any days in the period specified in the certificate or in any such shorter period, as the case may be."

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 29th day of September 1971.

(L.S.)

C. G. Oakes,
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 29th day of September 1971.

(L.S.)

S. H. Jamieson,
Assistant Secretary.

EXPLANATORY NOTE

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

These regulations amend the provisions of the National Insurance (General Benefit) Regulations (Northern Ireland) 1971 and the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961 so that payments of invalidity benefit may, in certain cases, be made by the Ministry, with the consent of the Ministry of Finance, pending the determination of claims for such benefit by the statutory authorities.