

1970 No. 1879

SOCIAL SECURITY

**The National Insurance (Industrial Injuries) (Colliery Workers
Supplementary Scheme) (Decimalisation of the Currency)
Regulations 1970**

Made - - - - 11th December 1970

Laid before Parliament 18th December 1970

Coming into Operation 15th February 1971

The Secretary of State for Social Services, in exercise of the powers conferred on him by Section 8 of the National Insurance Act 1969(a), hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations, which may be cited as the National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) (Decimalisation of the Currency) Regulations 1970, shall come into operation on 15 February 1971.

(2) In these regulations, unless the context otherwise requires—

“the appointed day” means 15 February 1971 (the day appointed under Section 1 of the Decimal Currency Act 1967(b));

“the Scheme” means the Scheme set out in Schedule 1 to the National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) Amendment and Consolidation Order 1970(c) as originally made or as from time to time varied amended or modified;

“supplementary benefit” means benefit provided under the Scheme and “supplementary pension or allowance” shall be construed accordingly;

“The new currency” means the new currency of the United Kingdom provided for by the Decimal Currency Act 1967;

“The Secretary of State” means the Secretary of State for Social Services; and other expressions, where the context so admits, have the same meaning as in the Scheme.

(a) 1969 c. 44.

(b) 1967 c. 47.

(c) S.I. 1970/376 (1970 I, p. 1316).

(3) References in these regulations to any enactment, scheme, order or regulation shall, except in so far as the context otherwise requires, be construed as references to that enactment, scheme, order or regulation as amended or extended by or under any other enactment, scheme, order or regulation.

(4) The rules for construction of Acts of Parliament contained in the Interpretation Act 1889^(a) shall apply for the purpose of the interpretation of these regulations as they apply for the purpose of the interpretation of an Act of Parliament.

General and transitional provisions relating to supplementary benefit

2.—(1) Payment of any amount by way of supplementary benefit made after the appointed day shall be in the new currency.

(2) Where, on or after the appointed day, payment of an amount by way of supplementary pension or allowance falls to be made to a person and the total weekly rate of benefit that would be payable to that person, in accordance with the provisions of the Scheme, in respect of any week commencing on or after the appointed day and comprised in any such payment would be an amount which would not be a new penny or a multiple thereof then, unless, as respects any period during which the person entitled to such weekly rate is absent from Great Britain and is paid supplementary benefit in a currency other than the currency of the United Kingdom, the Secretary of State otherwise directs, the said weekly rate shall be rounded to the next new penny above.

(3) Where, on or after the appointed day, payment of an amount by way of supplementary benefit falls to be made to a person and the total sum payable to that person in accordance with the provisions of the Scheme is not a new penny or a multiple thereof, the sum payable shall be paid by rounding the payment to the next new penny above.

(4) Where, on or after the appointed day, any person is, in accordance with any provision of the Scheme, required to repay to the Trustees of the Fund any supplementary benefit or other moneys received by him in respect of a period commencing before the appointed day, then such amount required to be repaid, in respect of so much of it as is in shillings or pence, shall be the corresponding amount in the new currency calculated in accordance with the provisions of Schedule 1 to the Decimal Currency Act 1969^(b); and where, before the appointed day any person has been so required to repay supplementary benefit or other moneys and such repayment has not been made, or made in full, before the appointed day, then on that day the amount required to be repaid, or so much of it as has not been repaid, shall, in respect of so much of it as is in shillings or pence, be converted into the new currency in accordance with the provisions of the said Schedule 1.

Amendment of Article 4 of the Scheme

3. In Article 4 of the Scheme, in paragraph 1(c)(i) for the reference to “14s.” there shall be substituted a reference to “£0·70” and in paragraph 1(c)(ii) and (1)(e) for the reference to “47s. 6d.”, in each case where that reference occurs, there shall be substituted a reference to “£2·38”.

^(a) 1889 c. 63.

^(b) 1969 c. 19.

Amendment of Article 13 of the Scheme

4. In Article 13 of the Scheme for the reference to “£33 6s. 8d”. there shall be substituted a reference to “£33.34.”

Signed by Authority of the Secretary of State
for Social Services.

Paul Dean,
Parliamentary Under-Secretary of State
Department of Health and Social Security.

11th December 1970.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations modify the provisions of the National Insurance (Industrial Injuries) Colliery Workers Supplementary Scheme so as to take account of the introduction of decimal currency on 15 February 1971 the date on which these regulations also come into operation.

Certain provisions of the Scheme which contained references to rates or amounts expressed in terms of the old currency are amended by the regulations to express such rates or amounts in terms of the new decimal currency and the regulations also contain provisions for rounding payable amounts to the next whole new penny above and various transitional provisions.

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