Extension of Enactments.

SEE *under* NATIONAL HEALTH INSURANCE. S.R.O. 1932. No. 88. *p.* 353.

Mercantile Marine.

THE CONTRIBUTORY PENSIONS (MERCANTILE MARINE) CONSOLIDATED ORDER (NORTHERN IRELAND), 1932, DATED 26TH OCTOBER, 1932, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, ACTING JOINTLY AND IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER SECTION 17 OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1925, RELATING TO SEAMEN.

1932. No. 127.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, in exercise of the powers conferred on them by Section 17 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1925, and of all other powers enabling them in that behalf in conjunction with the Ministry of Finance, and after consultation with the Board of Trade, hereby make the following Special Order :—

1. This Order may be cited as the Contributory Pensions (Mercantile Marine) Consolidated Order (Northern Ireland), 1932.

2. In this Order, unless the context otherwise requires—

"The Pensions Act" means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1925 ;

"The Pensions Act of 1929" means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1929 ;

"The Insurance Act" means the National Health Insurance Act, 1924, as amended by any subsequent enactment ;

"The Ministry" means the Ministry of Labour for Northern Ireland ;

"Half year" means any period in respect of which contribution cards may be issued under any Regulations relating to the collection of contributions made under the Insurance Act and for the time being in force ;

"Ship" means a ship employment on which is employment within the meaning of the Insurance Act.

3. The Contributory Pensions (Mercantile Marine) Order (Northern Ireland), 1926 (S.R. & O. of N.I. 1926, No. 115), the Contributory Pensions (Mercantile Marine) Amendment Order (Northern Ireland), 1929 (S.R. & O. of N.I. 1929, No. 30), and the Contributory Pensions (Mercantile Marine) Amendment Order (Northern Ireland), 1931 (S.R. & O. of N.I. 1931, No. 106), are hereby revoked, but without prejudice to anything done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred thereunder.

4. In calculating for the purpose of paragraph (*b*) of Section 5 and paragraph (*c*) of Section 8 of the Pensions Act (but not of proviso (iii) to the last-mentioned section), the average number of contributions paid by or in respect of an insured person within the meaning of that Act, a contribution shall be deemed to have been paid in respect of every week or part of a week during which a seaman is being conveyed to a proper return port in accordance with the provisions of Section 32 or Section 34 of the Merchant Shipping Act, 1906, or of the Regulations as to Distressed Seamen dated 16th April, 1921 (S.R. & O. 1921, No. 642), made under Section 40 of the Merchant Shipping Act, 1906.

5. In the case of a master or seaman serving on a foreign-going ship, no account shall be taken, for the purpose of calculating the period within which payment of a sum on account of a pension may be obtained, of any period during which he is absent from Northern Ireland by reason of serving on such a ship, and paragraph (*b*) of Section 22 of the Pensions Act shall apply accordingly, and in the case of the death of such a master or seaman who was in receipt of a pension, no account shall be taken of the period aforesaid for the purpose of calculating the period of three months before the date of his death in respect of which a sum on account of the pension may be paid in pursuance of Regulations made under paragraph (i) (*a*) of sub-section (1) of Section 30 of the Pensions Act.

6. Where contributions have been refunded under the provisions of Article 8 of the Mercantile Marine Order (Northern Ireland), 1926 (S. R. & O. of N.I. 1926, No. 115), as amended by the Mercantile Marine Amendment Order (Northern Ireland), 1929 (S.R. & O. of N.I. 1929, No. 30), to a master or seaman whose permanent place of residence was in the Irish Free State, no old age pension shall be payable to him under or by virtue of the Pensions Act until the 2nd day of January, 1935:

provided that this provision shall not apply where

(*a*) the Ministry is satisfied that the master or seaman had not received a notice under the provisions of paragraph (2) of Article 4 of the Mercantile Marine

Amendment Order (Northern Ireland), 1931 (S.R. & O. of N.I. 1931, No. 106), of his right to repay to the Ministry the contributions refunded by him for the purpose of removing the disqualification for pension imposed by the said Article 8, and

(*b*) the master or seaman repays to the Ministry the contributions which have been so refunded before such date as the Ministry may determine.

7. For the purposes of Sections 5 and 8 of the Pensions Act, contributions paid in respect of a master or seaman at the time prescribed in the Regulations for the time being in force relating to the payment of contributions shall be deemed to have been paid week by week in the course of the period in respect of which they were paid.

8. In calculating the periods of one month and two months respectively, mentioned in sub-section (1) of Section 28 of the Pensions Act and the period of three months mentioned in sub-section (1) of Section 17 of the Pensions Act of 1929, no account shall be taken of any period during which the claimant is continuously absent from Northern Ireland by reason of serving on a ship, and for the purposes of this provision separate periods of absence shall be treated as if the absence had been continuous unless in the meantime there had elapsed a period of two weeks.

9. Any period during which a master or seaman has served on a ship shall be deemed for the purposes of Section 23 of the Pensions Act to have been a period of residence in Northern Ireland.

10. Part II. of the First Schedule to the Pensions Act shall in its application to masters and seamen employed on foreign-going ships be read and have effect as if the specified rates of contributions per week and the amounts payable by the employer were each reduced by 2½d.

Given under the Official Seal of the National Health Insurance Joint Committee this 26th day of October, in the year one thousand nine hundred and thirty-two.

(L.S.)

H. W. Stockman,
Secretary to the National Health Insurance Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 26th day of October, in the year one thousand nine hundred and thirty-two.

(L.S.)

John S. Godden,
Assistant Secretary to the Ministry of Labour for Northern Ireland.

Given under the Official Seal of the Ministry of Finance this 26th day of October, in the year one thousand nine hundred and thirty-two.

(L.S.) *G. C. Duggan,*
Assistant Secretary to the
Ministry of Finance.

Old Age Pensions.

REGULATIONS, DATED 16th JUNE, 1932, MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE IN CONJUNCTION WITH THE MINISTRY OF FINANCE UNDER THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACTS (NORTHERN IRELAND), 1925 TO 1931.

1932. No. 70.

The National Health Insurance Joint Committee in exercise of the powers conferred on them by sub-section (4) and the proviso to sub-section (5) of Section 14 and paragraph (*b*) of sub-section (7) of Section 15 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1925, and by the Contributory Pension (Joint Committee) Regulations (Northern Ireland), 1925 to 1930, and of all other powers enabling them, and in conjunction with the Ministry of Finance so far as regards Regulations which are required to be so made, hereby make the following Regulations :—

1. These Regulations may be cited as the Contributory Pensions (Modification of Old Age Pensions) Regulations (Northern Ireland), 1932.

2.—(1) In these Regulations, unless the context otherwise requires—

"The Pensions Act" means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1925, as amended by any subsequent enactment ;

"The Insurance Act" means the National Health Insurance Act, 1924, as amended by any subsequent enactment ;

"Exempt Person" means an exempt person within the meaning of the Insurance Act ;

"Insurance" means insurance for the purposes of an old age pension under the Pensions Act, and "insured" has a corresponding meaning.