Given under the Official Seal of the Ministry of Finance for Northern Ireland, this eighth day of December, in the year one thousand nine hundred and thirty-seven.

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

Payments on Death.

REGULATIONS, DATED 6TH OCTOBER, 1937, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER SECTION 32 (1) OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936.

1937. No. 94.

The Ministry of Labour for Northern Ireland in pursuance of the powers conferred on it by sub-section (1) of Section 32 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, and of all other powers enabling it in that behalf hereby makes the following Regulations :—

1. These Regulations may be cited as the Contributory Pensions (Payments on Death) Regulations (Northern Ireland), 1937.

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

"The Act" means "The Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936" (26 Geo. 5 & 1 Edw. 8, Ch. 32).

"The Ministry" means "The Ministry of Labour for Northern Ireland."

"Sum payable on death" means :—

(*a*) in the case of the death of a person who was in receipt of a pension, any sum which became payable within three months before the date of his death on account of the pension but has not been paid ; or

(*b*) in the case of the death of a person who being entitled to a pension had made a claim thereto, any sum which if his claim had been allowed immediately before his death would have become payable on account of the pension up to the date of his death ; or

(*c*) in the case of the death of a person who was entitled to a pension but had made no claim thereto, any sum which if a claim had been made immediately before his death would have become payable on account of the pension up to the date of his death.

(2) The Interpretation Act, 1921, applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3. Notwithstanding anything in Section 20 of the Act, but subject to the provisions of these Regulations, the Ministry may, if a claim to a sum payable on death is made to it within six months of the death of the person who was entitled to the pension or such longer time as the Ministry, having regard to the circumstances of the particular case, may determine, make payment of the sum payable on death.

4.—(1) On the death of any person entitled to a pension, any sum payable on death in respect of that pension may be paid or distributed by the Ministry without probate or other proof of title of the personal representatives of the deceased, but nothing herein contained shall authorise the Ministry, where it has not already made payment of the sum payable on the death of the deceased, to refuse payment of such sum to any persons entitled thereto producing probate or other proof of title.

(2) Where the sum payable on death is payable to persons appearing to the Ministry to be beneficially entitled thereto under any will or other testamentary writing, the sum payable on death may be paid or distributed to or among such of the persons appearing to be beneficially entitled thereto as aforesaid as the Ministry thinks proper and that to the exclusion of all others, without prejudice to any remedy which such others may have for recovery of the sums so paid or distributed as aforesaid against the person or persons receiving that sum.

(3) If a person entitled to a pension dies intestate, any sum payable on death in respect of that pension may be paid or distributed, without letters of administration, by the Ministry to or among such persons as appear to it, upon such evidence as it may deem satisfactory, to be beneficially entitled to receive that sum, whether as next of kin or otherwise according to law or as creditors (including therein any person entitled to be paid or repaid the funeral expenses of the deceased person):

Provided that in the case of the illegitimacy of the person entitled to the pension or of his children, such persons as in the opinion of the Ministry would have been entitled to the sum payable on death if the deceased person or his children had been legitimate may, for the purposes of this paragraph, be treated as persons beneficially entitled thereto.

(4) The receipt of any person of the age of 16 years or upwards for any sum paid in accordance with these Regulations shall be valid.

(5) Where any person who is a child under the age of 16 years is entitled to receive any sum payable on death in accordance with the provisions of these Regulations and it is proved to the

satisfaction of the Ministry that the sum is needed for the benefit of such child, the Ministry may pay the sum or any part thereof to any person who may satisfy it that the person will apply such money for the benefit of such child, and the receipt of such person shall be a good discharge to the Ministry for the amount so paid.

(6) The Ministry upon making any payments in accordance with these Regulations shall be discharged from all liability in respect of any sum or sums so paid.

5. The Contributory Pensions (Payments on Death) Regulations (Northern Ireland), 1930(a) are hereby revoked but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred thereunder.

Given under the Official Seal of the Ministry of Labour for Northern Ireland, this 6th day of October, One thousand nine hundred and thirty-seven.

(L.S.)

R. R. Bowman,
Assistant Secretary, Ministry of Labour for Northern Ireland.

Procedure on References.

REGULATIONS, DATED 22nd DECEMBER, 1937, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER SECTION 32 (1) (*b*) OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND) 1936.

1937. No. 140.

The Ministry of Labour for Northern Ireland, in exercise of the powers conferred on it by paragraph (*b*) of sub-section (1) of Section 32 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Contributory Pensions (Procedure on References) Regulations (Northern Ireland), 1937.

(2) These Regulations shall come into force on the 1st day of January, 1938.

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

(*a*) S. R. & O. (N.I.) 1930, No. 50.