SCHEDULE Article 1

Section of the Family Allowances and National Insurance Act, 1952	Subject Matter	Appointed Day
1	Higher rate of family allowances ...	2nd September, 1952
2	Higher rates of contributions under the National Insurance (Industrial Injuries) Act, 1946(a)	6th October, 1952
3	Higher rates and amounts of benefit under the National Insurance (Industrial Injuries) Act, 1946	24th July, 1952
4	Higher rates of contributions under the National Insurance Act, 1946 ...	6th October, 1952
5	Higher rates of benefit under the National Insurance Act, 1946, in the case of—	
	(*a*) unemployment and sickness benefit	24th July, 1952
	(*b*) widow's benefit	24th July, 1952
	(*c*) guardian's allowance	2nd September, 1952
	(*d*) retirement pension	29th September, 1952
6	Consequential amendments of—	
	(*a*) the Family Allowances Act, 1945(b)	2nd September, 1952
	(*b*) the National Insurance (Industrial Injuries) Act, 1946 ...	24th July, 1952
	(*c*) the National Insurance Act, 1946—	
	(i) sections 17 and 26 ...	24th July, 1952
	(ii) section 23	29th September, 1952
	(*d*) the National Insurance Act, 1951(c)	29th September, 1952

1952 No. 1457

The Family Allowances (Conditions for Increase of Allowance) Regulations, 1952

Made - - - -	31*st July*, 1952
Laid before Parliament	1*st August*, 1952
Coming into Operation	2*nd September*, 1952

M.N.I. 229.

The Minister of National Insurance, in conjunction with the Treasury so far as relates to matters with respect to which the Treasury have so directed, in exercise of the powers conferred on him by subsection (7) of section 21 of the Family Allowances Act, 1945(b), and subsection (1) of section 9 of the Family Allowances and National Insurance Act, 1952(d), and in exercise of

(a) 9 & 10 Geo. 6. c. 62. (b) 8 & 9 Geo. 6. c. 41. (c) 14 & 15 Geo. 6. c. 34.
(d) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 29.

all other powers enabling him in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1.—(1) These Regulations may be cited as the Family Allowances (Conditions for Increase of Allowance) Regulations, 1952, and shall come into operation on the 2nd September, 1952.

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

" the principal Act " means the Family Allowances Act, 1945 ;

" the Act of 1952 " means the Family Allowances and National Insurance Act, 1952 ;

" allowance " means an allowance under the principal Act ;

" the appointed day " means the 2nd September, 1952 ;

" the Qualifications Regulations " means the Family Allowances (Qualifications) Regulations, 1946(**a**) ;

and other expressions have the same meanings as in the principal Act.

(3) References in these regulations to any enactment or regulations shall include references to such enactment or regulations as amended by any subsequent enactment, order or regulations.

(4) The Interpretation Act, 1889(**b**), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Condition attaching to payment of increase of allowances payable under existing awards

2.—(1) Subsection (1) of section 9 of the Act of 1952 (which subsection relates to the effect of existing awards) shall in its application to an award of an allowance have effect subject to the condition contained in the following paragraph of this regulation.

(2) Without prejudice to the application of subsection (2) of section 7 of the principal Act (which subsection relates to the extinguishment of the right to an allowance) to so much of allowance as is payable by a sum on account thereof made receivable under that section, the right to any additional allowance to which the said subsection (1) of section 9 of the Act of 1952 relates shall—

(*a*) as respects the period beginning with the appointed day and ending with the expiration of the order book of the person by whom sums on account of the allowance are receivable being an order book which is current on the appointed day, or, if there is no such order book, the expiration of the period of twelve months from the appointed day ; and

(*b*) so far as sums on account of such additional allowance have not become receivable under the said section 7 of the principal Act ;

be extinguished at the expiration of eighteen months from the appointed day.

Amendment of Regulation 13 of the Qualifications Regulations

3. Paragraph (2) of regulation 13 of the Qualifications Regulations (which paragraph prescribes the circumstances in which an absence of a child from a parent or an interruption or reduction of a parent's contribution shall cease

(a) S.R. & O. 1946/138; Rev. VII, p. 607; 1946 I, p. 502.
(b) 52 & 53 Vict. c. 63.

to be treated as temporary at the end of four weeks) shall be amended by substituting for the words " five shillings " the words " eight shillings ", and shall accordingly have effect as set out in the Schedule to these regulations.

Dated this 30th day of July, 1952.

Osbert Peake,
Minister of National Insurance.

Dated this 31st day of July, 1952.

Herbert Butcher,

T. G. D. Galbraith,

Two of the Lords Commissioners of Her Majesty's Treasury.

SCHEDULE

PARAGRAPH (2) OF REGULATION 13 OF THE QUALIFICATIONS REGULATIONS AS AMENDED*

(2) Notwithstanding the provisions of sub-paragraph (*c*) of paragraph (1) of this regulation, any absence from a parent and any interruption or reduction of a parent's contribution falling within that sub-paragraph shall cease to be treated as temporary if provision has been made for the child, other than by a person within the meaning of paragraph (2) of regulation 12, for a period of four weeks during which no such person other than that parent has been providing in his own home for the child or contributing at the rate of *eight shillings* a week or more to the cost of providing for the child elsewhere.

EXPLANATORY NOTE

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

These Regulations, which are made in consequence of the passing of the Family Allowances and National Insurance Act, 1952, prescribe the condition subject to which the increased rate of Family Allowance provided by that Act shall become payable under an award existing immediately before the 2nd September, 1952, and amend the provisions of regulation 13 (2) of the Family Allowances (Qualifications) Regulations, 1946, (which provide for the absence of a child from a parent or an interruption or reduction of a parent's contribution to cease to be treated as temporary in certain circumstances after four weeks) in order to bring the rate of contribution specified in those provisions into conformity with the higher rate of contribution required by the said Act.

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* The amendment made by these regulations is shown in italics.