INDUSTRIAL ASSURANCE AND FRIENDLY SOCIETIES

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1. EXTENSION OF 1948 ACT TO NORTHERN IRELAND

The Industrial Assurance and Friendly Societies Act, 1948 (Northern Ireland) Order, 1949

1949 No. 598

Made - - - - 29th March, 1949

At the Court at Buckingham Palace, the 29th day of March, 1949

Present,

The King's Most Excellent Majesty in Council

Whereas the application of the provisions of section one, subsection (1) of section two and subsection (1) of section six of the Industrial Assurance and Friendly Societies Act, 1948, as extended by the Industrial Assurance and Friendly Societies Act, 1948 (Isle of Man) Order, 1948(a), is limited to insurances where the funeral expenses in question are those, or the life or death in question is that, of a person who at the time of the proposal is ordinarily resident in Great Britain or the Isle of Man: 11 & 12 Geo. 6. c. 39.

And Whereas it is enacted by section seven of the said Act of 1948 that if provision for the payment of death grants corresponding to the provision therefor made by or under the National Insurance Act, 1946, is made by or under the law of a country or place outside Great Britain, His Majesty shall have power, exercisable by Order in Council, to provide for extending (subject to modifications) the application of the said provisions of the said Act of 1948 to insurances where the funeral expenses in question are those, or the life or death in question is that, of a person who at the time of the proposal is ordinarily resident in that country or place, and for consequential amendments of provisions of that Act : 9 & 10 Geo. 6. c. 67.

And Whereas provision for the payment of death grants corresponding to the provision made therefor under the National Insurance Act, 1946, has been made as respects Northern Ireland by Act of the Parliament of Northern Ireland(b):

Now, therefore, His Majesty, in pursuance of the said section seven, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows :—

1.—(1) This Order may be cited as the Industrial Assurance and Friendly Societies Act, 1948 (Northern Ireland) Order, 1949. Citation and interpretation.

(a) S.I. 1948 (No. 2578) I, p. 1617.
(b) The National Insurance Act (Northern Ireland), 1946.

52 & 53 Vict. c. 63.

(2) The Interpretation Act, 1889, shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Extension of Industrial Assurance and Friendly Societies Act, 1948 ss. 1, 2 (1) and 6 (1) to persons resident in Northern Ireland.

2.—(1) The provisions of section one, subsection (1) of section two and subsection (1) of section six of the Industrial Assurance and Friendly Societies Act, 1948, shall apply to insurances where the funeral expenses in question are those, or the life or death in question is that, of a person who at the time of the proposal is ordinarily resident in Northern Ireland as they apply to insurances where the funeral expenses in question are those, or the life or death in question is that, of a person who at the time of the proposal is ordinarily resident in Great Britain ; and accordingly in those provisions for the words " Great Britain or the Isle of Man " wherever they occur, there shall be substituted the words " the United Kingdom or the Isle of Man."

(2) Nothing in the said section six or this Order shall prejudice any insurance effected before the coming into operation of this Order insuring money to be paid on the death of a child—

(*a*) who was born before the coming into operation of this Order ; and

(*b*) who at the time of the proposal was ordinarily resident in Northern Ireland,

or any rights or liabilities in respect of any such insurance.

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

Consequent upon the provision (applicable only in Great Britain) made in the National Insurance Act, 1946, for the payment of death grants, certain changes were made by the Industrial Assurance and Friendly Societies Act, 1948, in the powers of friendly societies, industrial assurance companies and trades unions to insure the lives of persons of certain classes. Under that Act as originally enacted these changes only applied to insurances where the person whose life is insured was ordinarily resident at the time of the proposal in Great Britain.

The 1948 Act also provides that, in the event of provision being made for the payment of death grants corresponding to the provisions of the 1946 Act by or under the law of a country or place outside Great Britain the changes made by the 1948 Act referred to above can be similarly extended by Order in Council ; they were so extended, in the case of the Isle of Man, by the Industrial Assurance and Friendly Societies Act, 1948 (Isle of Man) Order, 1948.

Such provision having been made by the National Insurance Act (Northern Ireland), 1946, this Order now extends the changes in question to cases in which the person whose life is insured is at the time of the proposal ordinarily resident in Northern Ireland.