STATUTORY INSTRUMENTS

1971 No. 1149 (C.28)

SOCIAL SECURITY

The National Insurance Act 1971 (Commencement No. 1) Order 1971

Made - - -	16*th July* 1971
Laid before Parliament	23*rd July* 1971
Coming into Operation	26*th July* 1971

The Secretary of State for Social Services, in conjunction with the Treasury, and in exercise of powers conferred by section 16(3) of and paragraph 1 of Schedule 6 to the National Insurance Act 1971(**a**) and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the National Insurance Act 1971 (Commencement No. 1) Order 1971 and shall come into operation on 26th July 1971.

Appointed days

2.—(1) Subject to the following provisions of this Order, the day appointed for the coming into force of any provision of the National Insurance Act 1971 specified in column 1 of the Schedule to this Order, so far as that provision relates to any subject matter specified in column 2 of that Schedule, shall be the date specified in column 3 of that Schedule in relation to that subject matter.

(2) As respects the period beginning with 20th September 1971 and ending with 22nd September 1971, the rate of a person's unemployment or sickness benefit for any day in that period by virtue of section 19(3) of the National Insurance Act 1965(**b**) (which relates to unemployment and sickness benefit for persons over pensionable age and regulates the rate of benefit in such cases by reference to the rate of retirement pension) shall be determined as if the day appointed for the coming into force of the provisions of the said Act of 1971 relating to higher rates of retirement pension under the said Act of 1965 were 23rd September 1971.

(3) In the case of a person to whom injury benefit under the National Insurance (Industrial Injuries) Act 1965(**c**) is payable for 22nd September 1971 at a reduced weekly rate by virtue of the provisions of section 29(1) of that Act (which relates to adjustments for successive accidents), the rate of that injury benefit and of any sickness benefit payable under the National Insurance Act 1965 shall be determined as if the day appointed for the coming into force of the provisions of the said Act of 1971 relating to higher rates of those

(**a**) 1971 c. 50. (**b**) 1965 c. 51. (**c**) 1965 c. 52.

benefits were 22nd September 1971 and, where appropriate, as if the reference to 23rd September 1971 in the last preceding paragraph were a reference to 22nd September 1971.

Keith Joseph,
Secretary of State for Social Services.

15th July 1971.

Bernard Weatherill,
Walter Clegg,
Two of the Lords Commissioners of Her Majesty's Treasury.

16th July 1971.

Article 2 SCHEDULE

Provisions of the National Insurance Act 1971	Subject Matter	Appointed Day
Section 1(1) and (2) and Schedule 1	Higher rates of flat-rate contributions under the National Insurance Act 1965	20th September 1971
Section 1(3)	Higher aggregate graduated contributions under the National Insurance Act 1965	21st September 1971
Section 1(4) (in relation only to the following provision)	Higher income limit for exception from liability to pay contributions	20th September 1971
Section 1(4) (in relation only to the following provision)	Relaxation of restrictions on crediting of contributions to persons excepted from liability on grounds of small income	6th September 1971
Section 1(5)	Payments to the National Insurance Fund out of money provided by Parliament in addition to Exchequer supplements	20th September 1971
Section 2(1) and Schedule 2	Rates of benefit under the National Insurance Act 1965 in the case of—	
	(*a*) unemployment, sickness and invalidity benefit	23rd September 1971
	(*b*) maternity allowance	20th September 1971
	(*c*) widow's benefit, guardian's allowance, retirement pension, age addition and child's special allowance	20th September 1971
	(*d*) attendance allowance	6th December 1971
Section 2(2)	Earnings rule for retirement pensions	20th September 1971
Section 2(3)	Increase of retirement pension in respect of contributions paid after pensionable age	20th September 1971
Section 3	Invalidity benefit for chronic sick	23rd September 1971

SCHEDULE—(*continued*)

Provisions of the National Insurance Act 1971	Subject Matter	Appointed Day
Section 4	Increase for adult dependants in the case of— (*a*) retirement pension (*b*) invalidity pension	 20th September 1971 23rd September 1971
Section 5	Retirement pension and age addition for persons over 80	20th September 1971
Section 6(1) and (3)	Calculation of earnings-related supplement and widow's supplementary allowance	20th September 1971
Section 6(2)	Application of earnings-related supplement where injury benefit is payable under the National Insurance (Industrial Injuries) Act 1965	23rd September 1971
Section 7 and Schedule 3	Higher rates of contributions under the National Insurance (Industrial Injuries) Act 1965	20th September 1971
Section 8(1) and Schedule 4	Higher rates and amounts of benefit under the National Insurance (Industrial Injuries) Act 1965 in the case of— (*a*) injury benefit (including increases thereof) and increases of disablement pension in respect of children and adult dependants in the case of a beneficiary receiving, as an in-patient in a hospital or similar institution, medical treatment for the relevant injury or loss of faculty (*b*) disablement benefit (including increases of disablement pension other than those mentioned in the preceding sub-paragraph) (*c*) widow's pension under s. 19 and widower's pension under s.20 (*d*) allowance in respect of children of deceased's family under s.21 (*e*) maximum under s. 29(1)(*a*) of aggregate of weekly benefits payable for successive accidents (*f*) maximum disablement gratuity under s. 12(3)	 23rd September 1971 22nd September 1971 20th September 1971 20th September 1971 22nd September 1971 22nd September 1971
Section 8(2)	Death benefit in respect of a person formerly entitled to an increase of disablement pension because of the need for constant attendance	26th July 1971
Section 8(3)	Increases of disablement benefit for adult dependants—reduction in respect of dependant's earnings	22nd September 1971
Section 8(4)	Higher rate of pension under the National Insurance (Industrial Injuries) Act 1965 for certain widows	20th September 1971
Section 9	Increase of unemployability supplement	22nd September 1971

SCHEDULE—(*continued*)

Provisions of the National Insurance Act 1971	Subject Matter	Appointed Day
Section 10(1)	Adjustment of benefit payable under the National Insurance (Industrial Injuries) Act 1965 to or in respect of hospital in-patients	26th July 1971
Section 10(2)	Proviso to s.15(2) of the National Insurance (Industrial Injuries) Act 1965 to cease to have effect	8th December 1971
Section 11	Higher rate of benefit under the Industrial Injuries and Diseases (Old Cases) Act 1967(a)	22nd September 1971
Section 13	Expenses	20th September 1971
Section 14 and Schedule 5	Minor and consequential amendments to the Law Reform (Personal Injuries) Act 1948(b) the National Insurance Act 1965, the Ministry of Social Security Act 1966(c), the National Insurance Act 1969(d) and the National Insurance (Old persons' and widows' pensions and attendance allowance) Act 1970(e) in the case of—	
	(*a*) unemployment, sickness and invalidity benefit	23rd September 1971
	(*b*) maternity allowance	20th September 1971
	(*c*) widow's benefit, guardian's allowance retirement pension, age addition and child's special allowance	20th September 1971
	Minor and consequential amendments to the National Insurance (Industrial Injuries) Act 1965 in the case of—	
	(*a*) injury benefit (including increases thereof) and increases of disablement pension in respect of children and adult dependants in the case of a beneficiary receiving, as an in-patient in a hospital or similar institution, medical treatment for the relevant injury or loss of faculty	23rd September 1971
	(*b*) disablement benefit (including increases of disablement pension other than those mentioned in the preceding paragraph)	22nd September 1971
	(*c*) adjustments under s. 29(2) for successive accidents	22nd September 1971
	Minor and consequential amendments to the National Insurance Act 1966(f) specified in—	
	(*a*) paragraph 8(1) of Schedule 5 to the National Insurance Act 1971	8th December 1971
	(*b*) paragraph 8(2) of that Schedule	22nd September 1971
	Minor amendments to the Industrial Injuries and Diseases (Old Cases) Act 1967	26th July 1971
	Payment of benefit to third party	26th July 1971

(a) 1967 c. 34. (b) 1948 c. 41. (c) 1966 c. 20.
(d) 1969 c. 44. (e) 1970 c. 51. (f) 1966 c. 6.

SCHEDULE—(*continued*)

Provisions of the National Insurance Act 1971	Subject Matter	Appointed Day
Section 15	Interpretation	26th July 1971
Section 16(1) (other than paragraphs (*a*) and (*b*)), (2) and (4)	Citation, extent, etc.	26th July 1971
Section 16(3) and Schedule 6	Commencement	
	Regulations and schemes: temporary exclusion of certain requirements	26th July 1971
	Transitory provisions relating to—	
	section 2(3)	20th September 1971
	section 6(2)	23rd September 1971
	section 8(2)	26th July 1971
	section 9	22nd September 1971
Section 16(3) and Schedule 7	Repeals affecting—	
	the National Insurance Act 1965—	
	section 43(1), (4) and (5)	20th September 1971
	the National Insurance (Industrial Injuries) Act 1965—	
	section 15(2)	8th December 1971
	the National Insurance Act 1967(a)—	
	section 1(1)(*d*)	20th September 1971
	the National Insurance Act 1969—	
	section 1(1) and (4) and Schedule 1	20th September 1971
	section 2(1) and Schedule 2 in the case of—	
	(*a*) unemployment and sickness benefit	23rd September 1971
	(*b*) maternity allowance	20th September 1971
	(*c*) widow's benefit, guardian's allowance, retirement pension and child's special allowance	20th September 1971
	section 3(1) and (2)	20th September 1971
	section 5 and Schedule 4	20th September 1971
	section 6 and Schedule 5 in the case of—	
	(*a*) injury benefit (including increases thereof) and increases of disablement pension in respect of children and adult dependants in the case of a beneficiary receiving as an in-patient in a hospital or similar institution, medical treatment for the relevant injury or loss of faculty	23rd September 1971
	(*b*) disablement benefit (including increases of disablement pension other than those mentioned in the preceding sub-paragraph)	22nd September 1971
	(*c*) widow's pension and widower's pension	20th September 1971
	(*d*) allowance in respect of children of deceased's family	20th September 1971

(a) 1967 c. 73.

SCHEDULE—(*continued*)

Provisions of the National Insurance Act 1971	Subject Matter	Appointed Day
Section 16(3) and Schedule 7 (contd.)	the National Insurance (Old persons' and widows' pensions and attendance allowance) Act 1970—	
	section 1(2)(*b*)	20th September 1971
	section 7(1)	20th September 1971
	Schedule 2, paragraph 11	8th December 1971