STATUTORY INSTRUMENTS

1969 No. 1362

SOCIAL SECURITY

The National Insurance and Industrial Injuries (Classification and Collection of Contributions) Amendment Regulations 1969

Made - - -	*22nd September* 1969
Laid before Parliament	*1st October* 1969
Coming into Operation	*3rd November* 1969

The Secretary of State for Social Services, in conjunction with the Treasury so far as relates to matters with regard to which the Treasury have so directed, and in the exercise of powers under sections 1(3) and 8(5) of the National Insurance Act 1965(**a**) and section 3(3)(*b*) of the National Insurance (Industrial Injuries) Act 1965(**b**) and of all other powers enabling him in that behalf, hereby makes the following regulations which contain no provisions other than such as operate with reference to the amount of a person's earnings, and which accordingly, by virtue of section 10(1) of the National Insurance Act 1969(**c**) are exempt from the requirements of section 108 of the National Insurance Act 1965 and section 62(2) of the National Insurance (Industrial Injuries) Act 1965 (reference to the National Insurance Advisory Committee and the Industrial Injuries Advisory Council):—

Citation, interpretation and commencement

1.—(1) These regulations may be cited as the National Insurance and Industrial Injuries (Classification and Collection of Contributions) Amendment Regulations 1969, and shall come into operation on 3rd November 1969.

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

"the Classification Regulations" means the National Insurance (Classification) Regulations 1948(**d**), as amended (**e**);

"the Collection Regulations" means the National Insurance and Industrial Injuries (Collection of Contributions) Regulations 1948(**f**), as amended (**g**).

Amendments of Part II of Schedule 1 to the Classification Regulations

2.—(1) Part II of Schedule 1 to the Classification Regulations (which Part sets out in column (A) employments in respect of which persons are treated

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(**a**) 1965 c. 51.
(**b**) 1965 c. 52.
(**c**) 1969 c. 44.
(**d**) S.I. 1948/1425 (Rev. XVI, p. 95: 1948 I, p. 2738).
(**e**) The relevant amending instruments are S.I. 1950/830, 1957/2175, (1950 II, p. 12: 1957 I, p. 1623).
(**f**) S.I. 1948/1274 (Rev. XVI, p. 148: 1948 I, p. 3037).
(**g**) The relevant amending instrument is S.I. 1959/207 (1959 II, p. 1893).

as self-employed persons and, in column (B), the persons excepted from the operation of column (A)) shall be amended in accordance with the following paragraphs of this regulation.

(2) In paragraph 8 of column (B) which excepts certain persons whose weekly earnings are ordinarily forty shillings or more from the operation of paragraph 8 of column (A) (which relates to certain employments in or about a cathedral, church or other place of religious worship), for the words "are ordinarily forty shillings or more" there shall be substituted the words "include the provision of board and lodging by the employer or are ordinarily more than £4".

(3) Immediately after paragraph 10 there shall be added:—

(*a*) in column (A) the following paragraph:—

"11. Employment of a person—

(*a*) in any employment or employments by any one employer; or

(*b*) in any employment or employments by two or more employers who carry on business in association,

where the weekly earnings (or, where in either case there is more than one such employment, the aggregate weekly earnings) derived therefrom are ordinarily not more than £4.";

(*b*) in column (B) the following paragraph:—

"11. Any person employed in one or more of the employments specified in sub-paragraphs (*a*) or (*b*) of paragraph 11 of column (A) in any contribution week in which—

(i) the earnings include the provision of board and lodging by the employer; or

(ii) the earnings (or, where in either case there is more than one such employment, the aggregate earnings) derived therefrom are more than £4.".

Amendments of Part III of Schedule 1 *to the Classification Regulations*

3.—(1) Part III of Schedule 1 to the Classification Regulations (which Part sets out in column (A) employments in respect of which persons are treated as non-employed persons and their employment therein disregarded and, in column (B), the persons excepted from the operation of column (A)) shall be amended in accordance with the following paragraph of this regulation.

(2) In paragraphs 32 and 34 to 44A and 46 to 53 of column (B) for the words "are ordinarily forty shillings or more" there shall be substituted the words "include the provision of board and lodging by the employer or are ordinarily more than £4".

Amendment of regulations 10A *and* 11 *of the Collection Regulations*

4.—(1) In the heading of regulation 10A of the Collection Regulations (contributions in weeks in which no services are rendered and remuneration does not exceed forty shillings), for the words "forty shillings" there shall be substituted the words "the specified amount".

(2) In the said regulation 10A and in the proviso to regulation 11 of the Collection Regulations (contributions during holidays), for the words "not exceed forty shillings", there shall be substituted the words "not include the provision of board and lodging by the employer or exceed £4".

Signed by authority of the Secretary of State for Social Services.

David Ennals,
Minister of State,
Department of Health and Social Security.

17th September 1969.

B. K. O'Malley,
J. McCann,
Two of the Lords Commissioners of
Her Majesty's Treasury.

22nd September 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

By virtue of section 10(1) of the National Insurance Act 1969 these Regulations are exempt from reference to the National Insurance Advisory Committee and to the Industrial Injuries Advisory Council, and no such references have been made.

These Regulations, by amending paragraph 8 of column (B) of Part II of Schedule 1 to the National Insurance (Classification) Regulations 1948 and various paragraphs of Part III of that Schedule, and by amending regulations 10A and 11 of the National Insurance and Industrial Injuries (Collection of Contributions) Regulations 1948, raise the figure of weekly earnings in the case of certain insured persons in specified employments where classification is modified or where liability for contributions is determined by reference to their earnings from 40s. to £4, except where the earnings of the person concerned include the provision of board and lodging by the employer. These Regulations also add as a new paragraph, paragraph 11 to Part II of that Schedule by which the figure of weekly earnings in the case of the employments dealt with by that paragraph is (except in board and lodging cases) prescribed as £4.