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Annulled Marriages Regulations (Northern Ireland), 1957

REGULATIONS, DATED 9TH AUGUST, 1957, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1957.

1957. No. 178 [C]

The Ministry of Labour and National Insurance, in exercise of the powers conferred by section 9(1)(*c*) of the National Insurance Act (Northern Ireland), 1957(**a**), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Annulled Marriages) Regulations (Northern Ireland), 1957, and shall come into operation on the 2nd September, 1957.

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

"the Act" means the National Insurance Act (Northern Ireland), 1946(**b**),

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

Voidable Marriages

2. A voidable marriage which has been annulled, whether before or after the date when these regulations come into force, shall as from that date be treated as if it had been a valid marriage which was terminated by divorce at the date of the annulment, for the purposes of the following provisions, that is to say:—

(1) regulation 8 of the National Insurance (Married Women) Regulations (Northern Ireland), 1948(**c**) (which regulation has effect by virtue of regulation 3

(**a**) 1957. c. 7. (**b**) 1946. c. 23.
(**c**) S.R. & O. (N.I.) 1948. No. 220 as amended by s. 9 and para. 15 of First Schedule, National Insurance Act (Northern Ireland), 1953 (1953. c. 27); S.R. & O. (N.I.) 1954. No. 33; S.R. & O. (N.I.) 1957. No. 8.

of the National Insurance (Married Women) Amendment (No. 2) Regulations (Northern Ireland), 1957, and relates to the crediting of contributions for the purpose of determining the right to receive unemployment and sickness benefit by a married woman whose marriage has been terminated by the death of her husband or otherwise);

(2) regulation 8C of the said National Insurance (Married Women) Regulations (Northern Ireland), 1948, (which regulation has effect by virtue of regulation 5 of the said National Insurance (Married Women) Amendment (No. 2) Regulations (Northern Ireland), 1957, and relates to retirement pensions for women whose marriages have been dissolved);

(3) regulation 8D of the said National Insurance (Married Women) Regulations (Northern Ireland), 1948, (which regulation has effect by virtue of regulation 5 of the said National Insurance (Married Women) Amendment (No. 2) Regulations (Northern Ireland), 1957, and relates to death grant in respect of the death of a woman whose marriage was dissolved); and

(4) regulation 3 of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland), 1948(a), (which relates to the condition as to duration of marriage in relation to widows' pensions in the case of widows who have been married more than once):

Provided that such a marriage shall be so treated under paragraph (4) of this regulation for the purpose only of determining whether any part of the period of the annulled marriage which could not otherwise be so treated can be treated as a period during which she was a married woman in ascertaining the sum total referred to in paragraph (1) of the said regulation 3 and in applying the proviso to that paragraph.

Sealed with the Official Seal of the Ministry of Labour and National Insurance this 9th day of August, nineteen hundred and fifty-seven in the presence of

(L.S.) *William Allen,*
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

EXPLANATORY NOTE

(*This note is not part of the regulations, but is intended to indicate their general purport.*)

These regulations provide that for certain purposes voidable marriages which have been annulled shall be treated as valid marriages which have been terminated by divorce.

(a) S.R. & O. (N.I.) 1948. No. 246 as amended by S.R. & O. (N.I.) 1951. No. 154; S.R. & O. (N.I.) 1952. No. 137; S.R. & O. (N.I.) 1953. No. 108; S.R. & O. (N.I.) 1955, No. 7; S.R. & O. (N.I.) 1956. No. 138.