STATUTORY INSTRUMENTS

1969 No. 339

SOCIAL SECURITY

The National Insurance (Claims and Payments) Amendment (No. 2) Regulations 1969

Made - - -	14*th March* 1969
Laid before Parliament	19*th March* 1969
Coming into Operation	20*th March* 1969

The Secretary of State for Social Services, in exercise of his powers under section 30 of the National Insurance Act 1965(**a**) and of all other powers enabling him in that behalf, after considering the report of the National Insurance Advisory Committee on the preliminary draft submitted to them in accordance with section 108 of that Act, hereby makes the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Claims and Payments) Amendment (No. 2) Regulations 1969, shall be read as one with the National Insurance (Claims and Payments) Regulations 1948(**b**) as amended (**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 20th March 1969.

Substitution of paragraph 8(2), (2*A*) and (3) *of Part II of Schedule* 2 *to the principal regulations*

2. For paragraph 8(2), (2A) and (3) of Part II of Schedule 2 to the principal regulations (which schedule is included by virtue of the National Insurance (Claims and Payments) Amendment Regulations 1952(**d**) as amended (**e**) and which sub-paragraphs relate to notice of retirement) there shall be substituted the following sub-paragraphs—

"(2) A notice for the purpose of section 30(3) of the National Insurance Act 1965(**a**) (which relates to retirement pensions) shall be given to the Secretary of State for Social Services in writing and shall specify a date being a date not earlier than the date on which the person giving the notice attains pensionable age and not later than the expiration of 4 months after the date on which the notice is given, as the date of that person's retirement.

(3) For the purposes of paragraph (*a*) of the said section 30(3) the prescribed period shall be the period of 1 month:

Provided that the prescribed period shall be extended to the commencement of any continuous period immediately preceding the said period of 1 month throughout which the person giving the notice proves that there was good cause for the delay in giving such notice so, however, that the prescribed period shall in no case exceed 12 months.

(**a**) 1965 c. 51. (**b**) S.I. 1948/1041 (Rev. XVI, p. 313: 1948 I, p. 2709).
(**c**) The relevant amending regulations are S.I. 1952/1207, 1957/1357 (1952 II, p. 2122; 1957 I, p. 1518). (**d**) S.I. 1952/1207 (1952 II, p. 2122). (**e**) S.I. 1957/1357 (1957 I, p. 1518).

(4) For the purpose of facilitating the determination of a subsequent claim for retirement pension, a person may at any time not more than 4 months before the date on which he will attain pensionable age, and notwithstanding that he does not intend to retire from regular employment at that date, submit particulars in writing to the Secretary of State for Social Services in a form approved by him for that purpose with a view to the determination (in advance of a claim) of any questions under the National Insurance Act 1965 relating to that person's title to a retirement pension other than the question of retirement, and subject to the necessary modifications, the provisions of Part II of these regulations shall apply to any such particulars."

R. H. S. Crossman,
Secretary of State for Social Services.

14th March 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the National Insurance (Claims and Payments) Regulations 1948 by providing that, in cases in which a person giving notice of retirement proves that there was good cause for delay in giving the notice, the period of giving notice may be extended to 12 months, instead of 6 months. Other changes are of a minor and technical nature.

The report of the National Insurance Advisory Committee, dated 10th March 1969, on the preliminary draft of these Regulations is contained in the House of Commons Paper No. 190 (Session 1968-69) published by Her Majesty's Stationery Office.