STATUTORY INSTRUMENTS

1964 No. 1855

NATIONAL INSURANCE

The National Insurance (Continental Shelf) Regulations 1964

Made - - - -	20*th November* 1964
Laid before Parliament	26*th November* 1964
Coming into Operation	30*th November* 1964

The Minister of Pensions and National Insurance, in conjunction with the Treasury so far as relates to matters with regard to which the Treasury have so directed, in exercise of powers confirmed by sections 22(5) and 29 of the National Insurance Act 1946(**a**) and section 10 of the Continental Shelf Act 1964(**b**) and of all other powers enabling her in that behalf, after considering the report of the National Insurance Advisory Committee on the preliminary draft submitted to them, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Continental Shelf) Regulations 1964 and shall come into operation on 30th November 1964.

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

"the principal Act" means the National Insurance Act 1946;

"the Continental Shelf Act" means the Continental Shelf Act 1964;

"the Death Grant Regulations" means the National Insurance (Death Grant) Regulations 1949(**c**), as amended(**d**);

"designated area" means any area which may from time to time be designated by Order-in-Council under the Continental Shelf Act as an area within which the rights of the United Kingdom with respect to the sea bed and subsoil and their natural resources may be exercised;

"prescribed employment" means any employment (whether under a contract of service or not) in a designated area which is employment in connection with the exploitation of the resources mentioned in section 1(1) (exploration and exploitation of Continental Shelf) of the Continental Shelf Act or with the exploration of the sea bed and subsoil in any designated area;

and expressions to which meanings are assigned in the Continental Shelf Act have the same meanings as in that Act; and other expressions have the same meanings as in the principal Act.

(3) Subject to the provisions of the next following paragraph, references in these regulations to any enactment, order or regulations shall include references to such enactment, order or regulations as amended or extended by or under any other enactment, order or regulations (including, except in

(**a**) 9 & 10 Geo. 6. c. 67.
(**b**) 1964 c. 29.
(**c**) S.I. 1949/1204 (1949 I, p. 2708).
(**d**) S.I. 1957/2179 (1957 I, p. 1527).

so far as the contrary intention appears therein, any enactment, order or regulations subsequent to these regulations).

(4) Nothing in these regulations shall affect the operation of an Order-in-Council giving effect to a reciprocal agreement with the government of any country outside the United Kingdom and the Isle of Man, except in so far as the contrary intention appears in such Order-in-Council.

(5) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(a) shall apply for the purposes of the construction of these regulations as they apply for the purposes of the interpretation of an Act of Parliament.

Insurance and classification of persons in prescribed employment

2.—(1) In determining whether a person is an insured person under the principal Act, he shall be treated as though, throughout any period during which he is or was in prescribed employment, every designated area were in Great Britain.

(2) For the purposes of the principal Act, the classification of an insured person (including a person treated as insured under the foregoing paragraph) and liability or entitlement to pay contributions by or in respect of such a person shall be determined as though, throughout any period during which that person is or was in prescribed employment, every designated area were in Great Britain.

Payment of benefit outside Great Britain

3. Where benefit would, but for the provisions of section 29(1)(*a*) (absence from Great Britain) of the principal Act, be payable to a person in a designated area, such benefit shall be payable notwithstanding the absence of that person from Great Britain, provided that such absence is due to his being or having been in prescribed employment.

Amendment of Death Grant Regulations

4. In regulation 5(1) of the Death Grant Regulations (which specifies the conditions on which, subject to the provisions of the principal Act and those regulations, a death grant shall be payable in respect of a death occurring outside Great Britain) after sub-paragraph (*g*) there shall be inserted:—

"(*gg*) that the deceased's death occurred in a designated area within the meaning of the National Insurance (Continental Shelf) Regulations 1964 and that his absence from Great Britain immediately before his death was due to his being or having been in prescribed employment within the meaning of those regulations; or".

Installations

5. Any reference in the principal Act to premises shall be deemed to include an installation in a designated area.

Application of Acts and regulations

6. The provisions of the National Insurance Acts 1946 to 1964 and of the regulations and orders made thereunder shall, so far as they are not inconsistent with the provisions of these regulations, apply in relation to persons

(a) 52 & 53 Vict. c. 63.

in prescribed employment with this modification, that where such a person is, on account of his being outside Great Britain by reason of his employment, being prescribed employment, unable to perform any act required to be done either forthwith or on the happening of a certain event or within a specified time, he shall be deemed to have complied with such requirement if he performs the act as soon as is reasonably practicable, although after the happening of the event or the expiration of the specified time.

Margaret Herbison,
Minister of Pensions and National Insurance.

19th November 1964.

G. H. R. Rogers,
Harriet Slater,
Two of the Lords Commissioners of Her Majesty's Treasury.

20th November 1964.

EXPLANATORY NOTE

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

These Regulations provide for the insurance under the National Insurance Act 1946 of persons in employment in connection with the exploitation of the resources of the sea bed and subsoil of any area designated under the Continental Shelf Act 1964 or with the exploration of the sea bed and subsoil in any such area, and modify the provisions of the first-mentioned Act in their application in relation to persons in such employment.

The report of the National Insurance Advisory Committee on the preliminary draft of these Regulations, dated 28th September 1964, is contained in House of Commons Paper No. 23 (Session 1964/1965) published by Her Majesty's Stationery Office.