1959. No. 32 [C]

NATIONAL INSURANCE

Earnings

REGULATIONS*, DATED 27TH FEBRUARY, 1959, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE FAMILY ALLOWANCES AND NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1956.

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of powers conferred by section 4(1) of the Family Allowances and National Insurance Act (Northern Ireland), 1956(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1.—(1) These regulations may be cited as the National Insurance (Earnings) Regulations (Northern Ireland), 1959, and shall come into operation on 20th April, 1959.

(2) In these regulations—

"the Act" means the National Insurance Act (Northern Ireland), 1946(b), and other expressions have the same meanings as in the Act.

Relaxation of earnings rule in relation to widowed mother's allowance and widow's pension

2.—(1) Subsection (3) of section 16 of the Act (which requires the weekly rate of benefit to be reduced on account of any earnings of the beneficiary in the previous calendar week in excess of, in the case of a widowed mother's allowance, sixty shillings or, in the case of a widow's pension, fifty shillings by sixpence for each complete shilling of the excess and a further sixpence for each complete shilling by which the earnings exceed, in the case of a widowed mother's allowance, eighty shillings or, in the case of a widow's pension, seventy shillings) shall, as respects any week commencing on or after the coming into operation of these regulations, be amended in accordance with the provisions of the next following paragraph and shall accordingly, as respects any such week, have effect as set out in the First Schedule.

(2) In the said subsection (3), for the words "sixty shillings", "fifty shillings", "eighty shillings" and "seventy shillings", there shall be substituted respectively the words "eighty shillings", "sixty shillings", "one hundred shillings" and "eighty shillings".

Relaxation of earnings rule in relation to retirement pension

3.—(1) Subsection (5) of section 19 of the Act (which requires the weekly rate of retirement pension to be reduced on account of any earnings of the beneficiary in the previous calendar week in excess of fifty shillings by sixpence for each complete shilling of the excess and a further sixpence for each com-

(a) 1956. c. 8. (b) 1946. c. 23.

*The above Regulations were confirmed by a Resolution of each House of Parliament on 24th March, 1959.

plete shilling by which the earnings exceed seventy shillings) shall, as respects any week commencing on or after the coming into operation of these regulations, be amended in accordance with the provisions of the next following paragraph and shall accordingly, as respects any such week, have effect as set out in the Second Schedule.

(2) In the said subsection (5), for the words "fifty shillings" and "seventy shillings", there shall be substituted respectively the words "sixty shillings" and "eighty shillings".

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 27th day of February, nineteen hundred and fifty-nine.

(L.S.) *H. A. Lowry,*
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 27th day of February, nineteen hundred and fifty-nine.

(L.S.) *W. W. Arthur,*
Assistant Secretary.

FIRST SCHEDULE

Regulation 2

SUBSECTION (3) OF SECTION 16 OF THE PRINCIPAL ACT AS AMENDED BY THESE REGULATIONS *

(3) Where the earnings of the widow have exceeded—

(*a*) *eighty shillings* for the calendar week ending last before any week for which she is entitled to a widowed mother's allowance; or

(*b*) *sixty shillings* for the calendar week ending last before any week for which she is entitled to a widow's pension;

the weekly rate of the allowance or pension shall, subject to sub-section (3A), for the week for which she is so entitled be reduced by sixpence for each complete shilling of the excess and a further sixpence for each complete shilling by which the earnings exceeded, in the case of a widowed mother's allowance, *one hundred shillings,* or, in the case of a widow's pension, *eighty shillings.*

SECOND SCHEDULE

Regulation 3

SUBSECTION (5) OF SECTION 19 OF THE PRINCIPAL ACT AS AMENDED BY THESE REGULATIONS *

(5) Where the earnings of a beneficiary who is less than five years over pensionable age have exceeded *sixty shillings* for the calendar week ending last before any week for which he is entitled to a retirement pension, the weekly rate of his pension shall for the last mentioned week be reduced by sixpence for each complete shilling of the excess and a further sixpence for each complete shilling by which the earnings exceeded *eighty shillings*:

Provided that this sub-section shall not affect the rate of the pension for the first week after the date of the beneficiary's retirement.

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* The words substituted by these regulations are shown in italics.