STATUTORY INSTRUMENTS

1961 No. 2381

NATIONAL INSURANCE

The National Insurance (General Benefit) Amendment Regulations, 1961

Made - - - -	15*th December*, 1961
Laid before Parliament	19*th December*, 1961
Coming into Operation	5*th January*, 1962

The National Insurance Joint Authority(a), in conjunction with the Treasury, in exercise of powers conferred by section 10 (4) of the National Insurance Act, 1946(b), and of all other powers enabling them in that behalf, after considering the report of the National Insurance Advisory Committee on the preliminary draft submitted to them, hereby make the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (General Benefit) Amendment Regulations, 1961, shall be read as one with the National Insurance (General Benefit) Regulations, 1948(c), as amended(d) (hereinafter referred to as "the principal regulations") and shall come into operation on the 5th January, 1962.

Amendment of regulation 3 *of the principal regulations*

2.—(1) Paragraph (*c*) of regulation 3 of the principal regulations (which paragraph provides that, in certain circumstances, contributions credited to a widow by reason only of her being in receipt of widow's benefit shall not be taken into account in the calculation, for the purpose of her right to a retirement pension by virtue of her own insurance, of the yearly average of contributions paid by or credited to her) shall cease to have effect.

(2) In relation to any retirement pension payable to a widow by virtue of her own insurance, the foregoing provisions of this regulation shall not affect the weekly rate thereof for any period before the coming into operation of these regulations.

Given under the official seal of the National Insurance Joint Authority this fifteenth day of December, 1961.

(L.S.) *D. J. Carter*,
Secretary,
National Insurance Joint Authority.

Dated this fourteenth day of December, 1961.

John Hill,
W. S. I. Whitelaw,
Two of the Lords Commissioners
of Her Majesty's Treasury.

(a) *See* National Insurance Act, 1946, s. 63(2) and National Insurance (Northern Ireland Reciprocal Arrangements) Regulations, 1948 (S.I. 1948/211 (Rev. XVI, p. 367: 1948 I, p. 2905)).
(b) 9 & 10 Geo. 6. c. 67.
(c) S.I. 1948/1278 (Rev. XVI, p. 179: 1948 I, p. 2626).
(d) There is no amendment which relates to the subject matter of these regulations.

EXPLANATORY NOTE

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

One of the provisions of the National Insurance (General Benefit) Regulations, 1948, relating to the calculation of the yearly average of contributions paid by or credited to a person prevents the taking into account, in such a calculation for the purpose of a widow's right to a retirement pension on her own insurance, of contributions credited to her by reason only of her being in receipt of widow's benefit under the National Insurance Act, 1946, if, when she attains pensionable age, she is entitled to any of certain descriptions of widow's benefit payable otherwise than under that Act. These Regulations cause that provision not to have effect in relation to any retirement pension, insofar as it is payable for a period after they have come into operation.

The report of the National Insurance Advisory Committee on the preliminary draft of these Regulations, dated the 17th November, 1961, is contained in the House of Commons Paper No. 37 (Session 1961–62) published by Her Majesty's Stationery Office.