1960 No. 2422

The National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations, 1960

Made - - - -	21*st December*, 1960
Laid before Parliament	4*th January*, 1961
Coming into Operation	9*th January*, 1961

The National Insurance Joint Authority, in exercise of powers conferred by sections 23, 25, 30 and 57 of the National Insurance Act, 1946(a), and the Minister of Pensions and National Insurance, in exercise of powers conferred by sections 29, 34, 65 and 71 of that Act, section 6 (3) of the National Insurance Act, 1957(b), and the Fifth Schedule to the National Insurance Act, 1960(c), in each case in consequence of the last-mentioned Act and in conjunction with the Treasury so far as relates to matters with regard to which the Treasury have so directed, and in exercise of all other powers enabling them in that behalf, hereby make the following regulations:—

PART I

GENERAL

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations, 1960, and shall come into operation on the 9th January, 1961.

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

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

"the Act of 1960" means the National Insurance Act, 1960;

"the Contributory Pensions Acts" means the Widows', Orphans' and Old Age Contributory Pensions Acts, 1936 to 1941;

"the Existing Beneficiaries Regulations" means the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations, 1948(d);

"the Existing Contributors Regulations" means the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations, 1948(e);

"the Hospital In-Patients Regulations" means the National Insurance (Hospital In-Patients) Regulations, 1949(f);

"the Maternity Benefit Regulations" means the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations, 1954(g);

"the New Entrants Regulations" means the National Insurance (New Entrants Transitional) Regulations, 1949(h);

(a) 9 & 10 Geo. 6. c. 67. (b) 5 & 6 Eliz. 2. c. 26. (c) 9 & 10 Eliz. 2. c. 5.
(d) S.I. 1948/55 (Rev. XVI, p. 36: 1948 I, p. 2822).
(e) S.I. 1948/612 (Rev. XVI, p. 18: 1948 I, p. 2834).
(f) S.I. 1949/1461 (1949 I, p. 2718). (g) S.I. 1954/189 (1954 I, p. 1387).
(h) S.I. 1949/352 (1949 I, p. 2737).

" the Overlapping Benefits Regulations " means the National Insurance (Overlapping Benefits) Regulations, 1948(a);

" the Widow's Benefit and Retirement Pensions Regulations " means the National Insurance (Widow's Benefit and Retirement Pensions) Regulations, 1948(b);

" the 1957 Increase Regulations " means the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations, 1957(c);

" personal benefit " means benefit payable to a person otherwise than in respect of another person who is a child or an adult dependant;

" dependency benefit " means benefit payable to a person in respect of another person who is a child or an adult dependant;

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

(3) References in these regulations to any enactment or regulation shall, except in so far as the context otherwise requires, be construed as references to that enactment or regulation as amended or extended by or under any other enactment, order or regulation.

(4) The rules for the construction of Acts of Parliament contained in the Interpretation Act, 1889(d), shall apply for the purpose of the interpretation of these regulations as they apply for the purpose of the interpretation of an Act of Parliament.

PART II

HIGHER RATES AND AMOUNT OF BENEFIT PAYABLE UNDER REGULATIONS

2. The following provisions of this Part of these regulations shall have effect subject to the provisions of regulation 26 and paragraphs (1) and (2) of regulation 28 of these regulations.

Higher rates of unemployment and sickness benefit payable at reduced rates owing to partial satisfaction of contribution conditions

3. As from the 6th April, 1961, for the Second Schedule to the National Insurance (Unemployment and Sickness Benefit) Regulations, 1948(e) (which is set out in Schedule B to the 1957 Increase Regulations and shows the reduced weekly rates of unemployment benefit and sickness benefit and of an increase of any such benefit in respect of an adult dependant payable where the relevant contribution conditions are partially satisfied), there shall be substituted the Schedule set out in Schedule B to these regulations.

Higher amount of maternity grant

4.—(1) In any case where—

(*a*) a woman has become entitled before the 3rd April, 1961 (hereafter in this regulation called " the appropriate date ") to a maternity grant by virtue of the provisions of regulation 3 of the Maternity Benefit Regulations (which confer title to a maternity grant in respect of expectation of confinement) whether or not payment thereof shall then have been made;

(*b*) the confinement in expectation of which she has become so entitled has not occurred before the appropriate date; and

(a) S.I. 1948/2711 (Rev. XVI, p. 196: 1948 I, p. 2657).
(b) S.I. 1948/1261 (Rev. XVI, p. 207: 1948 I, p. 2704).
(c) S.I. 1957/2077 (1957 I, p. 1556).
(d) 52 & 53 Vict. c. 63.
(e) S.I. 1948/1277 (Rev. XVI, p. 212: 1948 I, p. 2676).

(*c*) her pregnancy has not otherwise been terminated before the appropriate date;

the amount of the grant shall be increased to fourteen pounds if, but only if, before the expiration of three months (or such longer period, not exceeding six months, as the determining authority may for good cause allow) beginning with the appropriate date or the date of the confinement (whichever is the later), the beneficiary furnishes, by such means as the determining authority shall accept as sufficient, evidence either that she has been confined or that she is pregnant and that it is to be expected that she will be confined.

(2) In this regulation, the expression "the determining authority" means, as the case may require, an insurance officer, a local tribunal, the National Insurance Commissioner, a deputy Commissioner or a tribunal presided over by the National Insurance Commissioner or a deputy Commissioner, appointed or constituted in accordance with the National Insurance (Determination of Claims and Questions) Regulations, 1948(**a**).

Higher rate of a maternity allowance payable at a reduced rate owing to partial satisfaction of contribution conditions

5. As from the 3rd April, 1961, for the table contained in regulation 13 of the Maternity Benefit Regulations (which table is set out in Schedule C to the 1957 Increase Regulations and shows the reduced weekly rates of a maternity allowance and of an increase of such an allowance in respect of an adult dependant payable where the relevant contribution conditions are partially satisfied), there shall be substituted the table set out in Schedule C to these regulations.

Higher rates of widow's benefit and retirement pensions payable at reduced rates owing to partial satisfaction of contribution conditions

6. As from the 3rd April, 1961, for the Schedule to the Widow's Benefit and Retirement Pensions Regulations (which is set out in Schedule D to the 1957 Increase Regulations and shows the reduced weekly rates of widow's benefit, of a retirement pension and of an increase of a retirement pension in respect of an adult dependant, payable where the relevant contribution conditions are partially satisfied), there shall be substituted the Schedule set out in Schedule D to these regulations.

Higher rates of retirement pensions for existing beneficiaries

7.—(1) As from the 3rd April, 1961, paragraph (3), as amended(**b**), of regulation 9 of the Existing Beneficiaries Regulations (which relates to rates of converted pensions for existing beneficiaries) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part I of Schedule A to these regulations.

(2) In the proviso to the said paragraph (3)—

(*a*) for the words "27th January, 1958", there shall be substituted the words "3rd April, 1961";

(*b*) in paragraph (*a*) of the said proviso, for the words "fifty shillings" and "thirty shillings", there shall be substituted the words "fifty-seven shillings and sixpence" and "thirty-five shillings" respectively.

(**a**) S.I. 1948/1144 (Rev. XVI, p. 331: 1948 I, p. 2720).
(**b**) *See* S.I. 1951/1232, 1952/1252, 1955/47, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2165; 1955 I, p. 1605; 1957 I, p. 1556).

(3) As from the 3rd April, 1961, for the Third Schedule to the Existing Beneficiaries Regulations (which is set out in Schedule E to the 1957 Increase Regulations and shows the weekly rates of retirement pensions payable under paragraph (*b*) of the said proviso), there shall be substituted the Schedule set out in Schedule E to these regulations.

Higher rates of increases of retirement pensions in respect of adult dependants, and of retirement pensions for wives, of certain existing beneficiaries

8.—(1) As from the 3rd April, 1961, regulation 10, as amended(**a**), of the Existing Beneficiaries Regulations (which relates to rates of increases of retirement pensions in respect of adult dependants, and of retirement pensions for wives, of certain existing beneficiaries) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part II of Schedule A to these regulations.

(2) In the said regulation 10—

(*a*) in paragraph (1), for the words "fifty shillings", there shall be substituted the words "fifty-seven shillings and sixpence";

(*b*) in paragraph (*a*) of the proviso to paragraph (2), for the words "27th January, 1958", there shall be substituted the words "3rd April, 1961".

(3) As from the 3rd April, 1961, for the Second Schedule to the Existing Beneficiaries Regulations (which is set out in Schedule F to the 1957 Increase Regulations and shows the rates of benefit payable under paragraph (1) of the said regulation 10), there shall be substituted the Schedule set out in Schedule F to these regulations.

Higher rates of benefit for existing beneficiaries who are widows

9. As from the 3rd April, 1961, for the First Schedule to the Existing Beneficiaries Regulations (which is set out in Schedule G to the 1957 Increase Regulations and shows reduced rates of certain descriptions of widow's benefit and retirement pensions payable to existing beneficiaries who are widows and the rates below which any such benefit is not to be reduced on account of the beneficiary's earnings), there shall be substituted the Schedule set out in Schedule G to these regulations.

Higher rates of benefit for certain existing contributors

10. As from the 3rd April, 1961, for Part III of the Fifth Schedule to the Existing Contributors Regulations (which Schedule is set out in Schedule H to the 1957 Increase Regulations and relates to the reduced rates of retirement pensions for certain existing contributors who attained pensionable age during the five years next following the appointed day and their wives and of increases of such retirement pensions in respect of adult dependants), there shall be substituted the provisions set out in Schedule H to these regulations.

Higher rates of benefit for certain widows who are existing contributors

11.—(1) As from the 3rd April, 1961, paragraph (4), as amended(**b**), of regulation 11 of the Existing Contributors Regulations (which paragraph relates to certain widows over the age of fifty on the appointed day) shall be amended in accordance with the provisions of the next following para-

(**a**) *See* S.I. 1951/1232, 1952/1252, 1955/47, 1957/1950, 2077 (1951 I, p. 1457; 1952 II, p. 2165; 1955 I, p. 1605; 1957 I, pp. 1704, 1556).

(**b**) *See* S.I. 1951/1232, 1952/1252, 1955/47, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2165; 1955 I, p. 1605; 1957 I, p. 1556).

graph and shall accordingly have effect as set out in Part III of Schedule A to these regulations.

(2) In sub-paragraph (*a*) of the said paragraph (4), for the words "fifty shillings" (wherever they occur), there shall be substituted the words "fifty-seven shillings and sixpence".

Higher rates of personal benefit payable at reduced rates to certain hospital in-patients

12.—(1) As from the appropriate date, regulations 3, 4 and 5, as amended(**a**), of the Hospital In-Patients Regulations (which regulations relate to reduction, in certain circumstances, of the weekly rates of certain descriptions of personal benefit) shall be amended in accordance with the provisions of paragraphs (2) to (8) of this regulation and shall accordingly have effect as set out in Part IV of Schedule A to these regulations.

(2) In paragraph (4) of the said regulation 3 and in paragraph (1) of the said regulation 5, for the words "fifteen shillings" and "ten shillings" (wherever they occur), there shall be substituted the words "sixteen shillings and sixpence" and "eleven shillings and sixpence" respectively.

(3) In the said regulation 4, for the words "ten shillings" and "twenty shillings", there shall be substituted the words "eleven shillings and sixpence" and "twenty-three shillings" respectively.

(4) In paragraph (2) of the said regulation 5, for the words "twenty-five shillings", "twenty shillings" and "ten shillings", there shall be substituted the words "twenty-eight shillings", "twenty-three shillings" and "eleven shillings and sixpence" respectively.

(5) In sub-paragraph (*a*) of paragraph (3) of the said regulation 5, for the words "twenty shillings", there shall be substituted the words "twenty-three shillings".

(6) In sub-paragraph (*b*) of paragraph (3) of the said regulation 5, for the words "thirty-five shillings" and "thirty shillings", there shall be substituted the words "thirty-nine shillings and sixpence" and "thirty-four shillings and sixpence" respectively.

(7) In sub-paragraph (*c*) of paragraph (4) of the said regulation 5, for the words "fifteen shillings" and "ten shillings", there shall be substituted the words "sixteen shillings and sixpence" and "eleven shillings and sixpence" respectively.

(8) In sub-paragraph (*d*) of paragraph (4) of the said regulation 5, for the words "thirty shillings", there shall be substituted the words "thirty-four shillings".

(9) In this regulation, the expression "the appropriate date" means, in relation to any personal benefit under the principal Act, the date as from which the weekly rate of that benefit is increased by virtue of the Act of 1960 or of these regulations.

Higher rates of dependency benefit payable at reduced rates in respect of certain hospital in-patients

13.—(1) As from the appropriate date, regulation 6, as amended(**b**), of the Hospital In-Patients Regulations (which has effect by virtue of regulation 4 of the National Insurance (Hospital In-Patients) Amendment Regulations, 1957(**c**), and relates to reduction, in certain circumstances, of the weekly

(a) *See* S.I. 1952/2179, 1955/493, 1957/1849, 2077 (1952 II, p. 2147; 1955 I, p. 1586; 1957 I, pp. 1546, 1556).
(b) *See* S.I. 1957/2077 (1957 I, p. 1556). (c) S.I. 1957/1849 (1957 I, p. 1546).

rate of dependency benefit) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part V of Schedule A to these regulations.

(2) In paragraphs (3) and (4) of the said regulation 6, for the words " ten shillings " (wherever they occur), " fifteen shillings " (wherever they occur), " twenty-five shillings " and " twenty shillings ", there shall be substituted the words " eleven shillings and sixpence ", " sixteen shillings and sixpence ", " twenty-eight shillings " and " twenty-three shillings " respectively.

(3) In this regulation, the expression " the appropriate date " means, in relation to any dependency benefit under the principal Act, the date as from which the weekly rate of that benefit is increased by virtue of the Act of 1960 or of these regulations.

Benefit payable on discharge from a hospital or similar institution

14.—(1) As from the 3rd April, 1961, regulation 6A, as amended(**a**), of the Hospital In-Patients Regulations (which has effect by virtue of regulation 5 of the National Insurance (Hospital In-Patients) Amendment Regulations, 1957, and relates to benefit payable on discharge from a hospital or similar institution) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part VI of Schedule A to these regulations.

(2) In paragraph (2) of the said regulation 6A, for the words " seventy shillings ", there shall be substituted the words " eighty shillings ".

Higher rates of benefit for certain widows who are new entrants

15.—(1) As from the 3rd April, 1961, regulation 5, as amended(**b**), of the New Entrants Regulations (which relates to certain widows over the age of fifty on the appointed day) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part VII of Schedule A to these regulations.

(2) In sub-paragraph (*a*) of paragraph (2) of the said regulation 5, for the words " fifty shillings " (wherever they occur), there shall be substituted the words " fifty-seven shillings and sixpence ".

PART III

MISCELLANEOUS PROVISIONS

Relaxation of earnings rule for existing beneficiaries who are widows

16.—(1) As from the 3rd April, 1961, paragraph (1), as amended(**c**), of regulation 11 of the Existing Beneficiaries Regulations (which relates to reductions in the rate of benefit on account of earnings) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part VIII of Schedule A to these regulations.

(2) In the said paragraph (1)—

(*a*) in sub-paragraph (*a*), for the words " seventy shillings " and " thirty shillings ", there shall be substituted the words " eighty-two shillings and sixpence " and " thirty-five shillings " respectively ;

(a) *See* S.I. 1957/2077, 1960/1283 (1957 I, p. 1556; 1960 II, p. 2163).
(b) *See* S.I. 1951/1232, 1952/2144, 1955/493, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2154; 1955 I, p. 1586; 1957 I, p. 1556).
(c) *See* S.I. 1951/1232, 1952/1252, 1955/47, 1956/1199, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2165; 1955 I, p. 1605; 1956 I, p. 1625; 1957 I, p. 1556).

(*b*) in sub-paragraph (*c*), for the words "fifty shillings", there shall be substituted the words "fifty-seven shillings and sixpence".

Relaxation of earnings rule for widows of existing contributors

17.—(1) As from the 3rd April, 1961, regulation 12, as amended(**a**), of the Existing Contributors Regulations (which relates to reductions in the rate of benefit on account of earnings) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part IX of Schedule A to these regulations.

(2) In the said regulation 12—

(*a*) in paragraph (*a*), for the words "seventy shillings" and "thirty shillings", there shall be substituted the words "eighty-two shillings and sixpence" and "thirty-five shillings" respectively;

(*b*) in paragraph (*c*), for the words "fifty shillings", there shall be substituted the words "fifty-seven shillings and sixpence".

(3) As from the 3rd April, 1961, for the Fourth Schedule to the Existing Contributors Regulations (which is set out in Schedule J to the 1957 Increase Regulations and shows, in relation to benefit by way of a widowed mother's allowance, a widow's pension or a retirement pension payable in certain circumstances to the widow of an existing contributor, the rates below which such benefit is not to be reduced on account of the beneficiary's earnings), there shall be substituted the Schedule set out in Schedule I to these regulations.

Modification of requirement applying to existing beneficiaries entitled to a widowed mother's allowance

18. As from the 3rd April, 1961, paragraph (1), as amended(**b**), of regulation 4 of the Existing Beneficiaries Regulations (which paragraph has effect by virtue of regulation 3 of the National Insurance (Widow's Benefit and Miscellaneous Provisions) Regulations, 1956(**c**), and provides for entitling an existing beneficiary who is a widow to a widowed mother's allowance in certain circumstances) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part X of Schedule A to these regulations.

(2) In sub-paragraph (*a*) of the said paragraph (1), for the words "twenty shillings", there shall be substituted the words "twenty-five shillings".

Conditions relating to payment of additional benefit under awards made before the appointed or prescribed day

19. Where an award of any benefit under the principal Act has been made before the day appointed or prescribed for the payment of benefit of the description to which the award relates at a higher weekly rate by virtue of the Act of 1960 or of these regulations, sub-paragraph (1) of paragraph 1 of the Fifth Schedule to that Act (which sub-paragraph relates to the effect of any such award) shall, if the period to which the award relates has not ended before that day, have effect subject to the following conditions:—

(1) If the award has not been made in accordance with the provisions of sub-paragraph (2) of that paragraph (which sub-paragraph authorises the making of such an award providing for the payment of the benefit

(**a**) *See* S.I. 1951/1232, 1952/1252, 1955/47, 1956/1199, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2165; 1955 I, p. 1605; 1956 I, p. 1625; 1957 I, p. 1556).
(**b**) *See* S.I. 1957/2077 (1957 I, p. 1556). (**c**) S.I. 1956/1199 (1956 I, p. 1625).

at the higher weekly rate as from that day) and a question arises as to—

(*a*) the weekly rate at which the benefit is payable by virtue of the Act of 1960 or of Part II of these regulations, or

(*b*) whether the conditions for the receipt of the benefit at the higher weekly rate are satisfied,

the benefit shall be or continue to be payable at the weekly rate specified in the award until the said question shall have been determined in accordance with the provisions of the principal Act.

(2) Notwithstanding the provisions of regulation 12, as amended(**a**), of the National Insurance (Claims and Payments) Regulations, 1948(**b**) (which relates to the extinguishment of the right to sums payable by way of benefit), the right to any sum which, by virtue of the said sub-paragraph (1), becomes payable under the award by way of additional benefit shall, as respects the period beginning with that day and ending—

(*a*) in a case where a book of serial orders (as defined in paragraph (2), as amended(**c**), of regulation 1 of the said regulations) for the payment of benefit to which the award relates has been issued to the beneficiary and is current on that day, with the date of the expiration of that book, or

(*b*) in any other case, with the expiration of twelve months from that day,

be extinguished if payment thereof is not obtained within the period of eighteen months (or such longer period as the Minister may determine in the circumstances of any particular case) from that day.

Priority to increases of retirement pensions for children

20.—(1) As from the 3rd April, 1961, paragraph (1), as amended(**d**), of regulation 6 of the Widow's Benefit and Retirement Pensions Regulations (which relates to priority between a man and his wife to increase of retirement pension for a child) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Part XI of Schedule A to these regulations.

(2) In the said paragraph (1), for the words "fifteen shillings" (wherever they occur), there shall be substituted the words "seventeen shillings and sixpence".

Division of widowed mother's allowance into dependency benefit and personal benefit

21.—(1) As from the 3rd April, 1961, paragraph (4), as amended(**e**), of regulation 1 of the Overlapping Benefits Regulations and regulation 7, as amended(**e**), of the Hospital In-Patients Regulations (which provisions relate to the division of widowed mother's allowance into dependency benefit and personal benefit) shall be amended in accordance with the provisions of the next following paragraph and shall accordingly have effect as set out in Parts XII and XIII respectively of Schedule A to these regulations.

(**a**) *See* S.I. 1952/1207, 1957/578 (1952 II, p. 2122; 1957 I, p. 1516).
(**b**) S.I. 1948/1041 (Rev. XVI, p. 313: 1948 I, p. 2709).
(**c**) The only relevant amendment was made by S.I. 1952/1207 (1952 II, p. 2122).
(**d**) *See* S.I. 1951/1232, 1952/2144, 1955/493, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2154; 1955 I, p. 1586; 1957 I, p. 1556).
(**e**) *See* S.I. 1951/1232, 1952/2144, 1955/493, 1956/1199, 1957/2077 (1951 I, p. 1457; 1952 II, p. 2154; 1955 I, p. 1586; 1956 I, p. 1625; 1957 I, p. 1556).

(2) In the said paragraph (4), and in the said regulation 7, for the words "twenty shillings" (wherever they occur), there shall be substituted the words "twenty-five shillings".

Adjustment of dependency benefit where other dependency benefit is payable

22.—(1) As from the 3rd April, 1961, paragraph (1C), as amended(**a**), of regulation 5 of the Overlapping Benefits Regulations (which paragraph has effect by virtue of paragraph (3) of regulation 5 of the National Insurance (Overlapping Benefits) Amendment (No. 2) Regulations, 1952(**b**), and specifies dependency benefits referred to in paragraph (1A) of regulation 5 of the Overlapping Benefits Regulations, which regulation relates to the adjustment of dependency benefit) shall be amended in accordance with the provisions of the next following paragraph, and shall accordingly have effect as set out in Part XIV of Schedule A to these regulations.

(2) In sub-paragraph (*c*) of the said paragraph (1C), for the words "fifteen shillings", there shall be substituted the words "seventeen shillings and sixpence".

Refund of contributions to persons entering insurance too late to be able to satisfy the contribution conditions for widow's benefit or retirement pension

23. As from the 3rd April, 1961, the Second Schedule to the New Entrants Regulations (which is set out in the Schedule to the National Insurance (New Entrants Transitional) Amendment (No. 2) Regulations, 1958(**c**), and shows the amounts payable, by way of refund of contributions, to persons entering insurance too late to be able to satisfy the contribution conditions for widow's benefit or retirement pension) shall be amended by the addition thereto, at the end, of the provisions set out in Schedule J to these regulations.

Members of the Forces

24. As from the 3rd April, 1961, for the Third Schedule to the National Insurance (Members of the Forces) Regulations, 1949(**d**) (which is set out in Schedule L to the 1957 Increase Regulations and shows the amounts by which both the contributions which, but for paragraph (1) of regulation 5 of the first-mentioned regulations, would be payable by and in respect of a serving member of the forces and the appropriate Exchequer supplement to each of those contributions, are to be reduced), there shall be substituted the Schedule set out in Schedule K to these regulations.

Children treated as included in a family for the purposes of increases of certain benefits, and contributions towards the cost of providing for such children

25.—(1) As from the 3rd April, 1961, regulations 5B and 5C of the National Insurance (General Benefit) Regulations, 1948(**e**) (which have effect by virtue of paragraph (2) of regulation 4 of the National Insurance (General Benefit) Amendment Regulations, 1957(**f**), and relate to children treated as included in a family for the purposes of increases of certain benefits and to contributions towards the cost of providing for children) shall be amended in accordance with the following provisions of this regulation and shall accordingly have effect as set out in Part XV of Schedule A to these regulations.

(**a**) *See* S.I. 1952/2144, 1955/493, 1957/2077 (1952 II, p. 2154; 1955 I, p. 1586; 1957 I, p. 1556).
(**b**) S.I. 1952/526 (1952 II, p. 2196).
(**c**) S.I. 1958/2124 (1958 II, p. 1666).
(**d**) S.I. 1949/875 (1949 I, p. 2731).
(**e**) S.I. 1948/1278 (Rev. XVI, p. 179; 1948 I, p. 2626).
(**f**) S.I. 1957/1888 (1957 I, p. 1534).

(2) In the said regulation 5B—

(*a*) for the word "be" (where that word occurs in the expression "shall be a rate"), there shall be substituted the words "as respects any period throughout which the said minimum rate is higher than";

(*b*) after the words "the benefit in question", there shall be inserted the words "be the last-mentioned rate".

(3) In sub-paragraph (*a*) of paragraph (1) of the said regulation 5C, after the words "and the person", there shall be inserted the words "is contributing to the cost of providing for the child at a weekly rate not less than a rate equal to the amount specified in the fourth column of Part I of the Second Schedule to the Act in relation to benefit of a description mentioned in head (i) of this sub-paragraph and".

Persons not resident in Great Britain

26.—(1) Notwithstanding the provisions of these or any other regulations, but subject to the provisions of this regulation, if a person is not resident in Great Britain immediately before the 3rd April, 1961, then unless and until that person becomes resident in Great Britain the following provisions shall apply:—

(*a*) if, immediately before the said 3rd April, that person is entitled to a retirement pension (including, for this purpose, a contributory old age pension), he shall be disqualified for receiving any additional retirement pension;

(*b*) if that person is a married woman who, immediately before the said 3rd April, is not entitled as is mentioned in the foregoing sub-paragraph and whose husband is then so entitled and not resident in Great Britain, she shall be disqualified for receiving any additional widow's benefit or additional retirement pension by virtue of her husband's insurance;

(*c*) if, immediately before the said 3rd April, she is entitled to a widow's allowance, a widowed mother's allowance or a widow's pension, she shall be disqualified for receiving any additional widow's benefit or additional retirement pension by virtue of her husband's insurance;

(*d*) if, immediately before the said 3rd April, she is entitled to a child's special allowance in respect of a child by virtue of a former husband's insurance, she shall be disqualified for receiving any additional child's special allowance in respect of that child by virtue of that husband's insurance.

(2) Notwithstanding as aforesaid, if a person is not resident in Great Britain immediately before the said 3rd April but that person is entitled to a guardian's allowance in respect of a child immediately before that date, any person who would otherwise be entitled to any additional guardian's allowance in respect of that child shall be disqualified for receiving any additional guardian's allowance in respect of that child unless and until the child becomes (or is) included in the family of a person who is resident in Great Britain.

(3) For the purposes of this regulation, references to additional benefit of any description are to be construed as referring to additional benefit of that description by virtue (either directly or indirectly) of any provision of the Act of 1960 or of these regulations.

(4) The disqualifications for the receipt of additional benefit contained in this regulation shall not apply—

(*a*) to a person for any period during which he is in Great Britain; or

(*b*) to a woman who, immediately before the said 3rd April, is entitled to a retirement pension by virtue of her own insurance or to a retirement pension by virtue of her husband's insurance, in relation to a retirement pension by virtue of her husband's insurance, or to a retirement pension by virtue of her own insurance, as the case may be, to which she thereafter becomes entitled.

(5) For the purposes of this regulation, a person shall be treated as entitled to any benefit immediately before the said 3rd April if he would then have been so entitled but for any one or more of the following causes, namely:—

(*a*) any delay or failure to make a claim;

(*b*) any disqualification for the receipt of benefit;

(*c*) any provision of either the principal Act, or any regulations made thereunder, relating to earnings;

(*d*) the cohabitation of a widow with a man as his wife;

(*e*) the absence of any child from Great Britain; or

(*f*) the provisions of subsection (4) of section 21 of the principal Act (which relates to the disentitlement of a woman to more than one retirement pension for the same period).

(6) For the purposes of any disqualification contained in this regulation for the receipt of additional retirement pension by virtue of her husband's insurance, a retirement pension by virtue of a widow's own insurance to which she becomes entitled by virtue of paragraph (*b*) of subsection (1) of section 2 of the National Insurance Act, 1957(**a**) (which paragraph provides that in certain cases a widow may have account taken of her husband's contributions in calculating the yearly average of the contributions paid by or credited to her for the purpose of her right to a retirement pension by virtue of her own insurance) shall be treated as if it were a retirement pension by virtue of her husband's insurance.

Child's allowance for certain children outside Great Britain

27. The amount of a child's allowance which is or becomes payable under regulation 18 of the National Insurance (General Transitional) Regulations, 1948(**b**), or under paragraph 4 (which paragraph has effect by virtue of the National Insurance (Pensions, Existing Contributors) (Transitional) Amendment Regulations, 1951(**c**)) of regulation 6 of the Existing Contributors Regulations (both of which provisions relate to child's allowance for certain children outside Great Britain) shall not be affected by the passing of the Act of 1960 or the making of these regulations.

Transitory provisions

28.—(1) The rate of a person's unemployment benefit or sickness benefit for the 3rd, 4th or 5th April, 1961, payable by virtue of section 26 of the principal Act (which relates to unemployment and sickness benefit for persons over pensionable age and regulates the rate of benefit in such cases by reference to the rate of retirement pension) shall be determined as if the day as from which higher rates of retirement pension are payable by virtue of the foregoing provisions of these regulations were the 6th April, 1961.

(2) In the case of a person to whom injury benefit under the National Insurance (Industrial Injuries) Act, 1946(**d**), is payable for the 5th April, 1961, at a reduced rate by virtue of the provisions of section 29 of that Act

(**a**) 5 & 6 Eliz. 2. c. 26. (**b**) S.I. 1948/1503 (Rev. XVI, p. 2: 1948 I, p. 2880).
(**c**) S.I. 1951/538 (1951 I, p. 1498). (**d**) 9 & 10 Geo. 6. c. 62.

(which relates to adjustments for successive accidents), the rate of any sickness benefit payable shall be determined as if the day as from which higher rates of sickness benefit are payable by virtue of the foregoing provisions of these regulations were the 5th April, 1961.

(3) Where—

(*a*) as respects any period beginning on or after the 3rd April, 1961, the 5th April, 1961, or the 6th April, 1961, as the case may be (hereafter in this regulation referred to as " the appropriate date ") it is a condition of a person's right to an amount by way of benefit in respect of a child or an adult dependant that he is contributing to the cost of providing for that child, or to the maintenance of that adult dependant, at a weekly rate calculated by reference to the weekly rate of that amount, and that weekly rate was increased on the appropriate date by virtue (either directly or indirectly) of any provision of the Act of 1960 or any regulation made in consequence of that Act; and

(*b*) as respects any period ended before the appropriate date that person satisfied the said condition by reference to the weekly rate of benefit then in force;

that person shall, for the purpose of his right to the amount in question, be treated as if, in any period referred to in sub-paragraph (*b*) of this paragraph, he had satisfied the said condition by reference to the increased weekly rate.

(4) An amount by way of widowed mother's allowance the right to which is conditional on the widow's contributing to the cost of providing for a child at a specified rate shall be deemed to be benefit to which the foregoing paragraph applies, and for this purpose references in that paragraph to the weekly rate of benefit or of an amount by way thereof shall include references to that specified rate.

Given under the Official Seal of the National Insurance Joint Authority this Twenty-first day of December, nineteen hundred and sixty.

(L.S.)

D. J. Carter,
Secretary,
National Insurance Joint Authority.

Given under the Official Seal of the Minister of Pensions and National Insurance this Twenty-first day of December, nineteen hundred and sixty.

(L.S.)

John Boyd-Carpenter,
Minister of Pensions and
National Insurance.

Dated this Twenty-first day of December, nineteen hundred and sixty.

Michael Hughes-Young,
John Hill,
Two of the Lords Commissioners
of Her Majesty's Treasury.

SCHEDULE A

PROVISIONS OF REGULATIONS UNDER THE PRINCIPAL ACT AS AMENDED BY THESE REGULATIONS*

PART I Regulation 7 (1)

PARAGRAPH (3) OF REGULATION 9 OF THE EXISTING BENEFICIARIES REGULATIONS, AS AMENDED

(3) A retirement pension to which an existing old age pensioner, or an existing widow pensioner who had attained pensionable age on the appointed day, becomes entitled by virtue of these regulations shall be at the rate of the pension to which that person would, but for the repeal of the Contributory Pensions Acts (and apart from any disqualification), have been entitled under or by virtue of those Acts and the Increase of Pensions Regulations, or in the case of a woman in receipt of an old age pension by virtue of her insurance as a special voluntary contributor as defined in subsection (5) of section 1 of the Contributory Pensions Act of 1937, at the rate of the pension to which she would have been so entitled if the said regulations had applied in her case:

Provided that, as from the *3rd April*, 1961—

(*a*) where the rate of retirement pension payable by virtue of the foregoing provision of this paragraph is the full weekly rate of twenty-six shillings or sixteen shillings, as the case may be, there shall be substituted therefor the rates of *fifty-seven shillings and sixpence* and *thirty-five shillings* respectively;

(*b*) where the rate of retirement pension so payable is less than the full weekly rate of twenty-six shillings or sixteen shillings (being one of the rates specified in columns (2) and (4) of the Third Schedule to these regulations to which it was (or would as aforesaid have been) increased by the Increase of Pensions Regulations from the appropriate rate previously applicable (under or by virtue of the Contributory Pensions Acts) as specified in column (1) of that Schedule) there shall be substituted therefor the increased rate appropriate to the circumstances of the case specified in column (3) or (5) of that Schedule; and

(*c*) where the rate of retirement pension so payable is calculated by reference to the provisions of section 14 of the Contributory Pensions Act of 1939, now repealed (which provided for modified widow's and old age pensions if certain dependants war pensions were payable), that method of calculation shall continue subject to the substitution of any increased rate ascertained in accordance with the foregoing provisions of this proviso for the rate of widow's or old age pension which (apart from the provisions of that section) was payable immediately before the appointed day.

PART II Regulation 8 (1)

REGULATION 10 OF THE EXISTING BENEFICIARIES REGULATIONS, AS AMENDED

Rates of increases in respect of adult dependants, and of retirement pensions for certain wives of existing beneficiaries.

10.—(1) Where the rate of retirement pension to which an existing old age pensioner, being a man (other than one to whom the next succeeding paragraph applies), is entitled by virtue of these regulations is at a rate less than *fifty-seven shillings and sixpence* a week, that is to say at one of the rates set out in the first column of the Second Schedule to these regulations,—

(*a*) any increase in respect of an adult dependant; and

(*b*) any retirement pension for his wife by virtue of his insurance, if she had not attained pensionable age at the appointed day;

* The words and figures substituted or added by these regulations are shown in italics.

shall be at the appropriate rate set opposite to that rate in the second column of that Schedule.

(2) In the case of an existing old age pensioner to whom the provisions of subsection (3) of section 14 of the Contributory Pensions Act of 1939 applied (which subsection provides for modified old age pensions where certain dependants war pensions are payable) any increase in respect of an adult dependant and any retirement pension for his wife by virtue of his insurance, if she had not attained pensionable age at the appointed day, shall be at the same rate as that at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable to her under those Acts, and the Increase of Pensions Regulations:

Provided that:

(*a*) as from the 3*rd April*, 1961, the method of calculation of any retirement pension under the said subsection (3) shall continue subject to the application thereto of the provisions of paragraph (*c*) of the proviso to paragraph (3) of regulation 9; and

(*b*) in the case of an increase in respect of an adult dependant other than his wife, the rate shall be the same as that at which an old age pension would have been so payable to that dependant had she been his wife.

PART III — Regulation 11 (1)

PARAGRAPH (4) OF REGULATION 11 OF THE EXISTING CONTRIBUTORS REGULATIONS, AS AMENDED

(4)—(*a*) A widow to whom the provisions of subsection (2) of section 14 of the Contributory Pensions Act of 1939 (which subsection provides that certain pensions shall not be payable if a dependants war pension is payable) applied immediately before the appointed day, and who on attaining pensionable age is in receipt of a dependants war pension at a rate of less than *fifty-seven shillings and sixpence* a week may, where she fails to satisfy the conditions of sub-paragraph (*a*) or (*b*) of paragraph (1) of regulation 5, elect that the provisions of regulation 10 shall not apply to her, and in that event the provisions of this regulation shall apply in her case, subject to the qualification that if the total amount of the weekly rates of the retirement pension and the dependants war pension exceeds *fifty-seven shillings and sixpence*, the weekly rate of the retirement pension shall be reduced by the sum by which the total amount exceeds *fifty-seven shillings and sixpence;* and

(*b*) the provisions of this regulation shall also apply to any widow who would, but for the provisions of section 24 of the Contributory Pensions Act of 1936 (which section relates to disqualification for cohabitation), have been entitled immediately before the appointed day to a widow's pension under that Act, and who fails to satisfy the conditions of the said sub-paragraph (*a*) or (*b*), if when she attains the age of sixty she is not cohabiting with a man as his wife.

PART IV — Regulation 12 (1)

REGULATIONS 3, 4 AND 5 OF THE HOSPITAL IN-PATIENTS REGULATIONS, AS AMENDED

Personal benefit

3.—(1) Where the conditions for the receipt of personal benefit by way of sickness benefit, widow's allowance, widowed mother's allowance, widow's pension, or retirement pension are satisfied in relation to any person who receives, or has received, continuously, for a period exceeding eight weeks, free in-patient treatment, the weekly rate of that personal benefit which, but for the provisions of these regulations, would be payable for any period after the first eight weeks of that treatment shall be reduced subject to and in accordance with the following provisions of these regulations.

(2) In any case in which the provisions of paragraph (1) of this regulation apply in relation to any of the said personal benefits, the weekly rate of any reduction of that personal benefit shall, subject to the provisions of paragraph (4) of this regulation, be determined, for any part of the period of free in-patient treatment which occurs during the forty-four weeks next following the first eight weeks thereof, in accordance with the provisions of regulation 4, and, for any part of the period of that treatment which occurs after the first fifty-two weeks thereof, in accordance with the provisions of regulation 5.

(4) In any case where a reduction of personal benefit at a rate determined in accordance with the provisions of regulation 4 or paragraph (2) or paragraph (3) or sub-paragraph (*d*) of paragraph (4) of regulation 5 would reduce the rate of that personal benefit, where the beneficiary is a tuberculosis patient, to less than *sixteen shillings and sixpence* a week, or, in any other case, to less than *eleven shillings and sixpence* a week, the reduction of that personal benefit shall not be as so determined but shall be such (if any) as will reduce the rate of that personal benefit, where the beneficiary is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

4. Where, by virtue of the provisions of paragraph (2) of regulation 3, the weekly rate of any reduction of personal benefit is to be determined for any period in accordance with the provisions of this regulation, that reduction shall be,—

(*a*) for any part of that period during which the beneficiary has a dependant, at the rate of *eleven shillings and sixpence* a week ; and

(*b*) for any other part of that period, at the rate of *twenty-three shillings* a week.

5.—(1) Where, by virtue of the provisions of paragraph (2) of regulation 3, the weekly rate of any reduction of personal benefit is to be determined for any period in accordance with the provisions of this regulation, that reduction shall, subject to the following provisions of this regulation, be such (if any) as will reduce the rate of that personal benefit, where the beneficiary is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

(2) For any part of the period referred to in paragraph (1) of this regulation during which the beneficiary has a dependant and in respect of which an application has been made by the beneficiary to the Minister to pay on behalf of the beneficiary to that dependant, or to some other person who is approved by the Minister and satisfies the Minister that he will apply it for the benefit of that dependant, so much (if any) of the personal benefit as would, but for the provisions of these regulations, be payable to the beneficiary in excess, where the beneficiary is a tuberculosis patient, of *twenty-eight shillings* a week, or, in any other case, of *twenty-three shillings* a week, the reduction of personal benefit shall be at the rate of *eleven shillings and sixpence* a week.

(3) (*a*) For any part of the period of free in-patient treatment which falls within the period of fifty-two weeks next following the first fifty-two weeks thereof, and during which the beneficiary has not a dependant or, if the beneficiary has a dependant, in respect of which any such application as is mentioned in paragraph (2) of this regulation has not been made, the reduction of personal benefit shall, subject to the provisions of the next following sub-paragraph, be at the rate of *twenty-three shillings* a week.

(*b*) In addition to the reduction of benefit specified in the last foregoing sub-paragraph, so much (if any) of the personal benefit as would, but for the provisions of these regulations, be payable for the said part of the said period in excess, where the beneficiary is a tuberculosis patient, of *thirty-nine shillings and sixpence* a week, or, in any other case, of *thirty-four shillings and sixpence* a week, shall not be payable unless and until the beneficiary is discharged from the hospital or similar institution.

(4) In relation to any beneficiary who is married, the foregoing provisions of this regulation shall have effect subject to the following provisions:—

(*a*) If the husband or wife of the beneficiary is receiving free in-patient treatment after having received that treatment continuously for a period of not less than fifty-two weeks, then, notwithstanding the provisions of regulation 8 of these regulations, he or she shall not be regarded as a dependant of the beneficiary.

(*b*) If,—

(i) on a day on which the beneficiary is receiving free in-patient treatment after having received that treatment continuously for a period exceeding fifty-two weeks, his wife or her husband is receiving free in-patient treatment after having received that treatment continuously for a period which began fifty-two weeks before that day, and

(ii) as respects the period of free in-patient treatment received by the beneficiary, the provisions of paragraph (3) of this regulation have not applied in relation to any part of that period before that day,

those provisions shall apply as if the part of the period of free in-patient treatment received by the beneficiary next following the first fifty-two weeks thereof had begun on that day.

(*c*) Where the benefit in question is personal benefit by way of sickness benefit and the beneficiary is a woman who is receiving free in-patient treatment after having received that treatment continuously for a period of not less than fifty-two weeks, for any part of the period of that treatment which occurs after the first fifty-two weeks thereof and for which there is payable to her husband in respect of her any dependency benefit under the Act, the reduction of that personal benefit shall be such (if any) as will reduce the weekly rate thereof, where the beneficiary is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

(*d*) If the beneficiary is a man and the benefit in question is personal benefit by way of sickness benefit or a retirement pension, or if the beneficiary is a woman and the benefit in question is personal benefit by way of a retirement pension, then, for any part of the period of free in-patient treatment received by the beneficiary which occurs after the first one hundred and four weeks thereof and (where the beneficiary is a man) for which the wife of the beneficiary is entitled to a retirement pension by virtue of her own insurance—

(i) notwithstanding the provisions of regulation 8 of these regulations, the wife or husband of the beneficiary shall not be regarded as a dependant of the beneficiary, and

(ii) (where the beneficiary is a man and his wife would, but for the provisions of this sub-paragraph, be regarded as a dependant of the beneficiary) the reduction of the personal benefit in question shall be at the weekly rate of *thirty-four shillings:*

Provided that the provisions of head (ii) of this sub-paragraph shall not apply for any period in respect of which any such application as is mentioned in paragraph (2) of this regulation has been made by the beneficiary in relation to any person except his wife who, for that period, is a dependant of the beneficiary.

PART V Regulation 13 (1)

REGULATION 6 OF THE HOSPITAL IN-PATIENTS REGULATIONS, AS AMENDED

Dependency benefit

6.—(1) The provisions of paragraphs (2) to (6) of this regulation shall have effect subject to the provisions of paragraph (7) thereof.

(2) Where, apart from this regulation, the conditions for the receipt by any person (hereafter in this regulation referred to as "the beneficiary") of any dependency benefit under the Act are satisfied as respects a period for which

either the beneficiary or the person in respect of whom that dependency benefit is or, apart from this regulation, would be payable (hereafter in this regulation referred to as "the dependant") is receiving free in-patient treatment, that dependency benefit shall be payable subject to and in accordance with the following provisions of this regulation.

(3) In any case (not being a case in which the provisions of the next following paragraph apply) where the beneficiary is married and the dependant is his wife or her husband and is receiving free in-patient treatment after having received that treatment continuously for a period of not less than eight weeks, the following provisions shall apply:—

(*a*) The weekly rate of the dependency benefit which, but for this regulation, would be payable to the beneficiary in respect of the dependant—

(i) for any part of the period of free in-patient treatment received by the dependant which occurs during the ninety-six weeks next following the first eight weeks thereof shall be reduced by *eleven shillings and sixpence* or by such lesser amount (if any) as will reduce that weekly rate, where the dependant is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week; and

(ii) for any part of the period of free in-patient treatment received by the dependant which occurs after the end of one hundred and four weeks beginning with its commencement shall (subject to the provisions of the next following sub-paragraph) be reduced by such an amount (if any) as will reduce that weekly rate, where the dependant is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

(*b*) Where the beneficiary is a man and the dependant is his wife who is residing with him, the dependency benefit which, but for this sub-paragraph, would be payable to the beneficiary in respect of the dependant for any part of the period of free in-patient treatment received by the dependant which occurs after the end of one hundred and four weeks beginning with its commencement shall not be payable unless the beneficiary is regularly incurring expenditure in respect of the dependant or is regularly making, or causing to be made, some payment to the dependant or to some other person for the benefit of the dependant.

(4) In any case where the beneficiary is married and the dependant is his wife or her husband and each of them is receiving free in-patient treatment after having received that treatment continuously for a period of not less than fifty-two weeks, the following provisions shall apply:—

(*a*) For any part of the period of free in-patient treatment received by the beneficiary—

(i) which occurs both after the first fifty-two weeks thereof and during that part of the period of free in-patient treatment received by the dependant which occurs during the fifty-two weeks next following the first fifty-two weeks thereof, and

(ii) in respect of which an application has been made by the beneficiary to the Minister to pay on behalf of the beneficiary to the dependant (subject to the dependant's being discharged from the hospital or similar institution and subject also to the provisions of the next following regulation) or to some other person who, is approved by the Minister and satisfies the Minister that he will apply it for the benefit of a child of the beneficiary's family so much (if any) of the dependency benefit as would, but for this regulation, be payable to the beneficiary in respect of the dependant at a rate in excess, where the dependant is a tuberculosis patient, of *twenty-eight shillings* a week, or, in any other case, of *twenty-three shillings* a week,

the weekly rate of the dependency benefit which, but for this regulation, would be payable to the beneficiary in respect of the dependant shall be reduced by *eleven shillings and sixpence* a week or by such lesser amount (if any) as will reduce that weekly rate, where the dependant is a tuberculosis

patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

(*b*) For any other part of the period of free in-patient treatment received by the beneficiary which occurs both after the first fifty-two weeks thereof and during that part of the period of free in-patient treatment received by the dependant which occurs after the first fifty-two weeks thereof, the weekly rate of the dependency benefit which, but for this regulation, would be payable to the beneficiary in respect of the dependant shall be reduced by such an amount (if any) as will reduce that weekly rate, where the dependant is a tuberculosis patient, to *sixteen shillings and sixpence* a week, or, in any other case, to *eleven shillings and sixpence* a week.

(*c*) Any benefit in relation to which, in accordance with sub-paragraph (*a*) of this paragraph, an application has been made by the beneficiary to the Minister for its payment to the dependant shall not be payable unless and until the dependant is discharged from the hospital or similar institution.

(5) In any case where the dependant is a child and is receiving free in-patient treatment after having received that treatment continuously for a period of not less than twelve weeks, any dependency benefit which, but for this regulation, would be payable to the beneficiary in respect of the dependant shall not be payable unless the beneficiary is regularly incurring expenditure in respect of the dependant or is regularly making, or causing to be made, some payment to the dependant or to some other person for the benefit of the dependant.

(6) In any case (not being a case in which the provisions of sub-paragraph (*b*) of paragraph (3) of this regulation or the provisions of the last foregoing paragraph apply) where, apart from this regulation, the conditions for the receipt by the beneficiary of any dependency benefit under the Act (not being any dependency benefit in relation to which an application has been made in accordance with the provisions of head (ii) of sub-paragraph (*a*) of paragraph (4) of this regulation) are satisfied and the beneficiary has received free in-patient treatment continuously for a period exceeding fifty-two weeks, that dependency benefit, or such part thereof as would be payable but for the provisions of this paragraph, shall not be payable for any part of the period of free in-patient treatment which occurs after the first fifty-two weeks thereof and in respect of which an application has not been made by the beneficiary to the Minister to pay on behalf of the beneficiary that dependency benefit, or the said part thereof, to the dependant or to some other person who is approved by the Minister and satisfies the Minister that he will apply it for the benefit of the dependant.

(7) In relation to any case where the beneficiary is a married man and the dependant is his wife, the foregoing references to the dependency benefit which, but for this regulation, would be payable for any period shall, as respects any period throughout which the dependant is receiving free in-patient treatment and—

(*a*) for which personal benefit under the Act by way of sickness benefit is payable to her, or

(*b*) (where the dependency benefit in question is dependency benefit by way of an increase of a retirement pension) throughout which she is over pensionable age and for which any personal benefit specified in paragraph (2) of regulation 6 of the National Insurance (Overlapping Benefits) Regulations, 1948, is payable to her,

be construed as references to the dependency benefit which, but for the operation of the said regulations of 1948 and the provisions of this regulation, would be payable for that period.

PART VI Regulation 14 (1)

REGULATION 6A OF THE HOSPITAL IN-PATIENTS REGULATIONS, AS AMENDED

Benefit payable on discharge from a hospital or similar institution

6A.—(1) Where, by virtue of any provision of these regulations, the payment to a person (hereafter in this regulation referred to as "the payee") of any sum by way of benefit is conditional upon the payee's discharge from a hospital

or similar institution, that sum (which sum or any part thereof is hereafter in this regulation referred to as "resettlement benefit") shall not be payable unless and until, after the payee's discharge from the hospital or similar institution, the payee proves, in such manner as the Minister shall require, that his discharge therefrom was effected by and with the approval of a person authorised or empowered to discharge him and that he is neither receiving free in-patient treatment nor residing in any prescribed accommodation, and in that event there shall be payable only so much resettlement benefit as is payable in accordance with the provisions of the next following paragraph.

(2) Resettlement benefit shall, during the lifetime of the payee, be payable to him by instalments not exceeding *eighty shillings* a week unless, having regard to the circumstances of any particular case, the Minister decides that payment by other instalments or in one sum is desirable, and any resettlement benefit which, at the payee's death, has not been paid in accordance with this provision shall not be payable:

Provided that—

(*a*) the payment of any resettlement benefit shall be suspended while the payee is again receiving free in-patient treatment or is residing in any prescribed accommodation; and

(*b*) where after an interval of more than twenty-eight days the payee again receives free in-patient treatment for any period, the amount of any resettlement benefit which, but for the provisions of this paragraph of this proviso, would be payable to him in respect of that period shall be reduced or extinguished by the deduction therefrom of the amount of any resettlement benefit which, at the commencement of that period, either was payable to him and was unpaid, or would have been so payable to him if he had then satisfied the conditions for the receipt thereof.

PART VII Regulation 15 (1)

REGULATION 5 OF THE NEW ENTRANTS REGULATIONS, AS AMENDED

Modification of provisions of the Act relating to retirement pensions in the case of certain widows

5.—(1) In the case of any person referred to in paragraph (1) of regulation 2 who was immediately before the appointed day an existing widow pensioner or prospective widow pensioner and over the age of fifty, the provisions of section 20 of the Act (which section relates to retirement pensions) shall, unless she has remarried on or after that day and before attaining pensionable age, apply subject to the modification that the contribution condition specified in sub-paragraph (1) (*a*) of paragraph 4 of the Third Schedule to the Act (which sub-paragraph makes the payment of not less than one hundred and fifty-six contributions of the appropriate class a condition for a retirement pension) shall be deemed to be satisfied.

(2) (*a*) Any widow to whom sub-paragraph (*b*) (i) of paragraph (2) of regulation 4 is applicable and who on attaining pensionable age is in receipt of a dependants war pension of the kind referred to in the subsection specified in that sub-paragraph at a rate of less than *fifty-seven shillings and sixpence* a week, may elect that that regulation shall not apply to her, and in that event the provisions of paragraph (1) of this regulation shall apply in her case, subject to the qualification that if the total amount of the weekly rates of the retirement pension (apart from any increase) and of the dependants war pension exceeds *fifty-seven shillings and sixpence*, the weekly rate of the retirement pension shall be reduced by the sum by which that total amount exceeds *fifty-seven shillings and sixpence*.

(*b*) The provisions of paragraph (1) of this regulation shall also apply to any widow to whom sub-paragraph (*b*) (ii) of the said paragraph (2) is applicable, if, when she attains the age of sixty, she is not cohabiting with a man as his wife.

(3) In the case of any person—

(*a*) specified in paragraph (1) of this regulation who is in receipt of a dependants war pension to which the provisions of subsection (3) of section 14 of the Contributory Pensions Act of 1939 would, but for the Act, have applied; or

(*b*) specified in sub-paragraph (*a*) of paragraph (2) of this regulation who elects that regulation 4 shall not apply to her ;

and who attains pensionable age within five years from the appointed day, the weekly rate of the retirement pension shall (without prejudice to the application thereto of the provisions of the said sub-paragraph (*a*)) be ascertained in accordance with regulation 14 of the Pensions, Existing Contributors Regulations and the Fifth Schedule thereto (which regulation and Schedule relate to reduced rates of pensions for certain existing contributors) as if she were a person included within the class of persons specified in paragraph (4) of Part I of that Schedule.

PART VIII Regulation 16 (1)

PARAGRAPH (1) OF REGULATION 11 OF THE EXISTING BENEFICIARIES REGULATIONS, AS AMENDED

(1) In the application of the provisions of subsection (3) of section 17 or subsection (3) of section 21 of the Act to any widowed mother's allowance, widow's pension or retirement pension for a widow by virtue of her husband's insurance, to which a person is entitled by virtue of any of the foregoing provisions of these regulations, the weekly rate thereof shall not be reduced—

(*a*) in the case of a widowed mother's allowance payable by virtue of the widow's having a family at the rate of *eighty-two shillings and sixpence*, to less than *thirty-five shillings* (exclusive of the amount of any increase in respect of any child or children other than the elder or eldest) ; or

(*b*) in the case of a widowed mother's allowance payable by virtue of the widow's having a family at one of the rates specified in the second column of the First Schedule to these regulations, to less than the rate set opposite thereto in the third column (exclusive of the amount of any increase in respect of any child or children other than the elder or eldest) ; or

(*c*) in the case of a widowed mother's allowance payable otherwise than by virtue of the widow's having a family a widow's pension or such a retirement pension at the rate of *fifty-seven shillings and sixpence*, to less than ten shillings ; or

(*d*) in the case of a widowed mother's allowance payable otherwise than by virtue of the widow's having a family a widow's pension or such a retirement pension at one of the rates specified in the fourth column of the said Schedule, to less than the rate set opposite thereto in the fifth column.

PART IX Regulation 17 (1)

REGULATION 12 OF THE EXISTING CONTRIBUTORS REGULATIONS, AS AMENDED

Modification of provisions of the Act relating to reductions in rate of benefit on account of earnings

12. In the application of the provisions of subsection (3) of section 17 or subsection (3) of section 21 of the Act to any widowed mother's allowance, widow's pension or retirement pension for a widow by virtue of her husband's insurance, to which a person is entitled by virtue of any of the foregoing provisions of these regulations, the weekly rate thereof shall not be reduced if the marriage in respect of which the benefit is payable took place before the appointed day—

(*a*) in the case of a widowed mother's allowance payable by virtue of the widow's having a family at the rate of *eighty-two shillings and sixpence*, to less than *thirty-five shillings* (exclusive of the amount of any increase in respect of any child or children other than the elder or eldest) ; or

(*b*) in the case of a widowed mother's allowance payable by virtue of the widow's having a family at one of the rates specified in the first column

of the Fourth Schedule to these regulations, to less than the rate set opposite thereto in the second column (exclusive of the amount of any increase in respect of any child or children other than the elder or eldest); or

(*c*) in the case of a widowed mother's allowance payable otherwise than by virtue of the widow's having a family a widow's pension or such a retirement pension at the rate of *fifty-seven shillings and sixpence*, to less than ten shillings; or

(*d*) in the case of a widowed mother's allowance payable otherwise than by virtue of the widow's having a family a widow's pension or such a retirement pension at one of the rates specified in the third column of the said Schedule, to less than the rate set opposite thereto in the fourth column: or

PART X Regulation 18 (1)

PARAGRAPH (1) OF REGULATION 4 OF THE EXISTING BENEFICIARIES REGULATIONS, AS AMENDED

(1) Subject to the provisions of the Act and of these regulations, an existing widow pensioner shall be entitled to a widowed mother's allowance for any period for which—

(*a*) she has a family which includes a child—

(i) in respect of whom immediately before the appointed day an additional allowance under the Contributory Pensions Acts was payable by virtue of her husband's insurance, or,

(ii) who—

(*aa*) at the husband's death was, or could have been treated under paragraph 3 of the Schedule to the Family Allowances Act, 1945, as, a child of his family; or

(*bb*) is a son or daughter of theirs; or

(*cc*) having at the death of a previous husband of hers by a marriage which ended with that husband's death been a child of that husband's family, was at the death of the last husband a child of her family,

and who, if for the time being included in her family only by virtue of her contributing to the cost of providing for him, is so included by virtue of her so contributing at the rate of *twenty-five shillings* a week or more; or

(*b*) subject to the exception and condition prescribed in regulation 8 of the National Insurance (Widow's Benefit and Miscellaneous Provisions) Regulations, 1956, while not having such a family as aforesaid, she has residing with her a person who is under the age of eighteen years and is, has been, or would, but for the fact that at the husband's death that person was not in Great Britain, be or have been, a child falling within paragraph (i) or within sub-paragraph (*aa*), (*bb*) or (*cc*) of paragraph (ii) of sub-paragraph (*a*) of this paragraph.

PART XI Regulation 20 (1)

PARAGRAPH (1) OF REGULATION 6 OF THE WIDOW'S BENEFIT AND RETIREMENT PENSIONS REGULATIONS, AS AMENDED

(1) Where but for paragraph (*b*) of subsection (3) of section 23 of the Act (which paragraph, as amended by the National Insurance Act, 1951, prevents a man and his wife both being entitled for the same period to certain increases of retirement pensions in respect of children), a man and his wife would both be entitled for the same period, by virtue of his insurance, to an increase of retirement pension, in respect of the same child, or to such an increase at the weekly rate of *seventeen shillings and sixpence* in respect of different children, the following provisions shall apply:—

(*a*) if and so long as the man and his wife are living together, the man shall, and his wife shall not, be entitled to the increase or, as the case may be, to the increase at the weekly rate of *seventeen shillings and sixpence;*

(*b*) if and so long as they are not living together, such one of them shall, and such other of them shall not, be entitled to the increase or, as the case may be, to the increase at the weekly rate of *seventeen shillings and sixpence* as the Minister may in his discretion from time to time determine.

PART XII Regulation 21 (1)

PARAGRAPH (4) OF REGULATION 1 OF THE OVERLAPPING BENEFITS REGULATIONS, AS AMENDED

(4) For the purposes of these regulations, where any benefit by way of widowed mother's allowance is or may be payable to a widow by reason of her having a family which includes a child or children, that benefit (apart from any increase in respect of any child other than the elder or eldest) shall be deemed to consist of—

(*a*) dependency benefit by way of widowed mother's allowance payable to the widow in respect of that child or the elder or eldest of those children at the weekly rate of *twenty-five shillings ;* and

(*b*) personal benefit by way of widowed mother's allowance payable to the widow otherwise than in respect of any child at the weekly rate at which the first mentioned benefit is or may be payable reduced by *twenty-five shillings* a week.

PART XIII Regulation 21 (1)

REGULATION 7 OF THE HOSPITAL IN-PATIENTS REGULATIONS, AS AMENDED

Division of widowed mother's allowance into dependency benefit and personal benefit

7. For the purposes of these regulations, where any benefit by way of widowed mother's allowance is or may be payable to a widow by reason of her having a family which includes a child or children, that benefit (apart from any increase in respect of any child other than the elder or eldest) shall be deemed to consist of—

(*a*) dependency benefit by way of widowed mother's allowance payable to the widow in respect of that child or the elder or eldest of those children at the weekly rate of *twenty-five shillings ;* and

(*b*) personal benefit by way of widowed mother's allowance payable to the widow otherwise than in respect of any child at the weekly rate at which the benefit by way of widowed mother's allowance is or may be payable reduced by *twenty-five shillings* a week.

PART XIV Regulation 22 (1)

PARAGRAPH (1C) OF REGULATION 5 OF THE OVERLAPPING BENEFITS REGULATIONS, AS AMENDED

(1C) The dependency benefits referred to in paragraph (1A) of this regulation are:—

(*a*) dependency benefit by way of a guardian's allowance under section 19 of the Act,

(*b*) dependency benefit by way of an orphan's pension under the Act payable by virtue of the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations, 1948, and

(*c*) dependency benefit by way of a death benefit allowance at the rate of *seventeen shillings and sixpence* a week under section 21 of the Industrial Injuries Act,

being in each case dependency benefit in respect of a child who is, for the purpose of determining the number of allowances payable under the Family Allowances Act, 1945, treated as excluded from the family.

PART XV Regulation 25 (1)

REGULATIONS 5B AND 5C OF THE NATIONAL INSURANCE (GENERAL BENEFIT) REGULATIONS, 1948, AS AMENDED

Children treated as included in family for increase of certain benefits

5B. For the purposes of subsection (3) of section 6 of the Act of 1957 (which provides for treating a child as included in a man's family for the purpose of an increase of unemployment benefit, sickness benefit or a retirement pension under section 23 of the Act where the beneficiary is contributing to the cost of providing for the child at a weekly rate which, though not less than the prescribed rate, is less than the minimum rate for the time being required for the purposes of subsection (2) of section 3 of the Family Allowances Act, 1945), the prescribed rate in relation to the said section 23 shall *as respects any period throughout which the said minimum rate is higher than* a rate equal to the amount specified in the fourth column of Part I of the Second Schedule to the Act in relation to the benefit in question *be the last-mentioned rate:*

Provided that a person shall not be deemed for the purposes of the said subsection (3) to be so contributing at a weekly rate not less than the prescribed rate unless on the day for which the increase of benefit is claimed another child was, or was under subsection (2) of the said section 23 treated as, or could under paragraph 3 of the Schedule to the Family Allowances Act, 1945, have been treated as, included in his family.

Contribution towards cost of providing for child

5C.—(1) For the purposes of paragraphs (*a*), (*b*), (*c*) and (*d*) of subsection (4) of section 6 of the Act of 1957 (which, in relation to certain benefits and increases of benefit under the Act in respect of a child, makes it a condition of payment of the benefit that, unless the child is living with the beneficiary, contributions towards the cost of providing for the child are being made at a weekly rate not less than that of the amount in question), a person shall be deemed to be contributing towards the cost of providing for a child at a weekly rate not less than that required by the said subsection (4)—

(*a*) as respects any period in respect of which the child is treated as included in the person's family by virtue of subsection (3) of the said section 6 and the person *is contributing to the cost of providing for the child at a weekly rate not less than a rate equal to the amount specified in the fourth column of Part I of the Second Schedule to the Act in relation to benefit of a description mentioned in head (i) of this sub-paragraph and* is, apart from the said subsection (4), entitled to receive payment—

(i) in respect of the child, of an amount under section 23 of the Act by way of an increase of unemployment benefit, sickness benefit or a retirement pension, at the rate appropriate to the elder or eldest child of a family; and

(ii) in respect of some other child, of such an amount, at the rate appropriate to a child other than the elder or eldest; and

(*b*) as respects any period in respect of which the child is included in the person's family and, apart from the said subsection (4), the person is not entitled to receive payment in respect of the child of any amount such as is referred to in the said paragraphs (*a*), (*b*), (*c*) and (*d*).

(2) Where the amount in question is an increase of unemployment benefit, sickness benefit or a retirement pension, references in sub-paragraph (*b*) of the foregoing paragraph to a child included in the person's family shall include a child who, had the person been entitled to unemployment benefit, sickness benefit or a retirement pension in respect of any period to which the sub-paragraph refers, would have been treated as included in his family by virtue of subsection (3) of the said section 6.

SCHEDULE B

Regulation 3

SCHEDULE* SUBSTITUTED FOR THE SECOND SCHEDULE TO THE NATIONAL INSURANCE (UNEMPLOYMENT AND SICKNESS BENEFIT) REGULATIONS, 1948

SECOND SCHEDULE

Regulation 13 (2)

SHOWING REDUCED RATES OF UNEMPLOYMENT AND SICKNESS BENEFIT AND OF INCREASE OF BENEFIT IN RESPECT OF ADULT DEPENDANTS

(1)	(2)	(3)	(4)	(5)
Number of contributions paid or credited in the relevant contribution year	Full weekly rate of benefit applicable under Part I of the Second Schedule to the Act			
	s. d. 57 6	s. d. 39 0	s. d. 35 0	s. d. 32 6
	Reduced rate at which benefit is payable			
	s. d.	s. d.	s. d.	s. d.
48–49	*55 6*	*38 6*	*34 0*	*31 6*
46–47	*53 6*	*37 6*	*32 6*	*30 0*
43–45	*51 0*	*35 0*	*31 0*	*29 0*
40–42	*46 6*	*32 6*	*29 0*	*27 0*
37–39	*42 0*	*29 6*	*27 0*	*24 6*
34–36	*37 6*	*26 6*	*24 0*	*23 0*
30–33	*33 6*	*23 6*	*21 0*	*20 0*
26–29	*29 0*	*19 6*	*17 6*	*16 6*

SCHEDULE C

Regulation 5

TABLE* SUBSTITUTED FOR THE TABLE IN REGULATION 13 OF THE MATERNITY BENEFIT REGULATIONS

Numbers including the number of contributions paid or credited in respect of the relevant period	Weekly rate	
	Of maternity allowance without increase	Of increase in respect of adult dependant
	s. d.	s. d.
48–49	*55 6*	*34 0*
46–47	*53 6*	*32 6*
43–45	*51 0*	*31 0*
40–42	*46 6*	*29 0*
37–39	*42 0*	*27 0*
34–36	*37 6*	*24 0*
30–33	*33 6*	*21 0*
26–29	*29 0*	*17 6*

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE D

Regulation 6

SCHEDULE* SUBSTITUTED FOR THE SCHEDULE TO THE WIDOW'S BENEFIT AND RETIREMENT PENSIONS REGULATIONS

SCHEDULE

Regulation 7 (2)

SHOWING REDUCED RATES OF WIDOW'S BENEFIT AND RETIREMENT PENSION AND OF INCREASE OF RETIREMENT PENSION IN RESPECT OF AN ADULT DEPENDANT

(1)	(2)	(3)	(4)	(5)
Yearly average of contributions paid or credited	Full weekly rate of benefit applicable under Part I of the Second Schedule to the Act			
	s. d. 80 0	s. d. 82 6	s. d. 57 6	s. d. 35 0
	Reduced rate at which benefit is payable			
	s. d.	s. d.	s. d.	s. d.
48–49	*76 6*	*80 6*	*55 6*	*34 0*
46–47	*73 6*	*78 6*	*53 6*	*32 6*
43–45	*69 6*	*76 0*	*51 0*	*31 0*
40–42	*64 6*	*71 6*	*46 6*	*29 0*
37–39	*59 0*	*67 0*	*42 0*	*27 0*
34–36	*52 6*	*62 6*	*37 6*	*24 0*
30–33	*46 6*	*58 6*	*33 6*	*21 0*
26–29	*40 0*	*54 0*	*29 0*	*17 6*
22–25	*33 6*	*49 6*	*24 6*	*14 0*
18–21	*27 6*	*45 0*	*20 0*	*11 6*
13–17	*21 0*	*41 0*	*16 0*	*10 0*

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE E — Regulation 7 (3)

SCHEDULE* SUBSTITUTED FOR THE THIRD SCHEDULE TO THE EXISTING BENEFICIARIES REGULATIONS

THIRD SCHEDULE — Regulation 9 (3)

Table showing rates of retirement pension payable under regulation 9 (3) and corresponding increased rates under paragraph (*b*) of the proviso thereto.

Rate at which an old age or widow's pension would, apart from the Increase of Pensions Regulations and but for the repeal of the Contributory Pensions Acts, have been payable (1)	Rate of retirement pension (except in a case where column (4) applies), being the rate at which an old age or widow's pension would, but for the repeal of the Contributory Pensions Acts, have been payable (2)	Corresponding increased rate of retirement pension (3)	Rate of retirement pension for wife by virtue of husband's insurance, where he is alive, being the rate at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable (4)	Corresponding increased rate of retirement pension (5)
s. d.	s. d.	s. d.	s. d.	s. d.
9 0	23 0	*52 0*	14 0	*31 6*
8 3	21 0	*47 6*	12 6	*29 0*
8 0	20 0	*46 0*	12 0	*28 0*
7 3	18 6	*42 0*	11 0	*25 0*
7 0	18 0	*40 6*	11 0	*24 6*
6 6	16 6	*37 6*	10 0	*23 6*
6 0	15 0	*34 6*	9 0	*21 0*
5 9	14 6	*33 6*	9 0	*20 6*
5 6	14 0	*31 6*	8 6	*20 0*
5 0	13 0	*29 0*	8 0	*17 6*
4 6	11 6	*26 0*	7 0	*16 6*
4 3	11 0	*24 6*	6 6	*14 6*
4 0	10 0	*23 0*	6 0	*14 0*
3 9	9 6	*22 0*	6 0	*13 6*
3 6	9 0	*20 0*	5 6	*13 0*
3 3	8 6	*19 0*	5 0	*11 0*
3 0	8 0	*17 6*	5 0	*10 6*
2 9	7 0	*16 0*	4 6	*10 0*
2 6	6 6	*14 6*	4 0	*9 6*
2 3	6 0	*13 0*	3 6	*7 6*
2 0	5 0	*11 6*	3 0	*7 0*
1 9	4 6	*10 6*	3 0	*7 0*
1 6	4 0	*8 6*	2 6	*6 0*
1 3	3 6	*7 6*	2 0	*4 6*
1 0	3 0	*6 6*	2 0	*4 6*
0 9	2 0	*5 0*	1 6	*4 6*
0 6	1 6	*4 6*	1 0	*3 0*

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE F

Regulation 8 (3)

SCHEDULE* SUBSTITUTED FOR THE SECOND SCHEDULE TO THE EXISTING BENEFICIARIES REGULATIONS

SECOND SCHEDULE

Regulation 10 (1)

Table showing:—

(1) in the first column, the rates of retirement pension payable to existing old age pensioners other than those to whom the provisions of subsection (3) of section 14 of the Contributory Pensions Act of 1939 applied; and

(2) in the second column, the corresponding rates of an increase of retirement pension in respect of an adult dependant of such a pensioner, or of a retirement pension payable to a wife of such a pensioner by virtue of her husband's insurance if she had not attained pensionable age at the appointed day.

Rate of retirement pension (1)	Corresponding rate of increase in respect of an adult dependant or of retirement pension for a wife (2)
s. d.	s. d.
52 0	*31 6*
47 6	*29 0*
46 0	*28 0*
42 0	*25 0*
40 6	*24 6*
37 6	*23 6*
34 6	*21 0*
33 6	*20 6*
31 6	*20 0*
29 0	*17 6*
26 0	*16 6*
24 6	*14 6*
23 0	*14 0*
22 0	*13 6*
20 0	*13 0*
19 0	*11 0*
17 6	*10 6*
16 0	*10 0*
14 6	*9 6*
13 0	*7 6*
11 6	*7 0*
10 6	*7 0*
8 6	*6 0*
7 6	*4 6*
6 6	*4 6*
5 0	*4 0*
4 6	*3 6*

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE G

Regulation 9

SCHEDULE* SUBSTITUTED FOR THE FIRST SCHEDULE TO THE EXISTING BENEFICIARIES REGULATIONS

FIRST SCHEDULE

Regulations 8 and 11 (1)

Table showing:—

(1) in the first column, the rate at which a widow's pension was or would, but for any disqualification, have been payable (apart from any additional allowance or increase) immediately before the appointed day; and

(2) in the second and fourth columns, respectively, the corresponding rates of widowed mother's allowance payable by virtue of the widow's having a family and widowed mother's allowance payable otherwise than by virtue of the widow's having a family, widow's pension or retirement pension for a widow by virtue of her husband's insurance; and

(3) in the third and fifth columns, the rates below which a widowed mother's allowance, and a widow's pension or such a retirement pension, as the case may be, shall not be reduced on account of earnings.

Rate (apart from additional allowance or increase) of widow's pension immediately before the appointed day	Corresponding rate of widowed mother's allowance payable by virtue of the widow's having a family	Rate below which widowed mother's allowance payable by virtue of the widow's having a family shall not be reduced on account of earnings	Corresponding rate of widowed mother's allowance payable otherwise than by virtue of the widow's having a family, widow's pension or retirement pension for a widow by virtue of husband's insurance	Rate below which widowed mother's allowance payable otherwise than by virtue of the widow's having a family, widow's pension or retirement pension for a widow by virtue of husband's insurance shall not be reduced on account of earnings
(1)	(2)	(3)	(4)	(5)
s. d.	s. d.	s. d.	s. d.	s. d.
9 0	*77 0*	*34 0*	*52 0*	9 0
8 0	*71 0*	*33 0*	*46 0*	8 0
7 0	*65 6*	*32 0*	*40 6*	7 0
6 0	*59 6*	*31 0*	*34 6*	6 0
5 0	*54 0*	*30 0*	*29 0*	5 0

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE H Regulation 10

PROVISIONS* SUBSTITUTED FOR PART III OF THE FIFTH SCHEDULE TO THE EXISTING CONTRIBUTORS REGULATIONS

PART III

First Table showing:—

(1) in the first column, the rates at which old age pensions would (subject to the satisfaction of the contribution conditions) have been payable under the Contributory Pensions Acts and the National Insurance (Increase of Contributory Pensions) Regulations, 1946, but for the repeal of those Acts and apart from the application of the provisions of sub-paragraph (*a*) (ii) of paragraph (3) of regulation 6 (which sub-paragraph provides alternative rates of old age pensions for persons to whom certain dependants war pensions are payable), and paragraph (1) of regulation 16 of those regulations (which paragraph excludes pensions for women special voluntary contributors from increase);

(2) in the remaining columns, the corresponding rates of retirement pensions where pensionable age is attained at a date within the periods specified in the headings to those columns.

FIRST TABLE

Rate at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable (1)	Corresponding rate of retirement pension where pensionable age attained during period:—				
	From 5th July, 1948 to 4th July, 1949 (2)	From 5th July, 1949 to 4th July, 1950 (3)	From 5th July, 1950 to 4th July, 1951 (4)	From 5th July, 1951 to 4th July, 1952 (5)	From 5th July, 1952 to 4th July, 1953 (6)
s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
—	*6 6*	*17 6*	*29 0*	*40 6*	*52 0*
3 0	*11 6*	*23 0*	*34 6*	*42 6*	*53 6*
5 0	*16 0*	*24 6*	*36 0*	*46 0*	*53 6*
8 0	*23 0*	*29 0*	*38 0*	*47 6*	*53 6*
10 0	*27 6*	*34 6*	*40 6*	*47 6*	*53 6*
13 0	*31 6*	*38 0*	*46 0*	*49 6*	*55 6*
15 0	*36 0*	*40 6*	*47 6*	*52 0*	*55 6*
18 0	*42 6*	*46 0*	*49 6*	*53 6*	*55 6*
20 0	*47 6*	*49 6*	*52 0*	*53 6*	*55 6*
23 0	*53 6*	*53 6*	*55 6*	*55 6*	*55 6*

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SECOND TABLE

Second Table showing:—

(1) in the first column, the yearly average of contributions paid by or credited to persons mentioned in Part I; and

(2) in the remaining columns, the corresponding rates of retirement pensions for such persons on attaining pensionable age within five years from the appointed day.

Rates at which retirement pensions would have been payable in accordance with the First Table if the yearly average had been fifty:—

Yearly average of contributions paid or credited ...	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
	6 6	*11 6*	*16 0*	*17 6*	*23 0*	*24 6*	*27 6*	*29 0*	*31 6*	*34 6*	*36 0*	*38 0*	*40 6*	*42 6*	*46 0*	*47 6*	*49 6*	*52 0*	*53 6*	*55 6*		

Corresponding rates of retirement pensions:—

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)	(21)
	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
48 and under 50	*6 0*	*10 6*	*14 6*	*16 6*	*22 0*	*23 6*	*26 0*	*28 0*	*30 6*	*33 6*	*35 0*	*37 6*	*39 6*	*42 0*	*43 0*	*46 0*	*47 6*	*49 6*	*52 0*	*53 6*		
46 „ „ 48	*6 0*	*10 6*	*14 6*	*16 6*	*20 0*	*23 0*	*24 6*	*27 6*	*29 0*	*31 6*	*34 6*	*36 0*	*38 0*	*40 6*	*42 6*	*43 0*	*46 0*	*47 6*	*49 6*	*52 0*		
43 „ „ 46	*6 0*	*10 6*	*13 0*	*16 0*	*19 0*	*22 0*	*23 6*	*26 0*	*28 0*	*30 6*	*31 6*	*34 6*	*36 0*	*38 0*	*40 6*	*42 0*	*43 0*	*46 0*	*47 6*	*49 6*		
40 „ „ 43	*6 0*	*8 6*	*12 0*	*14 6*	*17 6*	*20 0*	*23 0*	*23 6*	*26 0*	*28 0*	*29 0*	*30 6*	*33 6*	*35 0*	*37 6*	*38 0*	*40 6*	*42 0*	*42 6*	*46 0*		
37 „ „ 40	*5 0*	*7 6*	*11 6*	*13 0*	*16 6*	*17 6*	*20 0*	*22 0*	*23 6*	*26 0*	*27 6*	*28 0*	*29 0*	*31 6*	*34 6*	*35 0*	*37 6*	*38 0*	*39 6*	*42 0*		
34 „ „ 37	*5 0*	*7 6*	*10 6*	*11 6*	*14 6*	*16 0*	*17 6*	*19 0*	*22 0*	*23 6*	*24 6*	*26 0*	*27 6*	*28 0*	*30 6*	*31 6*	*33 6*	*34 6*	*35 0*	*37 6*		
30 „ „ 34	*4 6*	*6 6*	*8 6*	*10 6*	*13 0*	*14 6*	*16 0*	*16 6*	*17 6*	*20 0*	*22 0*	*23 0*	*23 6*	*24 6*	*27 6*	*28 0*	*29 0*	*30 6*	*31 6*	*33 6*		
26 „ „ 30	*4 6*	*6 0*	*7 6*	*8 6*	*11 6*	*12 0*	*13 0*	*14 6*	*16 0*	*16 6*	*17 6*	*19 0*	*20 0*	*22 0*	*23 0*	*23 6*	*24 6*	*26 0*	*27 6*	*28 0*		
22 „ „ 26	*4 6*	*5 0*	*6 6*	*7 6*	*8 6*	*10 6*	*11 6*	*12 0*	*13 0*	*13 0*	*14 6*	*16 0*	*16 6*	*17 6*	*19 0*	*20 0*	*22 0*	*22 0*	*23 0*	*23 6*		
18 „ „ 22	*3 6*	*4 6*	*6 0*	*6 6*	*7 6*	*8 6*	*8 6*	*10 6*	*11 6*	*11 6*	*12 0*	*13 0*	*13 0*	*14 6*	*16 0*	*16 6*	*17 6*	*17 6*	*19 0*	*19 0*		
13 „ „ 18	*3 6*	*4 6*	*5 0*	*5 0*	*6 0*	*6 6*	*6 6*	*7 6*	*8 6*	*8 6*	*10 6*	*11 6*	*11 6*	*11 6*	*12 0*	*12 0*	*13 0*	*13 0*	*14 6*	*14 6*		

THIRD TABLE

Third Table showing:—

(1) in the first and third columns, the rates of retirement pension, apart from any increase, payable to existing pensions contributors by virtue of regulation 14; and

(2) in the second and fourth columns, the corresponding rates of an increase of retirement pension in respect of an adult dependant, or of a retirement pension payable to a wife by virtue of her husband's insurance.

Rate of retirement pension (1)	Corresponding rate of increase in respect of an adult dependant or retirement pension for a wife (2)	Rate of retirement pension (3)	Corresponding rate of increase in respect of an adult dependant or retirement pension for a wife (4)
s. d.	s. d.	s. d.	s. d.
55 6	34 0	26 0	16 6
53 6	32 0	24 6	14 6
52 0	31 6	23 6	14 6
49 6	30 6	23 0	14 0
47 6	29 0	22 0	13 6
46 0	28 0	20 0	13 0
43 0	27 0	19 0	11 0
42 6	25 6	17 6	10 6
42 0	25 0	16 6	10 0
40 6	24 6	16 0	10 0
39 6	24 0	14 6	9 6
38 0	23 6	13 0	7 6
37 6	23 6	12 0	7 6
36 0	21 6	11 6	7 0
35 0	21 6	10 6	7 0
34 6	21 0	8 6	6 0
33 6	20 6	7 6	4 6
31 6	20 0	6 6	4 6
30 6	18 0	6 0	4 0
29 0	17 6	5 0	4 0
28 0	17 0	4 6	3 6
27 6	17 0	3 6	3 0

SCHEDULE I

Regulation 17 (3)

SCHEDULE* SUBSTITUTED FOR THE FOURTH SCHEDULE TO THE EXISTING CONTRIBUTORS REGULATIONS

FOURTH SCHEDULE

Regulation 12

Table showing:—

(1) in the first and third columns, the rates of widowed mother's allowance payable by virtue of the widow's having a family and widowed mother's allowance payable otherwise than by virtue of the widow's having a family, widow's pension or retirement pension for a widow by virtue of her husband's insurance where the marriage took place before the appointed day; and

(2) in the second and fourth columns, the rates below which a widowed mother's allowance, a widow's pension or such a retirement pension, as the case may be, shall not be reduced on account of earnings.

Rate of widowed mother's allowance payable by virtue of the widow's having a family (1)	Minimum reduced rate (2)	Rate of widowed mother's allowance payable otherwise than by virtue of the widow's having a family, widow's pension or retirement pension for a widow by virtue of husband's insurance (3)	Minimum reduced rate (4)
s. d.	s. d.	s. d.	s. d.
80 6	*34 6*	*55 6*	9 6
78 6	*34 0*	*53 6*	9 0
76 0	*33 6*	*51 0*	8 6
71 6	*33 0*	*46 6*	8 0
67 0	*32 6*	*42 0*	7 6
62 6	*31 6*	*37 6*	6 6
58 6	*31 0*	*33 6*	6 0
54 0	*30 0*	*29 0*	5 0
49 6	*29 0*	*24 6*	4 0
45 0	*28 6*	*20 0*	3 6
41 0	*27 6*	*16 0*	2 6

* The higher rates of benefit payable by virtue of these regulations are shown in italics.

SCHEDULE J

Regulation 23

PROVISIONS ADDED TO THE SECOND SCHEDULE TO THE NEW ENTRANTS REGULATIONS

3. Applicable (in substitution for the provisions of paragraph 2 of this Schedule) to contributions in respect of contribution weeks commencing on or after 3rd April, 1961.

Men				Women			
Age of man at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-employed	Non-employed	Age of woman at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-employed	Non-employed
	Portion of contribution to be refunded				Portion of contribution to be refunded		
	pence $57\frac{1}{2}$	pence $100\frac{1}{2}$	pence $98\frac{1}{2}$		pence 46	pence $70\frac{1}{2}$	pence $70\frac{1}{2}$
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	Total number of pence to be refunded (including interest) in respect of each contribution				Total number of pence to be refunded (including interest) in respect of each contribution		
65 and over	58	101	99	60 and over	46	71	71
64	59	103	101	59	47	72	72
63	60	106	104	58	48	74	74
62	62	108	106	57	50	76	76
61	63	111	109	56	51	78	78
60	65	114	111	55	52	80	80
59	67	117	114	54	53	82	82

SCHEDULE K

Regulation 24

SCHEDULE* SUBSTITUTED FOR THE THIRD SCHEDULE TO THE NATIONAL INSURANCE (MEMBERS OF THE FORCES) REGULATIONS, 1949

THIRD SCHEDULE

Regulation 5

Reduction of weekly rates of contributions and Exchequer supplement

Description of employed persons who are serving members of the forces	Reduction of weekly rate of contribution		Reduction of weekly rate of Exchequer supplement	
	Employed person	Employer	For contribution as employed person	For employer's contribution
	s. d.	s. d.	s. d.	s. d.
Men over the age of 18 ...	*1 3*	*1 3*	*3·75*	*3·75*
Women over the age of 18	*1 2*	*1 2*	*3·5*	*3·5*
Boys under the age of 18 ...	*9*	9	*2·25*	*2·25*
Girls under the age of 18 ...	*8*	*8*	*2*	*2*

* The amounts changed by these regulations are shown in italics.

EXPLANATORY NOTE

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

These Regulations, which are made in consequence of the National Insurance Act, 1960, increase the rates of benefit payable under certain regulations made under the National Insurance Act, 1946, in order to bring them into conformity with the higher rates of benefit payable directly under that Act by virtue of the Act of 1960. Provision is made in relation to the payment of additional benefit in the case of persons not residing in Great Britain. The remaining provisions are of a minor or consequential character.