STATUTORY INSTRUMENTS

1967 No. 832

SOCIAL SECURITY

The National Insurance (Industrial Injuries) (Benefit) Amendment Regulations 1967

Made - - - -	*26th May* 1967
Laid before Parliament	*2nd June* 1967
Coming into Operation	*5th June* 1967

The Industrial Injuries Joint Authority in exercise of the powers conferred by section 18 of the National Insurance (Industrial Injuries) Act 1965(a) and the Minister of Social Security in exercise of the powers conferred by section 31(1) of that Act and of all other powers enabling them in that behalf and after reference to the Industrial Injuries Advisory Council hereby make the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Benefit) Amendment Regulations 1967 shall be read as one with the National Insurance (Industrial Injuries) (Benefit) Regulations 1964(b), as amended(c) (hereinafter referred to as "the principal regulations") and shall come into operation on 5th June 1967.

Amendment of regulation 9 of the principal regulations

2. For regulation 9 of the principal regulations (increase of benefit in respect of a wife, and computation of earnings) there shall be substituted the following regulation:—

"9.—(1) Subject to the following provisions of this regulation a beneficiary shall not be entitled to an increase of benefit in respect of his wife under section 18 of the Act (increase of benefit in respect of adult dependants) for any period during which his wife is engaged in any gainful occupation or occupations from which her weekly earnings, calculated or estimated in accordance with the provisions of regulations 3, 4 and 5 of the National Insurance (Computation of Earnings) Regulations 1967(d) as if the manner and basis of the calculation or estimate were for the purposes of the National Insurance Act and of any regulations made thereunder, exceed the amount of the increase specified in the said section 18.

(2) Regulation 4(2) of the said National Insurance (Computation of Earnings) Regulations (disregard of Christmas bonus) shall apply for the purposes of every calculation or estimate of earnings for the purposes of this regulation.

(3) In the case of a disablement pension payable to a beneficiary who is entitled to an unemployability supplement, the week by reference to which earnings by the wife shall be calculated shall be the calendar week ending last before any week for which the beneficiary is entitled to a disablement pension.".

(a) 1965 c. 52. (b) S.I. 1964/504 (1964 I, p. 833). (c) The relevant amending instruments are S.I. 1965/1804, S.I. 1966/338 (1965 III, p. 5471; 1966 I, p. 788). (d) S.I. 1967/760 (1967 II, p. 2266).

Amendment of regulation 30 *of the principal regulations*

3.—(1) For regulation 30(2)(*b*) of the principal regulations (exception from disqualification for periods abroad) there shall be substituted the following sub-paragraph:—

"(*b*) an increase of disablement pension by way of unemployability supplement under section 13 or under section 81 of the National Insurance (Industrial Injuries) Act 1965, or in respect of the need of constant attendance under section 15 or under section 81 of that Act or in respect of exceptionally severe disablement under section 6 of the National Insurance Act 1966(a) by reason of being temporarily absent from Great Britain during the period of 6 months from the date on which such absence commences or during such longer period as the Minister may allow;".

(2) Sub-paragraph (*c*) of regulation 30(2) of the principal regulations is hereby revoked.

Given under the official seal of the Industrial Injuries Joint Authority.

(L.S.) *N. E. Wade,*

A person authorised by the Industrial Injuries Joint Authority to act on behalf of the Secretary, Industrial Injuries Joint Authority.

26th May 1967.

Margaret Herbison,

Minister of Social Security.

26th May 1967.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations apply to the calculation of earnings by adult dependants of beneficiaries under the National Insurance (Industrial Injuries) Act 1965 the provisions of the National Insurance (Computation of Earnings) Regulations 1967 which apply to the calculation of earnings for the purposes of the National Insurance Act 1965. They also extend the circumstances in which certain increases of disablement pension are payable to persons temporarily abroad.

(a) 1966 c. 6.