4. CLAIMS AND PAYMENTS

The National Insurance (Industrial Injuries) (Claims and Payments) Regulations, 1948

1948 No. 1362

Made - - - -	*23rd June*, 1948
Laid before Parliament	*24th June*, 1948
Coming into Operation	*1st July*, 1948

M.N.I./1.1.102.

The Minister of National Insurance, jointly with the Postmaster General so far as relates to payment of benefit through the Post Office, and with the consent of Treasury so far as relates to matters with regard to which such consent is required, in exercise of the powers conferred by sections 12 (6), 22 (3), 23 (3), 25, 26, 27, 32 (2), 33, 51 (1), 52 (3), 52 (6), 67 (2) and 86 of, and paragraph 3 (2) of the Fourth Schedule to, the National Insurance (Industrial Injuries) Act, 1946, and of all other powers enabling him in that behalf, hereby makes the following regulations:—

9 & 10 Geo. 6. c. 62.

PART I

General

Citation commencement and interpretation.

1.—(1) These regulations may be cited as the National Insurance (Industrial Injuries) (Claims and Payments) Regulations, 1948, and shall come into operation on the 1st July, 1948.

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

"the Act" means the National Insurance (Industrial Injuries) Act, 1946;

"the Minister" means the Minister of National Insurance;

"the Ministry" means the Ministry of National Insurance;

"appropriate post office" means the post office at which a benefit order is payable in any particular case;

"benefit order" means an order for the payment through the Post Office of a weekly sum on account of benefit to which regulation 15 applies or of a weekly instalment of a gratuity;

"claim for benefit" includes an application for a declaration that an accident was an industrial accident and an application for the review of an award or a decision for the purpose of obtaining any increase of benefit mentioned in the Second Schedule to these regulations but does not include any other application for the review of an award or a decision; and the expression "claims benefit" and every reference to a claim shall be construed accordingly;

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

(3) References in these regulations to any enactment or regulations shall include references to such enactment or regulations as amended by any subsequent enactment, order or regulations.

52 & 53 Vict. c. 63.

(4) The Interpretation Act, 1889, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(5) For the purposes of the provisions of these regulations relating to the making of claims, every increase of benefit mentioned in the Second Schedule to these regulations shall be treated as a separate benefit.

Notice of accidents.

2.—(1) Every insured person who suffers personal injury by accident in respect of which benefit may be payable shall give notice of such accident either in writing or orally as soon as is practicable after the happening thereof:

Provided that any such notice required to be given by an insured person may be given by some other person acting on his behalf.

(2) Every such notice shall be given to the employer, or (if there is more than one employer) to one of such employers, or to any foreman or other official under whose supervision the insured person is employed at the time of the accident or to any person designated for the purpose by the employer, and shall give the appropriate particulars.

(3) Any entry of the appropriate particulars of an accident made in a book kept for that purpose in accordance with the provisions of regulation 3 shall, if made as soon as practicable after the happening of an accident by the insured person or by some other person acting on his behalf, be sufficient notice of the accident for the purposes of this regulation.

(4) In this regulation, the expressions " employer " and " employers " mean, in relation to any person to whom paragraph (1) applies, the employer or employers (as the case may be) of that person at the time of the accident.

(5) In this regulation and in the next following regulation, the expression " appropriate particulars " means the particulars indicated in the First Schedule to these regulations.

Obligations of employers.

3.—(1) Every employer shall take reasonable steps to investigate the circumstances of every accident of which notice is given to him or to his servant or agent in accordance with the provisions of the last preceding regulation and, if there appears to him to be any discrepancy between the circumstances found by him as a result of his investigation and the circumstances appearing from the notice so given, he shall record the circumstances so found.

(2) Every employer who is required so to do by the Minister shall furnish to an officer of the Ministry, within such reasonable period as may be required, such information and particulars as shall be required—

(*a*) of any accident or alleged accident in respect of which benefit may be payable to, or in respect of the death of, a person employed by him at the time of the accident or alleged accident; or

(*b*) of the nature of and other relevant circumstances relating to any occupation prescribed for the purposes of Part IV of the Act in which any person to whom or in respect of whose death benefit may be payable under that Part was or is alleged to have been employed by him.

(3) Every owner or occupier (being an employer) of any mine or quarry or of any premises to which any of the provisions of the Factories Act, 1937, applies and every employer by whom ten or more persons are normally employed at the same time on or about the same premises in

1 Edw. 8, & 1 Geo. 6. c. 67.

connection with a trade or business carried on by the employer shall, subject to the following provisions of this paragraph,—

(*a*) keep readily accessible a book or books in a form approved by the Minister in which the appropriate particulars (as defined in regulation 2) of any accident causing personal injury to a person employed by the employer may be entered by that person or by some other person acting on his behalf; and

(*b*) preserve every such book, when it is filled, for the period of three years beginning with the date of the last entry therein:

15 & 16 Geo. 5. c. 84.

Provided that the keeping of a book in the form prescribed for the purposes of subsection (3) of section 15 of the Workmen's Compensation Act, 1925, shall, if that book is kept in all other respects in accordance with the provisions of this paragraph, be deemed to satisfy the requirements of this paragraph.

Obligations of claimants for, and beneficiaries in receipt of, injury benefit or disablement benefit.

4.—(1) Subject to the following provisions of this regulation, every claimant for, and every beneficiary in receipt of, injury benefit or disablement benefit shall comply with every direction given to him by the Minister which requires him either—

(*a*) to submit himself to a medical examination by a medical authority (as defined in paragraph 4 of this regulation) for the purpose of determining the effect of the relevant accident or the treatment appropriate to the relevant injury or loss of faculty; or

(*b*) to submit himself to such medical treatment for the said injury or loss of faculty as is considered appropriate in his case by the medical practitioner in charge of the case or by any medical authority to whose examination he has submitted himself in accordance with the foregoing provisions of this regulation; or

7 & 8 Geo. 6. c. 10.

(*c*) to attend any vocational training course or industrial rehabilitation course provided under the Disabled Persons (Employment) Act, 1944, which, in the opinion of the Minister of Labour and National Service, is appropriate in his case.

(2) Every direction given to a claimant or beneficiary requiring him to submit himself to medical examination shall be given in writing and such a direction shall not require the claimant or beneficiary to submit himself to examination—

(*a*) by a medical board, before the expiration of the period of six days beginning with the date of the direction or such shorter period as may be reasonable in the circumstances;

(*b*) in any other case, before the expiration of three clear days after the date of the giving of such direction, so however that such direction may require the claimant or beneficiary to be examined at a time or place subsequently to be fixed and in such a case he shall be given notice of such time and place not less than two clear days before the time so fixed.

(3) Every claimant and every beneficiary who, in accordance with the foregoing provisions of this regulation, is required to submit himself to a medical examination or to medical treatment—

(*a*) shall attend at every such place and at every such time as may be required; and

(*b*) may, in the discretion of the Minister, be paid such travelling and other allowances (including compensation for loss of remunerative time) as the Minister may, with the consent of the Treasury, determine.

(4) In this regulation, the expression " medical authority " means a medical appeal tribunal, a medical board or any medical practitioner appointed or nominated by the Minister.

Obligations of beneficiaries to notify changes of circumstances.

5. Every beneficiary shall, as soon as may be practicable, notify the Minister in writing of any change of circumstances which he might reasonably be expected to know might affect the continuance of his right to any benefit awarded to him or to the receipt thereof.

PART II

Claims

Claims to be made to the Minister in writing.

6. Every claim for benefit shall be made in writing to the Minister on the form approved by the Minister for the purpose of the benefit for which the claim is made, or in such other manner, being in writing, as the Minister may accept as sufficient in the circumstances of any particular case or class of cases.

Supply of claim forms.

7. Forms of claim shall be supplied without charge by such persons as the Minister may appoint or authorise for that purpose.

Claims not on appropriate forms.

8. Where a claim for benefit has been made on an approved form other than the form appropriate to the benefit claimed, the Minister may treat the claim as if it had been made on the appropriate form:

Provided that the Minister may in any such case require the claimant to complete the appropriate form.

Information to be given when making a claim for benefit.

9.—(1) Every person who makes a claim for benefit shall furnish to the Minister or to an officer of the Ministry such certificates, documents, information and evidence for the purpose of determining the claim as may reasonably be required by the Minister and, if so required, shall for that purpose attend at such office or place as the Minister may direct.

(2) Every person who makes a claim for benefit, or for an increase of benefit, in respect of a child shall, in particular, furnish such certificate relating to the birth of the child and such other information to show that the child is or may be treated as included in that person's family, as the Minister may require.

(3) Every person who makes a claim for an increase of benefit in respect of an adult dependant shall, in particular, furnish, if required, the following information concerning such dependant:—

(*a*) his identity, date of birth, usual place of residence, occupation and relationship to the claimant;

(*b*) his position in regard to benefit under the Act and under the National Insurance Act, 1946, available sources of income and the amounts contributed by any person towards his maintenance; and 9 & 10 Geo. 6. c. 67.

(*c*) in the case of an increase in respect of a wife or a husband, a certificate of the marriage;

together with a declaration signed by the dependant confirming the information given.

Amendment of claim form.

10.—(1) If a claim is defective at the date of its receipt by the Minister, the Minister may, in his discretion, refer the claim to the claimant, and if the form is returned properly completed within one month from the date on which it is so referred, the Minister may treat the claim as if it had been duly made in the first instance.

(2) Any person who has made a claim for benefit in accordance with the provisions of these regulations may amend his claim, at any time before a decision has been given thereon, by notice in writing delivered or sent to the Minister, and any claim so amended shall be treated as if it had been made as so amended in the first instance.

Claims made, and notices sent, by post.

11. A claim or notice (not being a notice withdrawing a claim) which was duly made or sent by post shall be deemed to have been made or given on the day on which it was posted:

Provided that, if there is any reasonable doubt as to the date of the posting of any claim or notice received by the Minister, it shall be deemed to have been delivered in the ordinary course of post and to have been posted accordingly.

Time for claiming benefit.

12.—(1) Every claim for injury benefit shall be made within the period of twenty-one days commencing with the first day of incapacity in respect of which the claim is made.

(2) Every claim for disablement benefit shall be made,—

(*a*) in the case of a claimant who, as the result of the relevant injury, was incapable of work on any day during the injury benefit period, not later than one month after the last day on which he was incapable as aforesaid; or

(*b*) in any other case, not later than one month after the commencement of the injury benefit period.

(3) Every claim for death benefit shall be made within the period of three months beginning with the day of the death in respect of which the claim is made or, if the conditions for the receipt of that benefit cannot be satisfied until some later date, not later than three months after the first day on which those conditions are satisfied.

(4) Every claim for any increase of benefit mentioned in the first column of the Second Schedule to these regulations shall be made within the period set opposite thereto in the second column, beginning with the first day on which the conditions for the receipt of that increase of benefit are satisfied:

Provided that a claim by a beneficiary entitled to a disablement pension for an increase of that pension in respect of a child or an adult dependant which is not made within the period of one month beginning as aforesaid shall, if the claim is for a period during which the beneficiary is entitled to an unemployability supplement, be made within the period limited for the making of a claim for that supplement.

(5) Notwithstanding the foregoing provisions of this regulation, if there is reasonable cause for any failure to make a claim for any benefit within the time thereby prescribed for the purpose of claiming that benefit, that time shall be extended until the first day on which there is no reasonable cause for any such failure.

Withdrawal of claims for benefit.

13.—(1) If a person who has made a claim for disablement benefit wishes, with a view to withdrawing his election to treat an injury benefit period as having come to an end, to withdraw the claim, he may send to or deliver at the appropriate office written notice signed by him

withdrawing the claim, and notwithstanding the provisions of section 26 of the Interpretation Act, 1889, such a notice so given shall, if it is received at the appropriate office before the claim has been finally determined, operate to withdraw the claim on the date of its receipt at that office.

(2) In this regulation, the expression " the appropriate office " means the office of the Ministry in which action upon the claim is being taken or in or to which the claim was made.

PART III

Payments

Time and manner of payment of injury benefit (including increases thereof) and certain increases of disablement pensions.

14.—(1) Subject to the provisions of these regulations, benefit to which this regulation applies shall be paid in accordance with an award thereof, as soon as is reasonably practicable after such an award has been made, by means of orders for payment thereof through the Post Office or in cash at a local office of the Ministry, or by other means including cash payment in the home if the circumstances of any particular case appear to the Minister to render this appropriate.

(2) This regulation applies to benefit by way of—

(*a*) injury benefit (including any increase of injury benefit);

(*b*) an increase of a disablement pension payable under section 16 of the Act by reason only of the fact that the beneficiary is receiving approved hospital treatment;

(*c*) an increase of a disablement pension in respect of a child or an adult dependant payable under section 17 or section 18 of the Act by reason only of the fact that the beneficiary is receiving approved hospital treatment.

Time and manner of payment of pensions (including certain increases thereof) and allowances (except injury benefit).

15.—(1) Subject to the provisions of these regulations, benefit to which this regulation applies shall be paid weekly in advance by means of benefit orders payable in each case to the beneficiary, at such post office as the Minister, after enquiry of the beneficiary, may from time to time determine.

(2) In every case in which there is an award of benefit to which this regulation applies, the Minister shall cause arrangements to be made whereby, on furnishing such evidence as to identity and such other particulars as may be required, the beneficiary may obtain, either through the postmaster of the appropriate post office or otherwise, a book of benefit orders, and the Minister shall notify the beneficiary of the appropriate post office and of the arrangements so far as they affect him.

(3) The Minister shall arrange for the issue to every beneficiary entitled to benefit to which this regulation applies, either by the postmaster at the appropriate post office or otherwise, of a fresh book of benefit orders on the expiration of the previous book.

(4) Weekly sums on account of benefit to which this regulation applies shall be payable on Wednesdays.

(5) Where by reason of any provision of the Act or of regulations made thereunder the date as from which any benefit to which this regulation applies would commence, or as from which a change in the rate of any such benefit (not being a change in the rate of a

disablement pension by reason of any increase thereof to which the last preceding regulation relates) would take effect, is not a Wednesday, that benefit shall commence only, or the change in the rate of that benefit shall take effect only, as from the next Wednesday.

(6) Where the date on which any benefit to which this regulation applies would cease to be payable is not a Tuesday, that benefit shall continue to be payable in respect of the days of the week up to but not including the next Wednesday.

(7) A book of benefit orders issued to any person shall remain the property of the Minister.

(8) Any person having a book of benefit orders or any unpaid benefit order shall, on the termination of the benefit to which such book or order relates or when requested by the Minister, deliver such book or order to the Minister or to such other person as he may direct.

(9) Notwithstanding anything contained in the foregoing provisions of this regulation, the Minister may in any particular case or class of cases arrange for the payment of any benefit to which this regulation applies otherwise than weekly in advance or otherwise than by means of benefit orders payable to the beneficiary.

(10) This regulation applies to benefit by way of—

(*a*) a pension (including an increase of a pension, not being an increase of a disablement pension to which the last preceding regulation applies);

(*b*) an allowance, not being injury benefit.

Time and manner of payment of gratuities.

16.—(1) Subject to the following provisions of this regulation, every gratuity shall be payable in one sum.

(2) A gratuity may be payable by instalments of such amounts and at such times as appear reasonable in the circumstances of the case to the person or tribunal awarding the gratuity, if—

(*a*) the beneficiary to whom the gratuity has been awarded is, at the date of the award, under the age of eighteen years; or

(*b*) in any other case, the amount of the gratuity so awarded (not being a gratuity payable to the widow of a deceased person on her remarriage) exceeds fifty-two pounds and the beneficiary requests that payment thereof shall be made by instalments.

(3) An appeal shall not be brought against any decision that a gratuity shall be payable by instalments or as to the amounts of any such instalments or the time of payment thereof but any such decision may be varied by any person or tribunal by whom the award of that gratuity is varied.

(4) Subject to the provisions of the next following paragraph, a gratuity shall—

(*a*) if it is payable by equal weekly instalments, be paid in all respects in accordance with the provisions of regulation 15; or

(*b*) in any other case, be paid by such means as may appear to the Minister to be appropriate in the circumstances.

(5) A gratuity or any part thereof shall not, unless the Minister in any case or class of cases otherwise decides, be payable until after the expiration of the time limited for any appeal against the decision (whether on appeal or otherwise) on which the award of such benefit is based or, where such an appeal is brought, until after the decision on appeal has been given:

Provided that, during the period intervening between the award of any such benefit under section 22 or section 23 of the Act or under the Fourth Schedule to the Act and the date when, in accordance with the foregoing provisions of this paragraph, it becomes payable, there shall be paid to the beneficiary on account of such benefit weekly payments at a rate not exceeding the weekly rate of the contributions which the deceased at his death was, or would but for the relevant accident have been, making towards the maintenance of the beneficiary.

Forfeiture of benefit, suspension of proceedings on claims and suspension of payment of benefit.

17.—(1) If a person claiming or entitled to injury benefit in respect of any injury fails without reasonable cause to comply with the requirements of subsection (4) of section 25 of the Act (which subsection provides that it shall be the duty of such a person not to behave in any manner calculated to retard his recovery), he shall, subject to the following provisions of this regulation, if the insurance officer, a local appeal tribunal or the Commissioner so decide, forfeit that benefit for such period as he or they may determine.

(2) If a claimant or beneficiary fails to make a claim for any benefit within the time prescribed in regulation 12 for the purpose of claiming that benefit (including any extension of that time allowed under paragraph (5) of that regulation), he shall forfeit any benefit claimed in respect of a period prior to the first day of a period, ending on the day on which the claim is made, equal in duration to the time so prescribed.

(3) If, without reasonable cause,—

(*a*) a claimant fails to furnish to the prescribed person any information required for the determination of the claim or of any question arising in connection therewith; or

(*b*) a beneficiary fails to give notice to the prescribed person of any change of circumstances affecting the continuance of the right to benefit or to the receipt thereof, or to furnish as aforesaid any information required for the determination of any question arising in connection with the award; or

(*c*) a claimant for, or a beneficiary in receipt of, injury benefit or disablement benefit fails to comply with any requirement of regulation 4;

he shall, subject to the following provisions of this regulation, if the insurance officer, a local appeal tribunal or the Commissioner so decide, forfeit any benefit claimed in respect of the period of such failure.

(4) If a claimant or beneficiary wilfully obstructs, or is guilty of other misconduct in connection with, any examination or treatment to which he is required under regulation 4 to submit himself, or any course which he is so required to attend, or any proceedings under the Act for the determination of his right to benefit or to the receipt thereof, he shall, subject to the following provisions of this regulation, forfeit any benefit claimed for such period as the insurance officer, a local appeal tribunal or the Commissioner shall determine.

(5) In any case to which any of the foregoing paragraphs of this regulation relates, proceedings on the claim or payment of benefit, as the case may be, may be suspended for such period as the insurance officer, a local appeal tribunal or the Commissioner may determine.

(6) Nothing in this regulation providing for the forfeiture of benefit for any of the following matters, that is to say:—

(*a*) for failure to comply with the requirements of the said subsection (4) of section 25;

(*b*) for failure to comply with the requirements of regulation 4;

(*c*) for obstruction of, or misconduct in connection with, medical examination or treatment;

shall authorise the disentitlement of a claimant or beneficiary to benefit for a period exceeding six weeks on any forfeiture.

(7) No person shall forfeit any benefit for refusal to undergo a surgical operation not being one of a minor character.

(8) A person who would be entitled to any benefit but for the operation of any of the foregoing provisions of this regulation shall be treated as if he were entitled thereto for the purpose of any rights or obligations under the Act (whether of himself or any other person) which depend on his being so entitled, other than the right to payment of that benefit.

Extinguishment of right to sums payable by way of benefit which are not obtained within the prescribed time.

18.—(1) The right to any sum payable by way of benefit shall be extinguished where payment thereof is not obtained within the period of three months from the date on which that sum is receivable in accordance with the following provisions of this regulation:

Provided that in any case where there was good cause for the failure to obtain payment the said period shall be extended to six months.

(2) For the purposes of this regulation a sum payable by way of benefit shall be receivable—

(*a*) in the case of a sum payable by means of a benefit order, subject to the provisions of paragraph (3) of regulation 23, on the Wednesday in the week in respect of which the order is to be paid;

(*b*) in the case of a sum payable in any other manner, on such day as the Minister may in any such case determine.

(3) Any sum payable by way of benefit to a person who is for the time being unable to act shall be receivable in accordance with the provisions of sub-paragraph (*b*) of the foregoing paragraph notwithstanding his inability to give a receipt therefor.

Information to be given when obtaining payment of benefit.

19.—(1) Every beneficiary and every person by whom or on whose behalf sums payable by way of benefit are receivable shall furnish in such manner and at such times as the Minister may determine such certificates and other documents and such information of facts affecting the right to benefit or to the receipt thereof as the Minister may require, either as a condition on which any such sum or sums shall be receivable or otherwise.

(2) Where any sum is receivable on account of an increase of benefit for an adult dependant the beneficiary shall, in such cases or classes of cases as the Minister may direct, furnish a declaration signed by such dependant confirming the particulars respecting him furnished by the claimant.

Deduction of benefit required to be repaid.

20. Where any benefit is required to be repaid by reason of a decision given on appeal or review under Part III of the Act, such benefit may, without prejudice to any other method of recovery, be deducted—

(*a*) from any benefit then or thereafter payable to the person by whom it is to be repaid;

(*b*) in the case of death, from any benefit due to the deceased;

and such deduction may be made at such a rate as the Minister may determine.

Commencement of payment on review.

21. Subject to the provisions of regulation 15, where on review a decision under Part III of the Act is revised so as to make benefit by way of a pension or allowance payable, or to increase the rate of such benefit, then, subject to the provisions of section 52 of the Act, benefit shall be payable accordingly for the period from the date of the application for the review or from such earlier date (not being earlier than the date from which the benefit originally awarded was payable) as the person or tribunal determining the review may consider reasonable in the circumtances.

PART IV

Miscellaneous provisions

Persons unable to act.

22.—(1) In the case of any person to whom benefit is payable or who is alleged to be entitled to benefit or by whom or on whose behalf a claim for benefit has been made, and who is a child or is unable for the time being to act, where no committee or receiver of his estate has been appointed by the Court of Protection or where in Scotland his estate is not being administered by any tutor, curator or other guardian acting or appointed in terms of law, the Minister may, upon written application being made to him, appoint a person to exercise on behalf of the child or person who is unable to act any right to which that child or person may be entitled under the Act and to receive and deal with any sums payable on behalf of such child or person:

Provided that—

(*a*) any such appointment by the Minister shall terminate on the day immediately prior to the date on which the Minister is notified that a committee or receiver has been appointed, or, as regards Scotland, that a tutor, curator, or other guardian is acting or has been appointed;

(*b*) a person who has not attained the age of eighteen years shall not be capable of being appointed to act under this regulation;

(*c*) the Minister may at any time in his absolute discretion revoke any appointment made under this regulation; and

(*d*) any person appointed under this regulation may, on giving the Minister one month's notice in writing of his intention to do so, resign his office.

(2) Anything required by these regulations to be done by or to any such person as aforesaid who is a child or who is for the time being unable to act may be done by or to the committee or receiver, tutor, curator or other guardian, if any, or by or to the person appointed under this regulation to act on his behalf, and the receipt of any person appointed under this regulation shall be a good discharge to the Minister and the Industrial Injuries Fund for any sum paid, notwithstanding that such person has not attained the age of twenty-one years.

Payments on death.

23.—(1) On the death of a person who has made a claim for benefit or who is alleged to have been entitled to benefit, the Minister may appoint such person as he may think fit to proceed with or to make a claim for the benefit, and the provisions of these regulations shall apply subject to the necessary modifications to any such claim.

(2) Subject to the provisions of paragraph (4) of this regulation, any sum payable by way of benefit which was receivable by the deceased at the date of his death or which is payable under an award on a claim made under the foregoing paragraph may be paid or distributed by the Minister to or amongst persons claiming as personal representatives,

legatees, next of kin or creditors of the deceased (or, where the deceased was illegitimate, to or amongst other persons) and thereupon any such sum shall be receivable by such person or persons:

Provided that—

(*a*) the receipt of any such person who has attained the age of sixteen years shall be a good discharge to the Minister and the Industrial Injuries Fund for any sum so paid; and

(*b*) where the Minister is satisfied that any such sum or part thereof is needed for the benefit of any person under the age of sixteen years, he may obtain a good discharge therefor by paying the sum or part thereof to a person over that age (who need not be a person specified in this paragraph) who satisfies the Minister that he will apply the sum so paid for the benefit of the person under the age of sixteen years.

(3) Subject as aforesaid, any sum payable by way of benefit to the deceased by means of a benefit order payment of which he had not obtained at the date of his death shall, unless the right thereto was already extinguished at that date, be receivable in accordance with the provisions of sub-paragraph (*b*) of paragraph (2) of regulation 18.

(4) Paragraphs (2) and (3) of this regulation shall not apply in any case unless written application for the payment of any such sum is made to the Minister within six months from the date of the deceased's death or within such longer period as the Minister may allow in any particular case.

(5) The Minister may dispense with strict proof of the title of any person claiming in accordance with the provisions of this regulation.

Breach of regulations.

24. If any person contravenes or fails to comply with any requirement of these regulations (not being a requirement to give notice of an accident or a requirement to submit himself to medical treatment or examination) in respect of which no special penalty is provided, he shall for such offence be liable on summary conviction to a penalty not exceeding ten pounds, or where the offence consists of continuing any such contravention or failure after conviction thereof, ten pounds together with a further ten pounds for each day on which it is so continued.

Dated this 23rd day of June, 1948.

James Griffiths,
Minister of National Insurance.

Wilfred Paling,
Postmaster General.

We consent.

R. J. Taylor,
Wm. Hannan,
Two of the Lords Commissioners of His Majesty's Treasury.

Regulations 2 and 3.

FIRST SCHEDULE

Particulars to be given of accidents

(1) Full name, address and occupation of injured person;
(2) Date and time of accident;
(3) Place where accident happened;
(4) Cause and nature of injury;
(5) Name, address and occupation of person giving the notice, if other than the injured person.

SECOND SCHEDULE

Regulation 12.

Time for claiming an increase of benefit

Description of increase	*Period*
An increase of injury benefit in respect of a child, under section 17 of the Act	21 days
An increase of injury benefit in respect of an adult dependant, under section 18 of the Act	21 days
Unemployability supplement, under section 13 of the Act	6 months
An increase of a disablement pension in a case of special hardship, under section 14 of the Act	3 months
An increase of a disablement pension where constant attendance is needed, under section 15 of the Act ...	1 month
An increase of a disablement pension during approved hospital treatment, under section 16 of the Act ...	1 month
An increase of a disablement pension in respect of a child, under section 17 of the Act	1 month
An increase of a disablement pension in respect of an adult dependant, under section 18 of the Act	1 month

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EXPLANATORY NOTE

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

These Regulations provide for the manner in which all claims for benefit under the National Insurance (Industrial Injuries) Act, 1946, and the payment of such benefit, shall be made. Part I provides for the giving of notice of accidents; imposes upon employers obligations to furnish information relating to accidents and to take other steps to facilitate the giving of notice of accidents and the determination of claims; and imposes upon claimants and beneficiaries obligations with regard to medical examination and treatment, vocational training and the notification of changes of circumstances affecting their benefits. Part II contains provisions relating to the forms on which and the periods within which claims are to be made, the information to be given when claiming, the amendment of claims, the effect of making a claim by post and the withdrawal of claims for disablement benefit. Part III contains provisions relating to the time and manner of payment of benefit; for the forfeiture of benefit, the suspension of proceedings on claims and the suspension of payment of benefit in certain circumstances; for the extinction of the right to sums payable by way of benefit where payment is not obtained in time; for information to be given when benefit is obtained; for the deduction of benefit which is required to be repaid; and as to the commencement of payment of benefit on a previous decision being reviewed. Part IV makes provision for claims and payments where persons are unable to act or have died and provides for a penalty for breaches of the regulations.