STATUTORY INSTRUMENTS

1969 No. 716

SOCIAL SECURITY

The National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) Amendment Order 1969

Laid before Parliament in draft

Made - - - - 20*th May* 1969

Coming into Operation 3*rd June* 1969

Whereas the National Committee for the time being constituted in accordance with the Supplementary Scheme set out in Schedule 1 to the National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) Amendment and Consolidation Order 1963(**a**) as subsequently varied and amended(**b**) is the body charged with the administration of that Scheme and has requested the Secretary of State to vary and amend the provisions of the said Supplementary Scheme in manner set out in the following Order :—

Now, therefore, the Secretary of State, in exercise of his powers under section 47(1)(*a*)(ii) of the National Insurance Act 1965(**c**) as applied by section 82(2) of the National Insurance (Industrial Injuries) Act 1965(**d**) and of all other powers enabling him in that behalf, hereby makes the following Order, a draft of which has been laid before Parliament and has been approved by resolution of each House of Parliament :—

Citation, commencement and interpretation

1.—(1) This Order, which may be cited as the National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) Amendment Order 1969, shall come into operation on 3rd June 1969.

(2) In this Order " the Scheme " means the Supplementary Scheme set out in Schedule 1 to the National Insurance (Industrial Injuries) (Colliery Workers Supplementary Scheme) Amendment and Consolidation Order 1963 as varied and amended.

Amendment of Article 12 *of the Scheme*

2.—(1) At the end of paragraph (3) of Article 12 of the Scheme there shall be added the words " or any other Act or Regulations, increasing such rate or amount, which may be passed or made after 3rd June 1969 and come into force or operation before 3rd December 1969 " ; and that paragraph shall accordingly have effect as set out in the Schedule to this Order.

(**a**) S.I. 1963/934 (1963 II, p. 1559). (**b**) The relevant amending instruments are S.I. 1967/1550, 1968/83, 1896 (1967 III, p. 4313; 1968 I, p. 266; III, p. 5039).
(**c**) 1965 c. 51. (**d**) 1965 c. 52.

(2) In paragraph (4)(*a*) of Article 12 of the Scheme for the date "3rd June 1969" there shall be substituted the date "2nd December 1969".

Signed by authority of the Secretary of State for Social Services.

David Ennals,
Minister of State,
Department of Health and Social Security.

20th May 1969.

Article 2 SCHEDULE

ARTICLE 12(3) OF THE SCHEME AS AMENDED BY THIS ORDER*

(3) For the purpose of calculating the rate of any supplementary benefit in accordance with this Article any reference in the foregoing paragraphs to the rate of injury benefit or to the amount of any sums paid by way of a disablement pension or by way of a disablement or other gratuity shall be construed as referring to such rate or such amount as the beneficiary would have been entitled to or as would have been paid but for the coming into force or operation of the National Insurance Act 1967 and the National Insurance (Industrial Injuries) (Increase of Benefit and Miscellaneous Provisions) Regulations 1967(a) *or any other Act or Regulations, increasing such rate or amount, which may be passed or made after 3rd June 1969 and come into force or operation before 3rd December* 1969.

EXPLANATORY NOTE

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

This Order amends the provisions of the National Insurance (Industrial Injuries) Colliery Workers Supplementary Scheme by extending until 2nd December 1969 the period during which the rates of certain supplementary benefits that are related on a fractional basis of calculation to benefits payable under the National Insurance (Industrial Injuries) Act 1965 are not affected by any increase in such benefits payable under the said Act under or by virtue of the National Insurance Act 1967 and the National Insurance (Industrial Injuries) (Increase of Benefit and Miscellaneous Provisions) Regulations 1967; and by making comparable provision in respect of any such increases which may become payable under or by virtue of any further legislation taking effect during the relevant period.

* The words added by this order are shown in italics.

(a) S.I. 1967/1223 (1967 II, p. 3565).