STATUTORY INSTRUMENTS

1964 No. 1856

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

The National Insurance (Industrial Injuries) (Continental Shelf) Regulations 1964

Made - - - -	*19th November* 1964
Laid before Parliament	*26th November* 1964
Coming into Operation	*30th November* 1964

The Minister of Pensions and National Insurance, in exercise of powers conferred by section 32 of the National Insurance (Industrial Injuries) Act 1946(a) and section 10 of the Continental Shelf Act 1964(b), and of all other powers enabling her in that behalf, and after reference to the Industrial Injuries Advisory Council, hereby makes the following regulations :—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Industrial Injuries) (Continental Shelf) Regulations 1964 and shall come into operation on 30th November 1964.

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

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

" the Continental Shelf Act " means the Continental Shelf Act 1964 ;

" designated area " means any area which may from time to time be designated by Order-in-Council under the Continental Shelf Act as an area within which the rights of the United Kingdom with respect to the sea bed and subsoil and their natural resources may be exercised ;

" prescribed disease " means a disease or injury prescribed for the purpose of Part IV of the principal Act ;

and expressions to which meanings are assigned in the Continental Shelf Act have the same meanings as in that Act ; and other expressions have the same meanings as in the principal Act.

(3) Subject to the provisions of the next following paragraph, references in these regulations to any enactment, order or regulations shall include references to such enactment, order or regulations as amended or extended by or under any other enactment, order or regulations (including, except in so far as the contrary intention appears therein, any enactment, order or regulations subsequent to these regulations).

(4) Nothing in these regulations shall affect the operation of any Order-in-Council giving effect to a reciprocal agreement with the government of any

(a) 9 & 10 Geo. 6. c. 62. (b) 1964 c. 29.

country outside the United Kingdom and the Isle of Man, except in so far as the contrary intention appears in such Order-in-Council.

(5) The rules for the construction of Acts of Parliament contained in the Interpretation Act 1889(a) 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.

Employment treated as insurable employment

2. Any employment in any designated area which is employment in connection with the exploitation of the resources mentioned in section 1(1) (exploration and exploitation of Continental Shelf) of the Continental Shelf Act or with the exploration of the sea bed and subsoil in any designated area and which, were every such area in Great Britain, would be an insurable employment under the principal Act, shall be treated as an insurable employment under the principal Act.

Accidents happening and diseases contracted outside Great Britain

3. Benefit shall be payable, subject to and in accordance with the provisions of the principal Act, in respect of an accident arising out of and in the course of, or a prescribed disease due to the nature of, any employment by virtue of which any person is an insured person under the last preceding regulation, notwithstanding that the accident happens or the disease is contracted while such person is outside Great Britain, provided that the person is at the time of such happening or contraction either—

(*a*) in a designated area, or

(*b*) if not in a designated area, travelling from one designated area to another or from or to Great Britain to or from a designated area

and accordingly in regulation 14 of the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations 1959(b) after the words "ships and aircraft" there shall be inserted the words "and of the National Insurance (Industrial Injuries) (Continental Shelf) Regulations 1964".

Payment of benefit outside Great Britain

4. Where benefit would, but for the provisions of section 32(1)(*a*) (absence from Great Britain) of the principal Act be payable to a person in a designated area, such benefit shall be payable notwithstanding the absence of that person from Great Britain, provided that such absence is due to his being or having been in employment treated as insurable under regulation 2.

Installations

5. Any reference in the principal Act to premises shall be deemed to include an installation in a designated area.

Application of Acts and regulations

6. The provisions of the National Insurance (Industrial Injuries) Acts 1946 to 1964 and of the regulations and orders made thereunder shall, so far as they are not inconsistent with the provisions of these regulations, apply in relation to persons who are insured persons under regulation 2 with this modification, that where such a person is, on account of his being

(a) 52 & 53 Vict. c. 63. (b) S.I. 1959/467 (1959 II, p. 1943).

outside Great Britain by reason of his employment, being employment treated as insurable under regulation 2, unable to perform an act required to be done either forthwith or on the happening of a certain event or within a specified time, he shall be deemed to have complied with such requirement if he performs the act as soon as is reasonably practicable, although after the happening of the event or the expiration of the specified time.

Margaret Herbison,
Minister of Pensions and National Insurance.

19th November 1964.

EXPLANATORY NOTE

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

These Regulations provide for treating as insurable employment under the National Insurance (Industrial Injuries) Act 1946 employment in connection with the exploitation of the resources of the sea bed and subsoil of any area designated under the Continental Shelf Act 1964 or with the exploration of the sea bed and subsoil in any such area, and modify the provisions of the first-mentioned Act in their application to persons who are insured persons under the Regulations.