2. INSURABLE AND EXCEPTED EMPLOYMENTS

The National Insurance (Industrial Injuries) (Insurable and Excepted Employments) Amendment Regulations, 1949

1949 No. 1390

Made - - - -	25*th July*, 1949
Laid before Parliament	25*th July*, 1949
Coming into Operation	29*th July*, 1949

M.N.I./I.I. 120.

The Industrial Injuries Joint Authority, in exercise of powers conferred by the First Schedule to the National Insurance (Industrial Injuries) Act, 1946(a), and the Minister of National Insurance, in exercise of the powers conferred by subsection (1) of section 80 of that Act, and of all other powers enabling them in that behalf, hereby make the following regulations :—

Citation and Commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Insurable and Excepted Employments) Amendment Regulations, 1949, shall be read as one with the National Insurance (Industrial Injuries) (Insurable and Excepted Employments) Regulations, 1948(b) (hereinafter referred to as "the principal regulations") and shall come into operation on the 29th July, 1949.

Insurable Employment

2. Part I of the First Schedule to the principal regulations (which Part specifies employments to be included in Part I of the First Schedule to the Act as insurable employments) shall be amended by the substitution, for the first entries in the first and second columns thereof, respectively, of the entries specified in the first and second columns of the First Schedule to these regulations.

Person to be treated as employer

3. The Third Schedule to the principal regulations (which Schedule relates to employments in respect of which persons are treated as employers) shall be amended by the addition, at the end of the first and second columns thereof, respectively, of the employment specified in the first column of the Second Schedule to these regulations and of the person specified opposite thereto in the second column of that Schedule.

Given under the official seal of the Industrial Injuries Joint Authority this 25th day of July, nineteen hundred and forty-nine.

(L.S.)

S. S. Menneer,
Secretary,
Industrial Injuries Joint Authority.

Given under the official seal of the Minister of National Insurance this 25th day of July, nineteen hundred and forty-nine.

(L.S.)

James Griffiths,
Minister of National Insurance.

(a) 9 & 10 Geo. 6. c. 62.

(b) S.I. 1948 (No. 1456) I, p. 2985.

FIRST SCHEDULE

Regulation 2

INSURABLE EMPLOYMENTS

Paragraphs of Part I of the First Schedule to the Act	*Employments to be included as insurable employments*
Paragraph 2 (which relates to employment as master or member of the crew of a ship or vessel).	Employment (other than employment already specified in paragraph 2 of Part I of the First Schedule to the Act) in the fishing industry as master or a member of the crew of a fishing vessel, which is manned by more than one person and is a ship or vessel to which the said paragraph 2 applies where the person employed is remunerated in respect of that employment in whole or in part by a share in the profits or gross earnings of that fishing vessel and either— (*a*) during the twelve months immediately preceding the commencement of that employment has, or would but for his being unemployed or incapable of work have, been wholly or mainly engaged in, and derived his livelihood wholly or mainly from, employment in the fishing industry as aforesaid or such employment and any other employment as an employed person within the meaning of the National Insurance Act, 1946(a); or (*b*) if unable to satisfy the foregoing condition, may reasonably be expected so to be engaged and to derive his livelihood during the twelve months following the commencement of that employment: and in determining under this paragraph the commencement of such employment, but for that purpose only, any such employment occurring before the appointed day(b) shall be disregarded.

SECOND SCHEDULE

Regulation 3

EMPLOYMENTS IN RESPECT OF WHICH PERSONS ARE TREATED AS EMPLOYERS

Employments	*Persons to be treated as employers*
4. Employment as master or a member of the crew of a fishing vessel, being employment which is included as insurable employment by virtue of these regulations.	4. The owner (or the managing owner or manager, if there is more than one owner) of the fishing vessel.

(a) *See* s. 1 (2) (*a*), National Insurance Act, 1946 (9 & 10 Geo. 6. c. 67).
(b) 5th July, 1948. *See* S.I. 1948 (No. 54) I, p. 2615.

EXPLANATORY NOTE

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

These Regulations amend the National Insurance (Industrial Injuries) (Insurable and Excepted Employments) Regulations, 1948, by bringing the extension of insurance under the Industrial Injuries Act, 1946, to certain persons employed as master or a member of the crew of a fishing vessel into line with the insurance under the National Insurance Act, 1946, of share fishermen not employed under a contract of service, and prescribe the person to be treated as the employer of such persons.

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3. PRESCRIBED DISEASES

The National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations, 1949

1949 No. 230

Made - - - -	16*th February*, 1949
Laid before Parliament	16*th February*, 1949
Coming into Operation	21*st February*, 1949

M.N.I./I.I.117.

The Minister of National Insurance, in exercise of powers conferred by sections 55 and 86 of 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.

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations, 1949, shall be read as one with the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations, 1948(**a**) (hereinafter referred to as "the principal regulations") as amended(**b**) and shall come into operation on the 21st February, 1949.

2. Part I of the First Schedule to the principal regulations shall be amended by the addition, at the end of the first and second columns thereof, respectively, of the disease or injury specified in the first column of the Schedule hereto, and of the occupation set against the said disease or injury in the second column of that Schedule.

Dated this 16th day of February, 1949.

James Griffiths,
Minister of National Insurance.

(a) S.I. 1948 (No. 1371) I, p. 3001. (b) S.I. 1948 (No. 2723) I, p. 3022.