1958 No. 1237

The National Insurance (Mariners) Amendment Regulations, 1958

Made - - -	28*th July*, 1958
Laid before Parliament	1*st August*, 1958
Coming into Operation	11*th August*, 1958

The Minister of Pensions and National Insurance, acting in conjunction with the Treasury, in exercise of powers conferred by section 29 of the National Insurance Act, 1946(a), and the National Insurance Joint Authority in exercise of powers conferred by section 11 (2) of that Act, and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Mariners) Amendment Regulations, 1958, shall be read as one with the National Insurance (Mariners) Regulations, 1948(b), as amended(c), (hereinafter referred to as "the principal regulations") and shall come into operation on the 11th day of August, 1958.

Amendment of regulation 9 of the principal regulations

2. For regulation 9 of the principal regulations, there shall be substituted the following regulation:—

"**9.** Any person, who is or has been employed as master or a member of the crew of any ship or vessel or who is or has been under contract to travel at his employer's expense for the purpose of commencing such employment, shall not, by reason of his being absent from Great Britain (but subject to the provisions of paragraph (a) of regulation 10 of the National Insurance (Unemployment and Sickness Benefit) Regulations, 1948(d)), be disqualified on any day for receiving—

(*a*) sickness benefit, if

(i) on account of any hurt or injury received, or any illness suffered, by him while so employed or under contract so to travel; or

(ii) in consequence of any action taken, while he is or was so employed or under contract so to travel, for the purpose of preventing infection;

he has been left outside Great Britain or has been discharged or has not commenced such employment; or

(*b*) unemployment or sickness benefit, if, while so employed or under contract so to travel, he has been left outside Great Britain for any reasons other than those specified in sub-paragraphs (i) and (ii) of paragraph (*a*) of this regulation, and reports to the appropriate superintendent or consular officer or chief officer of customs not later than fourteen days after being so left, or, if, at the time of being so left, he was placed in custody, immediately after his release from custody:

(a) 9 & 10 Geo. 6. c. 67.
(b) S.I. 1948/1467 (Rev. XVI, p. 112: 1948 I, p. 2785).
(c) There have been no amendments affecting the subject-matter of these regulations.
(d) S.I. 1948/1277 (Rev. XVI, p. 212: 1948 I, p. 2676).

Provided that this regulation shall cease to have effect—

(*a*) on that person's commencing or resuming employment outside Great Britain; or

(*b*) in any case where that person does not return to a proper return port without undue delay, on his return being so delayed; or

(*c*) in any other case, on his return to a proper return port.".

Regulation 10 *of the principal regulations ceasing to have effect*

3. Regulation 10 of the principal regulations (which provides for the suspension of payment of benefit to mariners while absent from Great Britain) shall cease to have effect.

Amendment of regulation 14 *of the principal regulations*

4. For regulation 14 of the principal regulations, there shall be substituted the following regulations:—

"**14.**—(1) A mariner employed as master or a member of the crew of any crew of any ship or vessel shall—

(*a*) notwithstanding that he is absent from Great Britain, be deemed to be available for employment in an employed contributor's employment on any day, if he would be so available were he, on that day, in Great Britain;

(*b*) be deemed to be available for employment in an employed contributor's employment on any day on which he is attending at a training course or course of instruction, approved by the Minister in his case, and any such day shall be treated as a day of unemployment.

(2) Where by virtue of paragraph (*a*) of regulation 9 of these regulations a person is not disqualified on any day for receiving sickness benefit, although absent from Great Britain, he shall be deemed to be incapable of work by reason of some specific disease or bodily or mental disablement on any such day.

(3) A mariner shall not be precluded from being treated as being unemployed on any day by reason only that in respect of that day he receives a payment of establishment benefit under the Merchant Navy Established Service Scheme or any amendment of that Scheme approved by the Minister.".

Given under the Official Seal of the Minister of Pensions and National Insurance this Twenty-fourth day of July, nineteen hundred and fifty-eight.

(L.S.)

John Boyd-Carpenter,
Minister of Pensions and National Insurance.

Given under the Official Seal of the National Insurance Joint Authority this Twenty-fourth day of July, nineteen hundred and fifty-eight.

(L.S.)

Ian G. Gilbert,
Secretary,
National Insurance Joint Authority.

Dated this Twenty-eighth day of July, 1958.

Edward Wakefield,
R. Brooman-White,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

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

These Regulations amend the National Insurance (Mariners) Regulations, 1948, by extending the provisions of those regulations, which make exceptions from disqualification for receipt of unemployment and sickness benefit by reason of absence from Great Britain, and by applying those provisions to certain persons who travel to commence employment as mariners abroad. They provide that the provisions of those regulations which suspend payment of benefit to mariners while absent from Great Britain shall cease to have effect. The remaining alterations are of a minor and consequential character.

The preliminary draft of these Regulations was submitted to the National Insurance Advisory Committee in accordance with section 77 of the National Insurance Act, 1946, and their report thereon, dated the 14th July, 1958, is contained in House of Commons Paper No. 257 (Session 1957-58) published by Her Majesty's Stationery Office.

1958 No. 1084

The National Insurance (Residence and Persons Abroad) Amendment Regulations, 1958

Made - - - -	30*th June*, 1958
Laid before Parliament	4*th July*, 1958
Coming into Operation	7*th July*, 1958

The Minister of Pensions and National Insurance, in exercise of powers conferred by sections 29 and 60 of the National Insurance Act, 1946(a), and of all other powers enabling him in that behalf, hereby makes the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Residence and Persons Abroad) Amendment Regulations, 1958, shall be read as one with the National Insurance (Residence and Persons Abroad) Regulations, 1948(b), as amended(c), (hereinafter referred to as " the principal regulations ") and shall come into operation on the 7th day of July, 1958.

Amendment of regulation 3 *of the principal regulations*

2.—(1) Regulation 3 of the principal regulations (which relates to contributions in respect of employment outside Great Britain in continuance of employed contributor's employment) shall be amended in accordance with the following provisions of this regulation, and shall accordingly have effect as set out in Part I of the Schedule to these regulations.

(a) 9 & 10 Geo. 6. c. 67. (b) S.I. 1948/1275 (Rev. XVI, p. 88: 1948 I, p. 2864).
(c) The relevant amending regulations are S.I. 1950/1946, 1955/983, 1957/1835 (1950 II, p. 27; 1955 I, p. 1624; 1957 I, p. 1523).