1955 No. 498

The National Insurance (Maternity Benefit and Miscellaneous Provisions) Amendment Regulations, 1955

Made - - - -	30*th March*, 1955
Laid before Parliament	5*th April*, 1955
Coming into Operation	6*th April*, 1955

The Minister of Pensions and National Insurance, acting in conjunction with the Treasury, in exercise of powers conferred by section 14A (2) 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 (Maternity Benefit and Miscellaneous Provisions) Amendment Regulations, 1955, shall be read as one with the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations, 1954(**b**) (hereinafter referred to as "the principal regulations") and shall come into operation on the 6th April, 1955.

Amendment of regulation 5 of the principal regulations

2.—(1) In relation to a confinement which takes place on or after the date of the coming into operation of these regulations, paragraph (1) of regulation 5 of the principal regulations (which specifies cases in which a confinement which took place in, or in the course of transit to, accommodation of a description falling within paragraph (*b*) of subsection (1) of section 14A of the Act shall be treated as if it had not so taken place) shall be amended in accordance with the following provisions of this regulation, and that regulation shall accordingly have effect as set out in the Schedule hereto.

(2) At the end of the said paragraph (1), there shall be added the following words:—

"or if it is shown to the satisfaction of the determining authority—

(i) that arrangements were made, by or on behalf of the woman, in anticipation of the confinement's taking place either elsewhere than in accommodation of a description falling within the said paragraph (*b*) or in accommodation of that description but in such circumstances that, if the confinement had taken place in that accommodation and in those circumstances, she would have been entitled to a home confinement grant; and

(ii) that, in relation to the confinement, no arrangement for her admission to the accommodation in which, or in the course of transit to which, it took place was made more than two days before the date of her admission to that accommodation or (if the confinement took place in the course of transit to that accommodation) the day during which her confinement took place; and either

(iii) that not later than the end of the third day after the day during which her confinement took place, and not later than the end of the fifth day after the date of her admission to that accommodation, she was discharged therefrom by and with the approval of a person authorised or empowered to discharge her; or

(a) 9 & 10 Geo. 6. c. 67. (b) S.I. 1954/189 (1954 I, p. 1387).

(iv) that, although the confinement took place in the course of transit to accommodation of a description falling within the said paragraph (*b*), her transit to such accommodation was not thereupon completed, or, if it was, she was not then admitted."

Dated this 29th day of March, 1955.

Osbert Peake,
Minister of Pensions and National Insurance.

Dated this 30th day of March, 1955.

R. H. M. Thompson,
Gerald Wills,
Two of the Lords Commissioners of Her Majesty's Treasury.

SCHEDULE

Regulation 2

REGULATION 5 OF THE PRINCIPAL REGULATIONS, AS AMENDED*

Accommodation treated as not falling within s. 14A (1) (b) of the Act

5.—(1) Where a woman claims a home confinement grant in respect of a confinement which took place in, or in the course of transit to, accommodation of a description falling within paragraph (*b*) of subsection (1) of section 14A of the Act, that confinement shall be treated for the purposes of that subsection as if it had not taken place in, or in the course of transit to, accommodation of that description if it was—

(*a*) accommodation in which the whole cost of the claimant's maintenance throughout the period of her confinement was paid or payable by her ; or

(*b*) accommodation in any premises (being premises managed by a voluntary organisation and used wholly or mainly for the purpose of providing accommodation for women before and after confinement, or before, during and after confinement) provided for the claimant in pursuance of arrangements made by a local authority with that voluntary organisation in accordance with a scheme made under section 21 of the National Assistance Act, 1948 ;

or if it is shown to the satisfaction of the determining authority—

(i) that arrangements were made, by or on behalf of the woman, in anticipation of the confinement's taking place either elsewhere than in accommodation of a description falling within the said paragraph (b) or in accommodation of that description but in such circumstances that, if the confinement had taken place in that accommodation and in those circumstances, she would have been entitled to a home confinement grant ; and

(ii) that, in relation to the confinement, no arrangement for her admission to the accommodation in which, or in the course of transit to which, it took place was made more than two days before the date of her admission to that accommodation or (if the confinement took place in the course of transit to that accommodation) the day during which her confinement took place ; and either

(iii) that not later than the end of the third day after the day during which her confinement took place, and not later than the end of the fifth day after the date of her admission to that accommodation, she was discharged therefrom by and with the approval of a person authorised or empowered to discharge her ; or

* The words added by these regulations are shown in italics.

(*iv*) *that, although the confinement took place in the course of transit to accommodation of a description falling within the said paragraph (b), her transit to such accommodation was not thereupon completed, or, if it was, she was not then admitted.*

(2) In the preceding paragraph, the expressions "voluntary organisation" and "local authority" have the same meanings as in section 26 of the last-mentioned Act.

EXPLANATORY NOTE

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

Under the National Insurance Act, 1946, a woman is not entitled to a home confinement grant in respect of a confinement which took place in, or in the course of transit to, accommodation of certain descriptions. The National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations, 1954, specify cases in which a confinement which took place in, or in the course of transit to, such accommodation is to be treated as if it had not so taken place; and these Regulations amend those Regulations by adding to the list of such cases.

The preliminary draft of these Regulations (described on its publication as the preliminary draft of the National Insurance (Maternity Benefit and Miscellaneous Provisions) Amendment Regulations, 1954) 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 21st February, 1955, is contained in the House of Commons Paper No. 103 (Session 1954-55) published by Her Majesty's Stationery Office.

1955 No. 983

The National Insurance (Residence and Persons Abroad) Amendment Regulations, 1955

Made - - - -	*4th July*, 1955
Laid before Parliament	*8th July*, 1955
Coming into Operation	*11th July*, 1955

The Minister of Pensions and National Insurance, in conjunction with the Treasury, in exercise of powers conferred by section 29 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, 1955, 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 11th July, 1955.

(**a**) 9 & 10 Geo. 6. c. 67.
(**b**) S.I. 1948/1275 (Rev. XVI, p. 88 : 1948 I, p. 2864).
(**c**) S.I. 1950/1264, 1946, 1952/1407 (1950 II, pp. 24, 27 ; 1952 II, p. 2205) ; reg. 21 and Second Schedule, National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations, 1954 (S.I. 1954/189 (1954 I, p. 1387)).