(or of the total of more than any one amount or equivalent amount) referred to in section 4(1)(*c*)(i) and (ii) of the National Insurance Act (Northern Ireland) 1966, may be calculated to the nearest penny (any amount of a halfpenny being disregarded)."

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 15th day of September 1966.

(L.S.) *J. E. Aiken,*
Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations amend the National Insurance (Assessment of Graduated Contributions) Regulations (Northern Ireland) 1960. They modify the provisions of those regulations in order to facilitate the calculation of graduated contributions where it would be unduly difficult or inconvenient to calculate the graduated contributions payable by reference to the normal prescribed scales.

1966. No. 219 **[C]**

NATIONAL INSURANCE

Miscellaneous Consequential Amendments and Transitional Provisions

REGULATIONS, DATED 15TH SEPTEMBER 1966, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services, in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of powers conferred by sections 10(1), 35(5), 48(3), 51(1) and 80(3) of the National Insurance Act (Northern Ireland) 1966(**a**) and section 14(6) of the National Insurance (No. 2) Act (Northern Ireland) 1966(**b**), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Miscellaneous Consequential Amendments and Transitional Provisions) Regulations (Northern Ireland) 1966, and shall come into operation on 5th October 1966.

(2) In these regulations—

"the Act" means the National Insurance Act (Northern Ireland) 1966;

(**a**) 1966. c. 6 (N.I.). (**b**) 1966. c. 16 (N.I.).

"the (No. 2) Act of 1966" means the National Insurance (No. 2) Act (Northern Ireland) 1966;

"the Claims and Payments Regulations" means the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961(**a**);

"the General Benefit Regulations" means the National Insurance (General Benefit) Regulations (Northern Ireland) 1948(**b**).

Amendments to the Claims and Payments Regulations

2.—(1) The Claims and Payments Regulations shall be amended in accordance with the provisions of paragraphs (2) to (6) with effect from 6th October 1966.

(2) For regulation 9 of the Claims and Payments Regulations (time and manner of payment of benefit) there shall be substituted the following regulation:

"Time and manner of payment of unemployment, sickness and maternity benefits and death grant

9. Subject to the provisions of these regulations, unemployment benefit, sickness benefit, maternity benefit and death grant shall be paid in accordance with an award thereof, as soon as is reasonably practicable after such an award has been made by the determining authority, by means of drafts, or in cash at any local office of the Ministry, or by such other means as may appear to the Ministry to be appropriate in the circumstances of any particular case."

(3) For regulation 10(4)(*a*) of the Claims and Payments Regulations, (time of payment of widow's benefit) there shall be substituted the following paragraph:

"(*a*) in the case of widow's benefit, child's special allowance and guardian's allowance—on Tuesdays:

Provided that where, in the case of a widow entitled to widow's supplementary allowance by virtue of section 4(1) of the National Insurance (No. 2) Act (Northern Ireland) 1966, a payment by way of widow's benefit under the National Insurance Act (Northern Ireland) 1966 does not, but a payment of widow's pension under section 19 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 does, fall to be made to that widow, the days shall be Wednesdays; and".

(4) Subject to paragraph (6), in paragraph 2(*a*)(**c**) of column (1) of Part I of the Second Schedule to the Claims and Payments Regulations (prescribed time for claiming sickness benefit), after the words "under the Act" where they first occur there shall be inserted the words "or a claim for injury benefit under the Industrial Injuries Act".

(5) In paragraph 6 of Part II of the Second Schedule to the Claims and Payments Regulations (claims in advance) sub-paragraphs (1) and (2) are hereby revoked and in sub-paragraph (3) for the words "Where for the said purposes it has been certified by a qualified practitioner", there shall be substituted the words "Where for the purposes of the provisions of the National Insurance (Medical Certification) Regulations (Northern Ireland) 1965(**d**), it has been certified".

(a) S.R. & O. (N.I.) 1961, No. 221.
(b) S.R. & O. (N.I.) 1948, No. 208.
(c) See Part I of Sch. to S.R. & O. (N.I.) 1964, No. 120.
(d) S.R. & O. (N.I.) 1965, No. 79 as amended by S.R. & O. (N.I.) 1966, No. 13.

(6) Paragraph 2(*a*) of column (1) of Part I of the Second Schedule to the Claims and Payments Regulations as amended by paragraph (4) of this regulation shall apply in relation to any claim made on or after the date on which this regulation comes into operation, but in relation to any claim made before that date the said paragraph 2(*a*) shall apply as if the amendment made to it by the said paragraph (4) had not been made.

Amendments to the General Benefit Regulations

3.—(1) Regulation 8 of the General Benefit Regulations (interim payments, arrears and repayments) shall be amended in accordance with the provisions of paragraphs (2) and (3) with effect from 6th October 1966.

(2) After paragraph (5) of the said regulation 8 there shall be inserted the following paragraphs:

"(5A) The provisions of paragraph (4) shall apply to earnings-related supplement payable by way of an increase of unemployment benefit or sickness benefit under section 2 of the National Insurance (No. 2) Act (Northern Ireland) 1966 with the following modifications:

(*a*) earnings-related supplement of unemployment benefit may be treated as paid on account of sickness benefit and earnings-related supplement of sickness benefit may be treated as paid on account of unemployment benefit; and

(*b*) where two or more claims are made for benefit by an insured person in respect of different periods in (or in what, but for section 20(4)(*b*) of the National Insurance Act (Northern Ireland) 1966, would have been) the same period of interruption of employment, and (at the date when a claim in respect of any such first-mentioned period is determined, or the decision in respect thereof is revised, in favour of that person by the determining authority) an increase of benefit by way of earnings-related supplement under the said section 2 has been received by him in respect of any days in the said period of interruption of employment subsequent to the days to which that determination or the said revised decision relates, then, if it is shown that by reason of section 2(3) of the said (No. 2) Act of 1966 (limitation of earnings-related supplement to 156 days in the same period of interruption of employment) benefit would be overpaid if the increase of such benefit payable under the said determination or the said revised decision were paid, the provisions of head (*a*) of the said paragraph (4) shall apply to such benefit.

(5B) Where a sum on account of earnings-related supplement is shown to have been paid to any person for days for which he was not entitled thereto, then, in determining for the purposes of section 2(3) of the National Insurance (No. 2) Act (Northern Ireland) 1966 whether that person has been entitled to the supplement in respect of an aggregate of 156 days, any days for which any such sum has been so paid shall be treated as if they were days for which that person was entitled to the supplement, except that if that sum or any part thereof is recovered there shall be excluded a number of days (to the nearest whole number) equal to the number to be obtained by dividing the amount recovered by the daily rate at which the supplement was paid."

(3) Paragraph (8A)(a) of the said regulation 8 is hereby revoked.

(a) S.R. & O. (N.I.) 1949, No. 196.

Amendment to the National Insurance (Contributions) Regulations

4. In regulation 10(1)(*a*) of the National Insurance (Contributions) Regulations (Northern Ireland) 1962(**a**) (widow's exception from liability to pay a contribution for the week in which the death of her husband occurs and each of the thirteen succeeding weeks), except in its application to a case where the husband died on or before 5th July 1966, for the words "thirteen weeks" there shall be substituted the words "twenty-six weeks".

Amendment to the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations

5.—(1) Regulation 2A(**b**) of the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations (Northern Ireland) 1961 shall be amended in accordance with the provisions of paragraphs (2) to (4).

(2) For the words "section 4(5) of the Act of 1959" in the said regulation 2A, there shall be substituted the words "section 35(4) of the National Insurance Act (Northern Ireland) 1966".

(3) In paragraph (*a*) of the proviso to the said regulation, immediately after the words "a graduated contribution", there shall be inserted the words "as for employment which is not a non-participating employment".

(4) In the said paragraph (*a*), immediately after the words "section 1(1)(*b*)(iii) of the Act of 1959", there shall be inserted the words "or, as the case may be, under the said section as amended by section 4(1) of the National Insurance Act (Northern Ireland) 1963, or under paragraph (*c*) of section 4(1) of the National Insurance Act (Northern Ireland) 1966, or under the said paragraph (*c*) as amended by section 1(2) of the National Insurance (No. 2) Act (Northern Ireland) 1966", and the words contained in brackets in the said paragraph (*a*) shall be omitted.

Amendment to the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations

6. Regulation 6 of the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1953(**c**) (set-off of unemployment or sickness benefit against grants) shall cease to have effect except as respects confinements which occur before 6th October 1966.

Transitory provision relating to exhaustion of right to unemployment benefit

7.—(1) Section 20(1) of the Act (exhaustion of right to unemployment benefit) shall apply in relation to a day of unemployment occurring on or after 6th October 1966 in accordance with the provisions of paragraphs (2) to (5).

(2) If under the rules appertaining under the said section 20(1) before it was amended by section 3(3) of the (No. 2) Act of 1966 (hereinafter in this regulation referred to as "the old rules"), a person's right to unemployment benefit in a period of interruption of employment which commenced before 6th October 1966 is not exhausted before that date but would be exhausted before or when he had been entitled to unemployment benefit for three hundred and twelve days in that period of interruption of employment, the rules appertaining under the said section 20(1), as amended by the said section 3(3), (hereinafter in this regulation referred to as "the new rules") shall apply.

(3) If under the old rules a person's right to unemployment benefit in a period of interruption of employment which commenced before 6th October

(**a**) S.R. & O. (N.I.) 1962, No. 65.
(**b**) See reg. 7 of S.R. & O. (N.I.) 1965, No. 11
(**c**) S.R. & O. (N.I.) 1953, No. 123.

1966 is not exhausted before that date or before he has been entitled to unemployment benefit for more than three hundred and twelve days in that period of interruption of employment, the old rules shall continue to apply until his right to unemployment benefit is exhausted under those rules or until 4th October 1967, whichever first occurs, when the new rules shall apply subject to his requalifying for unemployment benefit if his right thereto under the old rules had become exhausted on or before 4th October 1967 or, if not, if he has been entitled to unemployment benefit for three hundred and twelve days or more in that period of interruption of employment.

(4) If under the old rules a person's right to unemployment benefit is exhausted before 6th October 1966, the new rules shall apply to him on his requalifying for unemployment benefit.

(5) The new rules shall apply in relation to any period of interruption of employment commencing on or after 6th October 1966.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 15th day of September 1966.

(L.S.) *J. E. Aiken,*
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 15th day of September 1966.

(L.S.) *R. R. Butler,*
Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations make minor amendments, consequential on the National Insurance (No. 2) Act (Northern Ireland) 1966, to the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961, the National Insurance (General Benefit) Regulations (Northern Ireland) 1948, the National Insurance (Contributions) Regulations (Northern Ireland) 1962, the National Insurance (Graduated Retirement Benefit and Consequential Provisions) Regulations (Northern Ireland) 1961, and the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1953. They also contain a transitional provision relating to exhaustion of right to unemployment benefit.