EXPLANATORY NOTE

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

These Regulations provide, for the purposes of the right to retirement pension of a woman by virtue of her own insurance, a method of calculating the yearly average of contributions of a husband who entered insurance on 5th July, 1948, but who attained the age of sixty-five or whose marriage terminated by death or otherwise before the expiration of his first contribution year. They also provide that new entrants who (being over school-leaving age on 5th July, 1948) attain the age of sixty-five in the case of a man or sixty in the case of a woman within three years of entry into insurance and so cannot satisfy the contribution conditions for widow's benefit or retirement pension, shall not, on attaining that age, be liable to pay contributions as employed or self-employed persons and shall be entitled in respect of each contribution paid to a refund of that portion of the contribution which is attributable to widow's benefit and retirement pension.

The National Insurance (New Entrants Transitional) Amendment Provisional Regulations, 1958, are revoked and replaced by these Regulations.

Preliminary drafts of these Regulations were submitted to the National Insurance Advisory Committee in accordance with section 77 of the National Insurance Act, 1946, and their reports thereon, dated the 14th July, 1958, are contained in House of Commons Paper No. 258 (Session 1957-58) published by Her Majesty's Stationery Office.

1958 No. 2124

The National Insurance (New Entrants Transitional) Amendment (No. 2) Regulations, 1958

Made - - - -	15*th December*, 1958
Laid before Parliament	18*th December*, 1958
Coming into Operation	19*th December*, 1958

The Minister of Pensions and National Insurance, in conjunction with the Treasury, in exercise of powers conferred by section 71 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 (New Entrants Transitional) Amendment (No. 2) Regulations, 1958, shall be read as one with the National Insurance (New Entrants Transitional) Regulations, 1949(**b**), as amended(**c**), (hereinafter referred to as "the principal regulations") and shall come into operation on the 19th December, 1958.

(**a**) 9 & 10 Geo. 6. c. 67.
(**b**) S.I. 1949/352 (1949 I, p. 2737).
(**c**) S.I. 1949/1204, 1952/2144, 1955/493, 1957/2077, 2147, 1958/1239 (1949 I, p. 2708; 1952 II, p. 2154; 1955 I, p. 1586; 1957 I, pp. 1556, 1694; 1958 II, p. 1661); *and see* reg. 2 S.I. 1957/269 (1957 I, p. 1692).

Addition to the principal regulations

2. After regulation 4A(**a**) of the principal regulations there shall be added the following regulation:—

"*Modifications of the Act in relation to new entrants who enter insurance too late to be able to satisfy the condition as to yearly average of contributions for widow's benefit or retirement pension*

4B.—(1) Subject to paragraph (2) of this regulation, as respects any insured person—

(*a*) who entered insurance at a time such that the yearly average of contributions paid by or credited to him at the date of his attaining pensionable age calculated in accordance with the provisions of these regulations could not have amounted to thirteen or more; and

(*b*) to whom the provisions of paragraph (1) of regulation 4A would apply, or but for the provisions of paragraph (2) thereof would apply, if he had not entered insurance before the beginning of the period before he attained the age of sixty-five (or, in the case of a woman, sixty) therein specified;

the provisions of sub-paragraphs (i) and (ii) of the said paragraph (1) shall apply.

(2) The provisions of paragraph (1) of this regulation shall not apply to any person who under the provisions of the Act or any regulations or orders made thereunder is deemed to have satisfied, or would, if he had retired from regular employment and made a claim to a retirement pension, have been treated as satisfying the condition specified in paragraph (1) of regulation 7 of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations, 1948(**b**) (under which a person may be entitled to widow's benefit or retirement pension if the yearly average of contributions paid or credited is not less than thirteen)."

Substitution of Second Schedule to the principal regulations

3. The revised Schedule set out in the Schedule to these regulations shall be substituted for the Second Schedule(**c**) to the principal regulations.

Dated this Thirteenth day of December, 1958.

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

Dated this Fifteenth day of December, 1958.

Martin Redmayne,
Harwood Harrison,
Two of the Lords Commissioners
of Her Majesty's Treasury.

(**a**) *See* reg. 3 S.I. 1958/1239 (Pt. II, p. 1661, of this volume).

(**b**) S.I. 1948/1261 (Rev. XVI, p. 207 : 1948 I, p. 2704). There is no relevant amendment.

(**c**) *See* reg. 4 and Second Schedule S.I. 1958/1239 (Pt. II, p. 1661 of this volume).

SCHEDULE

Regulation 3

(*Note*:—The following provisions are by regulation 3 of these regulations incorporated in the principal regulations as the Second Schedule thereto in substitution for the existing Schedule.)*

"SECOND SCHEDULE

Regulation 4A

REFUNDS OF CONTRIBUTIONS TO PERSONS ENTERING INSURANCE *TOO LATE TO BE ABLE TO SATISFY THE CONTRIBUTION CONDITIONS FOR WIDOW'S BENEFIT OR RETIREMENT PENSION*

1. Applicable to contributions in respect of contribution weeks terminating before 3rd February, 1958.

Men				Women			
Age of man at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-Employed	Non-Employed	Age of woman at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-Employed	Non-Employed
	Portion of contribution to be refunded				Portion of contribution to be refunded		
	pence 41·7	pence 66·6	pence 64·2		pence 32·3	pence 52·1	pence 48·7
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	Total number of pence to be refunded (including interest) in respect of each contribution				Total number of pence to be refunded (including interest) in respect of each contribution		
65 and over ...	42	67	65	60 and over ...	33	53	49
64	43	68	66	59	33	53	50
63	44	70	67	58	34	55	51
62	45	72	69	57	35	56	52
61	*46*	*74*	*71*	*56*	*36*	*58*	*54*

2. Applicable to contributions in respect of contribution weeks commencing on or after 3rd February, 1958.

Men				Women			
Age of man at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-Employed	Non-Employed	Age of woman at expiration of period of currency of contribution card on which contribution was paid	Employed	Self-Employed	Non-Employed
	Portion of contribution to be refunded				Portion of contribution to be refunded		
	pence 56·7	pence 88·3	pence 84·7		pence 45·1	pence 68·0	pence 64·7
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	Total number of pence to be refunded (including interest) in respect of each contribution				Total number of pence to be refunded (including interest) in respect of each contribution		
65 and over ...	57	89	85	60 and over ...	46	68	65
64	58	91	87	59	46	70	66
63	60	93	89	58	47	71	68
62	61	95	91	57	49	73	70
61	*63*	*97*	*94*	*56*	*50*	*75*	*71*
60	*64*	*100*	*96*	*55*	*51*	*77*	*73*
59	*66*	*102*	*98*	*54*	*52*	*79*	*75* "

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

EXPLANATORY NOTE

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

These Regulations apply to persons who (being over school-leaving age on the 5th July, 1948) enter into insurance at a time which, although more than three years before their attaining the age of sixty-five in the case of a man or sixty in the case of a woman, makes it impossible for them to satisfy the condition as to yearly average of contributions necessary to qualify for widow's benefit or retirement pension. The Regulations apply to them the provisions governing the position of persons who enter into insurance within three years before attaining pensionable age, so that on attaining that age they cease to be liable to pay contributions and are entitled to a refund of that portion of each contribution they have paid which is attributable to widow's benefit and retirement pension.

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 12th December, 1958, is contained in House of Commons Paper No. 37 (Session 1958–59) published by Her Majesty's Stationery Office.

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

BENEFIT

1958 No. 1083

The National Insurance (Industrial Injuries) (Benefit) 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 32 (1) and 86 of the National Insurance (Industrial Injuries) Act, 1946(**a**), hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Benefit) Amendment Regulations, 1958, shall be read as one with the National Insurance (Industrial Injuries) (Benefit) Regulations, 1948(**b**) (hereinafter referred to as " the principal regulations "), and shall come into operation on the 7th July, 1958.

(a) 9 & 10 Geo. 6. c. 62. (b) S.I. 1948/1372 (Rev. XVI, p. 441: 1948 I, p. 2918).