EXPLANATORY NOTE

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

These Regulations add a new provision to the National Insurance (Married Women) Regulations, 1948, whereby a widow, on ceasing to be entitled to a widow's allowance or a widowed mother's allowance in certain circumstances, is deemed to satisfy the contribution conditions for unemployment and sickness benefit and retirement pension as respects the minimum number of contributions required to have been paid since her entry into insurance; she is also granted certain credits of contributions counting for unemployment and sickness benefit, is treated as having paid certain contributions counting for the purpose of additional days of unemployment benefit and is relieved from the possibility of exhausting her right to sickness benefit. The transitory provisions of the Regulations provide for conferring similar rights on certain existing widows not entitled to widow's allowance when the Regulations come into effect. The remaining provisions are of a minor or consequential character.

1956 No. 2021

The National Insurance (Residence and Persons Abroad) Amendment Regulations, 1956

Made - - - -	18*th December*, 1956
Laid before Parliament	21*st December*, 1956
Coming into Operation	22*nd December*, 1956

The Minister of Pensions and National Insurance, in conjunction with the Treasury, in exercise of the powers conferred by section 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, 1956, 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 22nd December, 1956.

(**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)); S.I. 1955/983 (1955 I, p. 1624).

Amendment of regulation 5 (2) of the principal regulations

2.—(1) Paragraph (2) of regulation 5 of the principal regulations (which relates to the payment of contributions as a non-employed or self-employed person in respect of periods outside Great Britain) shall be amended in accordance with the provisions of paragraph (2) of this regulation and shall have effect as set out in the Schedule hereto.

(2) After sub-paragraph (*b*) of paragraph (2) of the said regulation 5, there shall be added the following sub-paragraph:—

"(*bb*) Any contribution which a person is entitled to pay under sub-paragraph (*a*) of this paragraph may be paid—

(i) by a person who is ordinarily resident in Great Britain or who has resided therein for an aggregate period of at least ten years, at any time not later than the end of the sixth contribution year following the contribution year which includes the contribution week in respect of which it is payable; and

(ii) by any other person at any time before the end of the benefit year next following the contribution year which includes the contribution week in respect of which the contribution is payable, or within such longer period, being a period ending not later than the end of the sixth contribution year following the contribution year which includes the said contribution week, as the Minister may in a particular case allow."

Revocation of regulation 6 of the principal regulations

3. Regulation 6 of the principal regulations (which contains special provisions for payment of contributions in respect of periods abroad by persons returning to Great Britain) is hereby revoked but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Dated this 14th day of December, 1956.

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

Dated this 18th day of December, 1956.

Martin Redmayne,
Gerald Wills,
Two of the Lords Commissioners
of Her Majesty's Treasury.

SCHEDULE

Regulation 2

CONTAINING REGULATION 5 (2) OF THE PRINCIPAL REGULATIONS AS AMENDED BY THESE REGULATIONS*

(2) (*a*) Subject to the conditions specified in sub-paragraph (*b*) of this paragraph, an insured person shall, for any week during the whole of which he is outside Great Britain, and for which by virtue of paragraph (1) of this regulation he is not liable to pay a contribution as an insured person, be entitled to pay a contribution as a non-employed person or, if he so desires and is gainfully occupied in that week, as a self-employed person.

(*b*) The conditions referred to in the preceding sub-paragraph are:—

(i) either that, subject to the provisions of sub-paragraph (*c*) of this paragraph, not less than one hundred and fifty-six contributions of any class under the Act had been paid by him as an insured person, or, alternatively, that he had been resident in Great Britain for a continuous period of not less than three years at any time before the week in question.

(*bb*) *Any contribution which a person is entitled to pay under sub-paragraph (a) of this paragraph may be paid—*

(i) *by a person who is ordinarily resident in Great Britain or who has resided therein for an aggregate period of at least ten years, at any time not later than the end of the sixth contribution year following the contribution year which includes the contribution week in respect of which it is payable; and*

(ii) *by any other person at any time before the end of the benefit year next following the contribution year which includes the contribution week in respect of which the contribution is payable, or within such longer period, being a period ending not later than the end of the sixth contribution year following the contribution year which includes the said contribuion week, as the Minister may in a particular case allow.*

(*c*) For the purposes of the first of the alternative conditions contained in sub-paragraph (*b*) (i) of this paragraph, the following provisions shall apply:—

(i) in the case of a person who became insured under the Insurance Act or the Contributory Pensions Act before the 30th September, 1946, and who continued to be an insured person under either of those Acts up to immediately before the appointed day, and in respect of whom the contributions paid before that day under those Acts since his last entry into insurance were not less than one hundred and four, the said condition shall be deemed to be satisfied;

(ii) in the case of a person who became so insured on or after the said 30th September, or in respect of whom less than one hundred and four such contributions were so paid before the appointed day, and who continued to be an insured person under the Insurance Act or the Contributory Pensions Act up to immediately before that day, any such contributions shall count towards the satisfaction of the said condition; and

(iii) in either of the foregoing cases, if more than one contribution has been paid under the said Acts for any one week, any such contributions shall for the purposes of this sub-paragraph be treated as if they were one contribution.

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* The words 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 amend the National Insurance (Residence and Persons Abroad) Regulations, 1948, by varying the time limits within which certain persons may pay contributions which they are entitled but not liable to pay in respect of periods abroad, and by revoking the provisions under which a person who was absent from Great Britain on the 5th July, 1948, might pay contributions in respect of the period spent abroad if he returned to Great Britain within three years of that date or within such longer period as the Minister might determine.

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 12th December, 1956, is contained in House of Commons Paper No. 29 (Session 1956-57) published by Her Majesty's Stationery Office.

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

ADMINISTRATION

1956 No. 1072 (C. 7)

The Family Allowances and National Insurance Act, 1956 (Commencement) Order, 1956

For the text of this Order, *see* p. 924 above.

BENEFIT

1956 No. 1188

The National Insurance (Industrial Injuries) (Widow's Benefit and Miscellaneous Provisions) Regulations, 1956

Made - - - -	31*st July*, 1956
Laid before Parliament	3*rd August*, 1956
Coming into Operation	4*th August*, 1956

The Minister of Pensions and National Insurance, in exercise of powers conferred by section 19 (3) (*d*) of the National Insurance (Industrial Injuries) Act, 1946(**a**), as amended by section 2 of the Family Allowances and National Insurance Act, 1956(**b**), and by section 9 of the Family Allowances and National Insurance Act, 1952(**c**), as applied by section 6 of the said Act of

(**a**) 9 & 10 Geo. 6. c. 62. (**b**) 4 & 5 Eliz. 2. c. 50. (**c**) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 29.