STATUTORY INSTRUMENTS

1967 No. 828

SOCIAL SECURITY

The National Insurance (Residence and Persons Abroad) Amendment Regulations 1967

Made - - - -	*25th May* 1967
Laid before Parliament	*2nd June* 1967
Coming into Operation	*5th June* 1967

The Minister of Social Security, in conjunction with the Treasury, in exercise of powers conferred by sections 49(1) and 103(1) of the National Insurance Act 1965(a) and of all other powers enabling her 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 1967, 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 5th June 1967.

Provision added to the principal regulations

2. After regulation 7(1) of the principal regulations, there shall be inserted the following paragraph:—

"(1A) A person shall not, during such period as the Minister may allow, be disqualified for receiving sickness benefit by reason of being temporarily absent from Great Britain if—

(*a*) on the day on which the absence began he was, and had for the past six months continuously been, incapable of work; and

(*b*) on the day for which benefit is claimed he has been continuously so incapable since the absence began".

Transitory provision

3.—(1) An appropriate contribution shall, for each relevant contribution week, be credited to an insured person who is temporarily absent from Great Britain on the date of coming into operation of these regulations and in whose case the Minister, by virtue of the last preceding regulation, allows a period of non-disqualification for the receipt of sickness benefit to begin on that date:

Provided that the insured person shall not, by virtue of this paragraph, be entitled to benefit of any description in respect of a period before that date.

(2) In the foregoing paragraph—

(*a*) "relevant contribution week" means a contribution week wholly or partly occurring after the absence began and before the date of coming into operation of these regulations, being a contribution week for which

(a) 1965 c. 51. (b) S.I. 1948/1275 (Rev. XVI) p. 88: 1948 I, p. 2864).
(c) The relevant amending instruments are S.I. 1957/1300, 1958/1084 (1957 I, p. 1687; 1958 II, p. 1581).

a contribution as an employed or self-employed person would have been credited to the insured person but for his being disqualified for receiving sickness benefit by reason of the absence ; and

(*b*) " appropriate contribution " means such a contribution as would have been credited to him but for that disqualification.

Margaret Herbison,
Minister of Social Security.

24th May 1967.

E. Alan Fitch,
William Whitlock,
Two of the Lords Commissioners of Her Majesty's Treasury.

25th May 1967.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the National Insurance (Residence and Persons Abroad) Regulations 1948 and extend the circumstances in which persons who are temporarily absent from Great Britain may be paid sickness benefit. A transitory provision authorises contributions to be credited for certain periods in the case of persons already abroad when the regulations come into operation.

The preliminary draft of these Regulations was submitted to the National Insurance Advisory Committee in accordance with section 108 of the National Insurance Act 1965, and their report thereon, dated 18th May 1967, is contained in the House of Commons Paper No. 491 (Session 1966–67) published by Her Majesty's Stationery Office.