18. SEAMEN'S SPECIAL FUND

The National Insurance (Seamen's Special Fund) Regulations, 1948

1948 No. 1423

Made - - - -	*28th June*, 1948
Laid before Parliament	*29th June*, 1948
Coming into Operation	*5th July*, 1948

M.N.I. 140.

The National Insurance Joint Authority, in conjunction with the Treasury, in exercise of the powers conferred by section 69 of the National Insurance Act, 1946, and of all other powers enabling them in that behalf, hereby make the following regulations:—

9 & 10 Geo. 6. c. 67.

Citation, commencement and interpretation.

1.—(1) These regulations may be cited as the National Insurance (Seamen's Special Fund) Regulations, 1948, and shall come into operation on the 5th July, 1948.

(2) In these regulations, unless the context otherwise requires—

"the Act" means the National Insurance Act, 1946;

"the Joint Authority" means the National Insurance Joint Authority;

and other expressions have the same meanings as in the Act.

(3) References in these regulations to any enactment shall include references to such enactment as amended by any subsequent enactment, order or regulations.

52 & 53 Vict. c. 63.

(4) The Interpretation Act, 1889, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Continuance of Seamen's Special Fund. 26 Geo. 5. & 1 Edw. 8. c. 32.

2. The scheme, dated the 2nd December, 1944, relating to the administration of benefits out of the Seamen's Special Fund, established for the purpose of section 138 of the National Health Insurance Act, 1936 (and incorporated by Royal Charter under the name of the Royal Seamen's Pension Fund) shall, notwithstanding the repeal of that section, continue in force for the purpose of the corresponding provision(a) of the Act and shall continue to be administered by the body constituted for the purposes of the said section 138 under a scheme dated the 4th December, 1929, made by the National Health Insurance Joint Committee.

Interpretation of schemes.

3. In the said schemes, unless the context otherwise requires—

(*a*) references to the National Health Insurance Joint Committee shall be construed as references to the Joint Authority; and

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(a) *See* s. 58, National Insurance Act, 1946.

(*b*) references to any enactments repealed by section 65 of the Act shall be construed as references to the corresponding provisions of the Act.

Power to revoke or vary schemes.

4. The Joint Authority may revoke the said schemes and may prepare new schemes in like manner as the originals, or may vary or amend the existing scheme in such manner as they may from time to time direct.

Modification of provisions for audit.

5. The books and accounts relating to the Seamen's Special Fund shall be made up and balanced as at the end of each year and, when required, be submitted to audit by auditors appointed by the Treasury.

Modification of provisions for valuation, etc.

6.—(1) A valuation of the assets and liabilities of the Seamen's Special Fund shall be made by a valuer, to be appointed by or with the approval of the Treasury, at such times and on such basis as the Joint Authority may direct.

(2) Where, on a valuation being made in accordance with the last preceding paragraph, there is found either a surplus, which is certified by the valuer to be disposable, or a deficiency in the Seamen's Special Fund, that surplus shall be disposed of or that deficiency extinguished in such manner as the Joint Authority shall direct.

Modification of scheme for administration of benefits. 11 & 12 Geo. 5. c. 12.

7. Paragraph 17 of the said scheme dated the 2nd December, 1944 (which paragraph confers power to contribute towards the expenses of the committee constituted under section 7 of the Public Health (Tuberculosis) Act, 1921) shall cease to have effect.

Given under the official seal of the National Insurance Joint Authority this 28th day of June, nineteen hundred and forty-eight.

(L.S.)

C. D. Curtis,
Secretary,
National Insurance Joint Authority.

R. J. Taylor,
J. W. Snow,
Two of the Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

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

These Regulations continue in force, notwithstanding the repeal of section 138 of the National Health Insurance Act, 1936, the scheme relating to the Seamen's Special Fund established for the purpose of that section, with modifications, for the purpose of the corresponding provision of the National Insurance Act, 1946, and provides for the administration of that scheme by the body constituted for the purposes of the said section 138.