1954 No. 117

The National Insurance (Unemployment and Sickness Benefit) Amendment Regulations, 1954

Made - - - -	*2nd February*, 1954
Laid before Parliament	*2nd February*, 1954
Coming into Operation	*5th February*, 1954

The National Insurance Joint Authority(a), in exercise of powers conferred by section 11 (3) of the National Insurance Act, 1946(b), and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Unemployment and Sickness Benefit) Amendment Regulations, 1954, shall be read as one with the National Insurance (Unemployment and Sickness Benefit) Regulations, 1948(c) (hereinafter referred to as "the principal regulations"), as amended(d), and shall come into operation on the 5th February, 1954.

Amendment of regulation 1 of the principal regulations

2. In paragraph (2) of regulation 1 of the principal regulations (which makes provision for their interpretation), after the definition of "the determining authority", there shall be inserted the following definition:—

> "'the standard daily rate of unemployment benefit' means, in relation to any person, one-sixth of the weekly rate which is specified in the second column of paragraph 1 of Part I of the Second Schedule to the Act as the weekly rate of unemployment benefit in the case of a person of the same age, sex and marital status during any period during which such a person is not entitled to an increase of benefit in respect of a child or an adult dependant and, if a married woman, is not unable to obtain any financial assistance from her husband;".

Amendment of regulation 6 of the principal regulations, as amended

3.—(1) Paragraph (1) of regulation 6 of the principal regulations as amended(e) (which paragraph relates to days which are not to be treated, for the purposes of unemployment benefit and sickness benefit, as days of

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(a) *See* s. 63 (2), National Insurance Act, 1946, and National Insurance (Northern Ireland Reciprocal Arrangements) Regulations, 1948 (S.I. 1948/211 (Rev. XVI, p. 367: 1948 I, p. 2905)).
(b) 9 & 10 Geo. 6. c. 67.
(c) S.I. 1948/1277 (Rev. XVI, p. 212: 1948 I, p. 2676).
(d) S.I. 1949/1391, 1983 (1949 I, pp. 2698, 2700), regs. 3 and 6 and Schedule A, National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations, 1952 (S.I. 1952/2144 (1952 II, p. 2154)); reg. 21 and Second Schedule, National Insurance (Maternity Benefit and Miscellaneous Provisions) Provisional Regulations, 1953 (S.I. 1953/1153 (1953 I, p. 1342).
(e) S.I. 1949/1391, 1983 (1949 I, pp. 2698, 2700).

unemployment or incapacity for work) shall be amended in accordance with the following provisions of this regulation.

(2) In sub-paragraph (*d*) of the said paragraph (1), for the words from "or receives" to the end of the sub-paragraph, there shall be substituted the words—

"or receives, by way of compensation for the loss of the remuneration which he would have received for that day if the employment had not been terminated, payment of an amount which exceeds the amount arrived at by deducting the standard daily rate of unemployment benefit from two-thirds of the remuneration lost in respect of that day;"

and accordingly that sub-paragraph shall have effect as set out in the Schedule to these regulations.

Given under the official seal of the National Insurance Joint Authority this 2nd day of February, nineteen hundred and fifty-four.

(L.S.)

T. C. Stephens,
Secretary,
National Insurance Joint Authority.

SCHEDULE Regulation 3.

REGULATION 6 (1) (*d*) OF THE PRINCIPAL REGULATIONS AS AMENDED*

(*d*) a day shall not be treated as a day of unemployment if it is a day in respect of which a person, notwithstanding that his employment has terminated, continues to receive wages *or receives, by way of compensation for the loss of the remuneration which he would have received for that day if the employment had not been terminated, payment of an amount which exceeds the amount arrived at by deducting the standard daily rate of unemployment benefit from two-thirds of the remuneration lost in respect of that day;*

EXPLANATORY NOTE

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

These Regulations amend one of the provisions of the National Insurance (Unemployment and Sickness Benefit) Regulations, 1948, relating to days of unemployment. They alter the circumstances in which a day cannot be treated as a day of unemployment in the case of persons who are in receipt of compensation for loss of remuneration for that day.

The preliminary draft of these Regulations (described on its publication as the preliminary draft of the National Insurance (Unemployment and Sickness Benefit) Amendment Regulations, 1953) 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 22nd January, 1954, is contained in the House of Commons Paper No. 68 (Session 1953–54) published by Her Majesty's Stationery Office.

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* The words substituted by these regulations are shown in italics.