13); (*k*) existing contributors in receipt of payments under existing approved arrangements for supplementation of unemployment benefit (regulation 14); (*l*) existing contributors who are, on the appointed day, attending courses authorised under the Unemployment Insurance Act (regulation 15); (*m*) one or two day workers (regulation 16); (*n*) married women (regulation 17); (*o*) certain existing contributors who attain pensionable age on or after the appointed day and who have not retired from regular employment (regulation 18); (*p*) overlapping benefits (regulations 19 and 20); (*q*) employed persons who are empowered to recover from their employers any unemployment benefit lost by reason of an employer's failure or neglect to pay contributions in respect of a period before the appointed day (regulation 21); and (*r*) recovery of overpayments of unemployment benefit occurring before the appointed day, by deduction from any benefit under the Act, or otherwise (regulation 22). The remaining provisions are of an incidental or consequential character.

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# The National Insurance (Unemployment Benefit) (Transitional) Amendment Regulations, 1948

## 1948 No. 2427

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| *Made* - - - - | *8th November,* 1948 |
| *Laid before Parliament* | *9th November,* 1948 |
| *Coming into Operation* | *12th November,* 1948 |

M.N.I. 150.

The Minister of National Insurance, in conjunction with the Treasury, in exercise of the powers conferred by section 65 of the National Insurance Act, 1946, and of all other powers enabling him in that behalf, hereby makes the following regulations:—

9 & 10 Geo. 6. c. 67.

**1.** These regulations, which may be cited as the National Insurance (Unemployment Benefit) (Transitional) Amendment Regulations, 1948, shall be read as one with the National Insurance (Unemployment Benefit) (Transitional) Regulations, 1948(a) (hereinafter referred to as "the principal regulations") and shall come into operation on the 12th November, 1948.

**2.** Regulation 11 of the principal regulations shall be amended as follows:—

(*a*) At the end of paragraph (1) there shall be added the following proviso:—

"Provided that if, in the case of a claim by a seasonal worker for unemployment benefit under the Act in respect of any day occurring before the 5th July, 1949, he is unable to prove that he has satisfied the additional conditions contained in sub-paragraphs (*a*) and (*b*) of this paragraph but proves that he satisfies the following alternative condition, namely, that he could, but for the Act, have fulfilled the first statutory condition for the receipt of agricultural benefit(b)

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(a) S.I. 1948 No. 1279, p. 2685 above.

(b) *See* s. 22 (1), Unemployment Insurance Act, 1935 (25 & 26 Geo. 5. c. 8) and s. 4 and Fifth Schedule, Unemployment Insurance (Agriculture) Act, 1936 (26 Geo. 5. & 1 Edw. 8. c. 13).

under the Unemployment Insurance Act in respect of a day occurring on or after the 1st January, 1948, had he then made a claim for benefit, account being taken only of agricultural contributions, this paragraph shall apply in respect of any such claim for unemployment benefit with the substitution for those additional conditions of that alternative condition, but in that event the provisions of paragraph (2A) of this regulation shall also apply in this case."

(*b*) After paragraph (2) there shall be inserted the following new paragraph:—

" (2A) A person to whom the proviso to paragraph (1) of this regulation applies shall, from the first day that proviso becomes applicable, be treated in respect of any claim to unemployment benefit in respect of that or any subsequent day in the period beginning with that day and ending with the 4th July, 1949, as if subsection (1) of section 12 of the Act applied to him with the substitution for the reference therein to one hundred and eighty days (or to such greater number of days as may be allowed under regulation 10) of a reference to ninety days."

Dated this 8th day of November, 1948.

*James Griffiths,*
Minister of National Insurance.

*R. J. Taylor,*
*Joseph Henderson,*
Two of the Lords Commissioners of His Majesty's Treasury.

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## EXPLANATORY NOTE

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

These Regulations allow a seasonal worker in agriculture, who would be disqualified for receiving unemployment benefit by the provisions of regulation 11 of the National Insurance (Unemployment Benefit) (Transitional) Regulations, 1948, which impose additional conditions on seasonal workers claiming unemployment benefit, to receive unemployment benefit in respect of any day occurring in the period ending on the 4th July, 1949, notwithstanding that those conditions are not satisfied. This concession, however, only applies to a person who could on any day occurring on or after the 1st January, 1948, satisfy the first statutory condition for the receipt of agricultural benefit under the Unemployment Insurance Act, 1935, had he then made a claim for benefit. In the case of such a person, the period for exhaustion of unemployment benefit is restored to ninety days, which was the period applicable to agricultural workers immediately before the 5th July, 1948.