EXPLANATORY NOTE

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

These Regulations, which amend the National Insurance (Widow's Benefit and Retirement Pensions) Regulations, 1948, provide that persons in receipt of retirement pensions, with certain exceptions, may elect to give up their pensions and re-enter regular employment. If they do this they pay contributions, and thereby may earn the right to an increased pension when they again retire. Where both husband and wife are receiving retirement pensions by virtue of his insurance he cannot elect without his wife's consent, unless that consent is unreasonably withheld, and if he does elect the wife cannot draw her pension while the election is in force. No person can make more than one election. A contribution paid by a woman over pensionable age for a week in respect of which she is entitled to certain benefit or her husband is entitled to an increase of benefit for her shall not be counted for the purpose of increasing her pension. The remaining provisions are of a minor and consequential character.

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 the 28th June, 1957, is contained in House of Commons Paper No. 239 (Session 1956-57) published by Her Majesty's Stationery Office.

1957 No. 1949

The National Insurance (Widow's Benefit and Retirement Pensions) Amendment (No. 2) Regulations, 1957

Made - - - -	11*th November*, 1957
Laid before Parliament	15*th November*, 1957
Coming into Operation	18*th November*, 1957

The National Insurance Joint Authority, in conjunction with the Treasury, in exercise of powers conferred by section 25 of the National Insurance Act, 1946(a), 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 (Widow's Benefit and Retirement Pensions) Amendment (No. 2) Regulations, 1957, shall be read as one with the National Insurance (Widow's Benefit and Retirement Pensions) Regulations, 1948(b), as amended(c) (hereinafter referred to as " the principal regulations ") and shall come into operation on the 18th November, 1957.

Amendment of regulation 7 of the principal regulations

2.—(1) Regulation 7 of the principal regulations shall be amended in accordance with the provisions of the next following paragraph of this regulation, and shall accordingly have effect as set out in Part I of the Schedule hereto.

(a) 9 & 10 Geo. 6. c. 67. (b) S.I. 1948/1261 (Rev. XVI, p. 207: 1948 I, p. 2704).
(c) S.I. 1951/1232, 1952/2144, 1953/979, 1955/493, 1956/1199, 1957/1309 (1951 I, p. 1457; 1952 II, p. 2154; 1953 I, p. 1368; 1955 I, p. 1586; 1956 I, p. 1625; 1957 I, p. 1615).

(2) In paragraph 2 of regulation 7 of the principal regulations, for the words " a wife " there shall be substituted the words " an adult dependant ".

Amendment of the Schedule to the principal regulations

3.—(1) The Schedule to the principal regulations shall be amended in accordance with the provisions of the next following paragraph of this regulation and shall accordingly have effect as set out in Part II of the Schedule hereto.

(2) In the Schedule to the principal regulations for the words " a wife " there shall be substituted the words " an adult dependant ".

Given under the official seal of the National Insurance Joint Authority this 11th day of November, nineteen hundred and fifty-seven.

(L.S.)

Ian G. Gilbert,
Secretary,
National Insurance Joint Authority.

Dated this 11th day of November, nineteen hundred and fifty-seven.

Martin Redmayne,
Anthony Barber,
Two of the Lords Commissioners
of Her Majesty's Treasury.

SCHEDULE

Containing Provisions of the Principal Regulations as Amended by these Regulations*

Part I — Regulation 2

Regulation 7 of the Principal Regulations as Amended by these Regulations

Partial satisfaction of contribution conditions and reduced rates of benefit

7.—(1) Where a person would be entitled to widow's benefit or retirement pension but for the fact that the relevant contribution conditions are not satisfied as respects the yearly average of contributions paid or credited, that person shall nevertheless be entitled to benefit in accordance with the next succeeding paragraph, if the yearly average of contributions paid or credited is not less than thirteen.

(2) Where the full weekly rate of widow's benefit or retirement pension or increase of retirement pension for *an adult dependant* under Part I of the Second Schedule to the Act is at one of the rates set out at the head of columns (2), (3), (4) and (5) of the Schedule to these regulations, then the benefit or pension or increase shall be payable at the reduced rate specified in the appropriate column of the Schedule to these regulations which corresponds with the yearly average of contributions paid or credited as shown in column (1) of that Schedule.

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

PART II Regulation 3

SCHEDULE Regulation 7 (2)

Showing Reduced Rates of Widow's Benefit and Retirement Pension and of Increase of Retirement Pension in respect of *an Adult Dependant*

(1)	(2)	(3)	(4)	(5)
Yearly average of contributions paid or credited	Full weekly rate of benefit applicable under Part I of the Second Schedule to the Act			
	s. d. 55 0	s. d. 56 6	s. d. 40 0	s. d. 25 0
	Reduced rate at which benefit is payable			
	s. d.	s. d.	s. d.	s. d.
48–49	52 6	55 0	38 6	24 0
46–47	50 6	53 6	37 0	23 6
43–45	48 0	52 0	35 6	22 0
40–42	44 6	49 0	32 6	20 6
37–39	40 6	45 6	29 0	19 0
34–36	36 0	42 6	26 0	17 0
30–33	32 0	39 6	23 0	15 0
26–29	27 6	36 6	20 0	12 6
22–25	23 0	33 6	17 0	10 0
18–21	19 0	30 6	14 0	8 6
13–17	14 6	27 6	11 0	7 0

EXPLANATORY NOTE

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

These Regulations, which are made in consequence of the National Insurance Act, 1957, amend the National Insurance (Widow's Benefit and Retirement Pensions) Regulations, 1948, by providing that the reduced rates on account of partial satisfaction of contribution conditions of increase of retirement pension payable in respect of certain wives shall also apply in respect of certain other female persons who have the care of a child or children of the beneficiary's family or of a child or children treated as such.

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 the 1st November, 1957, is contained in House of Commons Paper No. 12 (Session 1957–58) published by Her Majesty's Stationery Office.