UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

Reference to an Appeal Tribunal of a question arising under Section 43 of the Act as to the amount of an excess allowance.

Name of person concerned (i).....

Address.....

.....

It having been found that the above-named person procured, by the non-disclosure or misrepresentation of a material fact, an issue by way of an allowance in excess of that which would have been made but for such non-disclosure or misrepresentation, and a question having arisen as to the amount of such excess, that question is hereby referred to the Appeal Tribunal at.....(ii).

(1) Particulars of the non-disclosure or misrepresentation which gave rise to the issue by way of an allowance in excess of that which would have been made but for the non-disclosure or misrepresentation. .....

(2) Particulars of the determination made and the allowances granted thereunder which were effected by the non-disclosure or misrepresentation. .....

.....

(Signature of person referring the question).

(i) The " person concerned " is the applicant for an allowance who has procured by the non-disclosure or misrepresentation of a material fact an issue by way of an allowance to himself or to any other person in excess of that which would have been made but for the non-disclosure or misrepresentation.

(ii) Rule 6 of the Unemployment Assistance (Appeal Tribunals) Rules (Northern Ireland), 1934, provides for the reference of the question to the Appeal Tribunal for the district in which the allowance was first granted.

Determinations.

THE UNEMPLOYMENT ASSISTANCE (DETERMINATIONS) RULES (NORTHERN IRELAND), 1935, MADE BY THE UNEMPLOYMENT ASSISTANCE BOARD FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934.

1935. No. 14.

The Unemployment Assistance Board for Northern Ireland by virtue of the powers conferred on it by Section 46 of the Unemployment Assistance Act (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following rules :—

1. A determination shall have effect from the date specified therein, provided that— Currency of Determinations.

(*a*) a determination made on an application shall not take effect from a date earlier than the date of the application ;

(*b*) a determination made on review shall not take effect from a date more than fourteen days before the date of the review;

(*c*) a determination of an Appeal Tribunal shall not take effect from a date earlier than the earliest date on which the determination which is the subject of appeal could have been made to take effect.

2. A determination shall remain in force for such period as may be specified therein or, if no period is so specified, until the date on which a new determination made on review takes effect; provided that a determination shall cease to be in force—

(*a*) if the applicant has been engaged during a complete pay-week on full-time work, or

(*b*) if the applicant fails to attend at an Employment Exchange or other place as required by Rule 5 (3) of the Unemployment Assistance (Allowances) Rules (Northern Ireland), 1934 (unless he is treated as having duly attended under Rule 6 thereof), or

(*c*) if the applicant ceases to be a person to whom the Act applies, or

(*d*) from the beginning of any period for which the applicant receives benefit not taken into account in the determination, being a period in respect of which no allowance has been paid.

3. No determination made on review shall of itself render invalid any allowance issued in accordance with a determination for the time being in force.

Review of Determinations.

4. A determination may be reviewed at any time and shall be so reviewed:—

(*a*) if it appears that there has been an alteration in the circumstances of the applicant, or in the circumstances of members of the household of which he is a member, which he is required to report in accordance with Rules made by the Board;

(*b*) if it appears that an applicant or a member of the household would be entitled to benefit if he made a claim therefor;

(*c*) in the case of a determination made under sub-section 2 of Section 34 of the Act, if the applicant fails to show that he has duly attended at the training course or course of instruction specified in the determination and complied with the rules in force thereat.

Training Determinations.

5. No determination shall be made under-sub-section (2) of Section 34 of the Act unless the training course or course of instruction has been approved by the Board as suitable for the applicant.

6. Where a determination is made under sub-section (2) of Section 34 of the Act the applicant shall be furnished with sufficient particulars and allowed reasonable time to enable him

to attend at the training course or course of instruction specified in the determination.

Determinations under sub-section (3) of Section 34.

7. Where a determination is made in accordance with sub-section (3) of Section 34 of the Act notice of the terms of such determination shall be given to both the applicants concerned.

8. Subject to these Rules an allowance shall be issued at weekly intervals or at such other intervals and on such day and at such time as the Board may direct.

9.—(1) An allowance shall be issued at the Employment Exchange at which the applicant is required to attend for the purpose of proving the matters specified in Section 33 (1) of the Act, or at such other place as the Board with the approval of the Ministry may direct.

(2) The applicant or other person to whom the allowance is payable shall attend at such Employment Exchange or place aforesaid for the purpose of receiving the allowance ; provided that the Board may if it thinks fit dispense with such attendance and in such case the allowance shall be issued in such manner as the Board may direct.

10. In these Rules, save where the context otherwise requires :

" Act " means the Unemployment Assistance Act (Northern Ireland), 1934 ;

" Applicant " means a person to whom an allowance has been granted under the Act ;

" Benefit " means Unemployment Benefit within the meaning of the Unemployment Insurance Acts (Northern Ireland) ; and includes sums paid by way of benefit ;

" Board " means the Unemployment Assistance Board for Northern Ireland ;

" Minister " means the Minister of Labour for Northern Ireland ;

" Ministry " means the Ministry of Labour for Northern Ireland ;

" Pay Week " means the period in respect of which payment of allowances is made.

11.—(1) These Rules may be cited as the Unemployment Assistance (Determinations) Rules (Northern Ireland), 1935.

(2) The Interpretation Act, 1921, applies to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

These Rules shall come into force on the day after the day on which they are confirmed by the Minister of Labour for Northern Ireland.

Given under the official seal of the Unemployment Assistance Board for Northern Ireland this 31st day of December, 1934.

(L.S.) *John S. Godden,*
Secretary to the Unemployment Assistance Board for Northern Ireland.

I, the Right Honourable John Miller Andrews, Minister of Labour for Northern Ireland, hereby confirm the foregoing Rules.

Given under my hand at Stormont this 4th day of January, nineteen hundred and thirty-five.

John M. Andrews,
Minister of Labour.

Periods of Occasional Sickness.

RULES MADE BY THE UNEMPLOYMENT ASSISTANCE BOARD FOR NORTHERN IRELAND UNDER SECTIONS 31 (2) AND 46 (1) OF THE UNEMPLOYMENT ASSISTANCE ACT (NORTHERN IRELAND), 1934 (24 & 25 GEO. V. CH. 12).

1935. No. 10.

1. The Unemployment Assistance Board for Northern Ireland in exercise of the powers conferred on it by Section 46 of the Unemployment Assistance Act (Northern Ireland), 1934, and of all other powers in that behalf hereby makes the following Rules.

2. A person who, during the currency of a determination granting him an allowance, falls sick or is otherwise incapacitated shall, provided such sickness or incapacity is occasional, be deemed for the purpose of Section 31 of the Unemployment Assistance Act (Northern Ireland), 1934, to be capable of and available for work notwithstanding such sickness or incapacity during the following periods, that is to say :—

(*a*) during the whole of any period of sickness or incapacity which does not extend to two complete pay weeks ; and

(*b*) during the period ending with the termination of the first complete pay week of any sickness or incapacity the duration of which extends to or exceeds two complete pay weeks.

3. The expression " pay week " means the period in respect of which payment of allowances is made.

4.—(1) These Rules may be cited as the Unemployment Assistance (Periods of Occasional Sickness) Rules (Northern Ireland), 1935.

(2) The Interpretation Act, 1921, applies to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.