1974. No. 142 **[NC]**

NATIONAL INSURANCE AND INDUSTRIAL INJURIES

Commencement Order (Northern Ireland) 1974

ORDER, DATED 13TH JUNE 1974, MADE BY THE HEAD OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES UNDER THE NATIONAL INSURANCE MEASURE (NORTHERN IRELAND) 1974.

WHEREAS by paragraph 1 of Schedule 5 to the National Insurance Measure (Northern Ireland) 1974(a) (hereinafter referred to as "the Measure of 1974") it is provided that certain provisions of that Measure shall not come into force until such date or dates as the Head of the Department of Health and Social Services may by order appoint for those provisions or any of them:

NOW, THEREFORE, the Head of the Department of Health and Social Services hereby makes the following order:

1. Subject to the provisions of Article 2, the day appointed for the coming into force of any provision of the Measure of 1974 specified in column (1) of the Schedule, so far as that provision relates to any subject matter specified in column (2) of that Schedule, shall be the date specified in column (3) thereof in relation to that subject matter.

2.—(1) As respects the period beginning with 22nd July 1974 and ending with 24th July 1974, the rate of a person's unemployment benefit, sickness benefit or invalidity pension for any day in that period by virtue of section 18(3) of the National Insurance Act (Northern Ireland) 1966(b) or Article 3(4) of the Social Services (Parity) Order (Northern Ireland) 1971(c) (rate of unemployment benefit, sickness benefit or invalidity pension for persons over pensionable age who have not retired from regular employment) shall be determined as if the day appointed for the coming into force of the provisions of the Measure of 1974 relating to higher rates of retirement pension under the National Insurance Act (Northern Ireland) 1966 were 25th July 1974.

(2) In a case where the weekly rate of retirement pension payable to a person who has retired from regular employment falls to be increased under the provisions of Article 3(6) of the Social Services (Parity) Order (Northern Ireland) 1971 (increase, in certain cases, of retirement pension by reference to pensioner's previous entitlement to invalidity allowance), the amount of the increase payable to that person shall be determined as if the day appointed for the coming into force of the provisions of the Measure of 1974 relating to invalidity allowance were 22nd July 1974.

(3) In the case of a person to whom injury benefit under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(d) is payable for 24th July 1974 at a reduced weekly rate by virtue of the provisions of section 29 of that Act (adjustments for successive accidents), the rate of that injury benefit and of any sickness benefit under the National Insurance Act (Northern Ireland) 1966 or invalidity pension under the Social Services (Parity) Order (Northern Ireland) 1971 shall be determined as if the day appointed

(a) 1974. c. 4 (N.I.).
(b) 1966. c. 6 (N.I.).
(c) S.R. & O. (N.I.) 1971, No. 224.
(d) 1966. c. 9 (N.I.).

for the coming into force of the provisions of the Measure of 1974 relating to higher rates of those benefits were 24th July 1974 and, where appropriate, as if the reference to 25th July 1974 in paragraph (1) were a reference to 24th July 1974.

3. This order may be cited as the National Insurance and Industrial Injuries (Commencement) Order (Northern Ireland) 1974.

Dated this 13th day of June 1974.

Donaldson,
Head of the Department of Health and Social Services for Northern Ireland.

SCHEDULE Article 1

Provisions of the National Insurance Measure (Northern Ireland) 1974 (1)	*Subject Matter* (2)	*Appointed Day* (3)
Section 1(1) and Schedule 1	Rates of benefit under the National Insurance Act (Northern Ireland) 1966 in the case of—	
	(*a*) unemployment, sickness and invalidity benefit	25th July 1974
	(*b*) attendance allowance, maternity allowance, widow's benefit, guardian's allowance, retirement pension, age addition and child's special allowance	22nd July 1974
Section 1(2)	Calculation of earnings-related supplement and widow's supplementary allowance	22nd July 1974
Section 2(1) and (2) and Schedule 2	Flat-rate and graduated contributions under the National Insurance Act (Northern Ireland) 1966	5th August 1974
Section 2(3)	Higher income limit for exception from liability to pay contributions	5th August 1974
Section 2(4)	Payments to the National Insurance Fund out of money appropriated by Measure in addition to Exchequer supplements	5th August 1974
Section 3(1) and Schedule 3	Rates and amounts of benefit under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 in the case of—	
	(*a*) injury benefit (including increases thereof) and increases of disablement pension in respect of children and adult dependants in the case of a beneficiary receiving, as an in-patient in a hospital or similar institution, medical treatment for the relevant injury or loss of faculty	25th July 1974

Provisions of the National Insurance Measure (Northern Ireland) 1974 (1)	*Subject Matter* (2)	*Appointed Day* (3)
	(*b*) disablement benefit (including increases of disablement pension other than those referred to in sub-paragraph (*a*)), increase of unemployability supplement under section 13A, maximum under section 29(1)(*a*) of aggregate of weekly benefits payable for successive accidents and maximum disablement gratuity under section 12(4)	24th July 1974
	(*c*) widow's pension under section 19, widower's pension under section 20 and allowance under section 21 in respect of children of deceased's family	22nd July 1974
Section 3(2)	Maximum weekly rate of lesser incapacity allowance under the Workmen's Compensation (Supplementation) Act (Northern Ireland) 1966(e)	24th July 1974
Section 3(3)	Employers' contributions under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966	5th August 1974
Section 4	Relaxation of the earnings rule in the case of—	
	(*a*) retirement pensioners under the National Insurance Act (Northern Ireland) 1966 and certain of their wives	22nd July 1974
	(*b*) certain wives of persons entitled to an increase of disablement pension by way of unemployability supplement under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966	24th July 1974
	(*c*) certain wives of persons entitled to invalidity pension under the National Insurance Act (Northern Ireland) 1966	25th July 1974

(e) 1966. c. 14 (N.I.).

Provisions of the National Insurance Measure (Northern Ireland) 1974 (1)	*Subject Matter* (2)	*Appointed Day* (3)
Section 5(1)—(4)	Correction of accidental errors in and setting aside of decisions; the Joint Authorities for Great Britain and Northern Ireland for national insurance and industrial injuries purposes	13th June 1974
Section 5(5) and Schedule 4	Amendments in connection with the Employment and Training Act (Northern Ireland) 1950(f) and the Social Security Act 1973(g)	13th June 1974
Section 6(3)	Citation and construction	13th June 1974
Section 6(5) and Schedule 6	Repeal of—	
	(*a*) the National Insurance Regulations (Validation) Act (Northern Ireland) 1972(h)	13th June 1974
	(*b*) provisions of the National Insurance and Supplementary Benefit Act 1973(i)	
	(i) section 1(1) and Schedule 1 in the case of—	
	(*aa*) unemployment, sickness and invalidity benefit	25th July 1974
	(*bb*) attendance allowance, maternity allowance, widow's benefit, guardian's allowance, retirement pension, age addition and child's special allowance	22nd July 1974
	(ii) section 2 and Schedule 2	5th August 1974
	(iii) section 3(1) and Schedule 3 in the case of—	
	(*aa*) injury benefit (including increases thereof) and increases of disablement pension in respect of children and adult dependants in the case of a beneficiary receiving, as an in-patient in a hospital	

(f) 1950. c. 29 (N.I.).
(g) 1973. c. 38.
(h) 1972. c. 13 (N.I.).
(i) 1973. c. 42.

Provisions of the National Insurance Measure (Northern Ireland) 1974 (1)	*Subject Matter* (2)	*Appointed Day* (3)
	or similar institution, medical treatment for the relevant injury or loss of faculty	25th July 1974
	(*bb*) disablement benefit (including increases of disablement pension other than those referred to in sub-paragraph (*aa*)), increase of unemployability supplement under section 13A, maximum under section 29(1)(*a*) of aggregate of weekly benefits payable for successive accidents and maximum disablement gratuity under section 12(4)	24th July 1974
	(*cc*) widow's pension under section 19, widower's pension under section 20 and allowance under section 21 in respect of children of deceased's family	22nd July 1974
	(iv) section 3(3)	24th July 1974
	(v) section 3(4)	5th August 1974
	(vi) Schedule 5	
	(*aa*) paragraph 1 the words "1 to" in the second place where they occur	5th August 1974
	(*bb*) in paragraph 2(1), in the Table, the entries relating to—	
	the Industrial Injuries and Diseases (Old Cases) Act 1967	24th July 1974
	the National Insurance Act 1969	5th August 1974
	the National Insurance Act 1970	22nd July 1974

Provisions of the National Insurance Measure (Northern Ireland) 1974 (1)	*Subject Matter* (2)	*Appointed Day* (3)
	(*cc*) in paragraph 2(2), in the Table, the entries relating to—	
	sections 19(2), 19(3), 43(3)(*b*) and 43A(8)(*b*) of the Insurance Act	25th July 1974
	section 85(4) of the Insurance Act	1st April 1975
	section 12(3) and (5) of the Industrial Injuries Act	24th July 1974
	section 61(2) of the Industrial Injuries Act	1st April 1975
	(*dd*) in paragraph 3, in the Table, the entry relating to the Industrial Injuries Fund	1st April 1975
	(*ee*) paragraph 4(*a*)	5th August 1974
	(*ff*) paragraph 4(*b*)	24th July 1974
	(*gg*) paragraph 5	5th August 1974