Ministry, having regard to the circumstances of the particular case, may determine.

(3)—(*a*) Any specified sum may be paid or distributed by the Ministry to or amongst persons claiming as personal representatives, legatees, next of kin or creditors of a deceased person who had made a claim for the allowance to which the specified sum relates or to whom the allowance belonged or by whom sums on account of the allowance were receivable or, in the case of illegitimacy of such deceased person, to or amongst others :

Provided that the receipt of any one or more persons so claiming of the age of sixteen years or upwards shall be a good discharge to the Ministry for any specified sum so paid, and that in the case of such a person being a child under the age of sixteen years the Ministry may, if it is satisfied that the specified sum or any part thereof is needed for the benefit of that child, obtain a good discharge therefor by paying such specified sum or part thereof, as the case may be, to a person (who need not be a person specified in this sub-paragraph) who has satisfied the Ministry that he will apply the sum so paid for the benefit of that child.

(*b*) The Ministry may dispense with strict proof of the title of persons so claiming as aforesaid.

(4) For the purposes of this regulation " specified sum " means any sum referred to in paragraph (*f*) of subsection (1) of section 17 of the Act.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 7th day of March, 1946, in the presence of

(L.S.) *William Allen,*
Assistant Secretary to the Ministry of Labour for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 7th day of March, 1946, in the presence of

(L.S.) *Thom McCrea,*
Assistant Secretary to the Ministry of Finance for Northern Ireland.

Reciprocal Arrangements with Great Britain

REGULATIONS, DATED 26TH MARCH, 1946, MADE BY THE MINISTRY OF LABOUR, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE FAMILY ALLOWANCES ACT (NORTHERN IRELAND), 1945.

1946. No. 40

The Ministry of Labour for Northern Ireland, acting in conjunction with the Ministry of Finance for Northern Ireland, in exercise of the

powers conferred on it by the Family Allowances Act (Northern Ireland), 1945, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

1.—(1) These regulations may be cited as the Family Allowances (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland), 1946, and shall come into force on the 1st day of April, 1946.

(2) Words and expressions in these regulations shall have the same meaning as in the Memorandum of Reciprocal Arrangements set out in the schedule hereto.

(3) The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

2. The provisions contained in the Memorandum of Reciprocal Arrangements set out in the schedule hereto shall have full force and effect so far as the same relate to Northern Ireland, and the Family Allowances Act (Northern Ireland), 1945, shall have effect subject to such modifications and adaptations of the provisions thereof as may be requisite for giving effect to the provisions contained in the said Memorandum or in consequence thereof.

3. The Ministry of Labour for Northern Ireland, with the consent of the Ministry of Finance for Northern Ireland, may make such financial adjustments as it and the Minister of National Insurance, with the consent of the Treasury, may agree to be necessary in consequence of the provisions contained in the said Memorandum.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 26th day of March, 1946.

(L.S.) *William Allen,*
Assistant Secretary to the Ministry of Labour for Northern Ireland.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 26th day of March, 1946.

(L.S.) *J. A. McKeown,*
Second Secretary to the Ministry of Finance for Northern Ireland.

The Schedule

MEMORANDUM OF RECIPROCAL ARRANGEMENTS RELATING TO FAMILY ALLOWANCES MADE BETWEEN THE MINISTER OF NATIONAL INSURANCE, WITH THE CONSENT OF THE TREASURY, OF THE ONE PART AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, WITH THE CONSENT OF THE MINISTRY OF FINANCE FOR NORTHERN IRELAND, OF THE OTHER PART.

1.—(1) In this Memorandum, unless the context otherwise requires—

"the Act" means, in the case of Great Britain, the Family Allowances Act, 1945, and, in the case of Northern Ireland, the Family Allowances Act (Northern Ireland), 1945; and "the Acts" means both the said Acts;

"the appropriate Minister or Ministry" means, in the case of Great Britain, the Minister of National Insurance and, in the case of Northern Ireland, the Ministry of Labour for Northern Ireland;

"country" means Great Britain or Northern Ireland, as the case may require;

"the Making of Claims and Payments Regulations" means in relation to regulations made under the Family Allowances Act, 1945, the Family Allowances (Making of Claims and Payments) Regulations, 1946, and, in relation to regulations made under the Family Allowances Act (Northern Ireland), 1945, the Family Allowances (Making of Claims and Payments) Regulations (Northern Ireland), 1946;

"the Qualifications Regulations" means, in relation to regulations made under the Family Allowances Act, 1945, the Family Allowances (Qualifications) Regulations, 1946, and, in relation to regulations made under the Family Allowances Act (Northern Ireland), 1945, the Family Allowances (Qualifications) Regulations (Northern Ireland), 1946.

(2) The Interpretation Act, 1889, applies to the interpretation of this Memorandum as it applies to the interpretation of an Act of Parliament.

2. The Arrangements set out in this Memorandum shall apply for the purposes of all or any of the provisions of the scheme of family allowances in force in Great Britain or Northern Ireland, as the case may be, and shall have effect as from the 1st day of April, 1946.

3. Where the requirements prescribed by regulations under subsection (1) of section 24 of either of the Acts are satisfied as respects any person, or would be satisfied if throughout Part II of, and the schedule to, the Qualifications Regulations made under that Act the words "the United Kingdom" were substituted for the words "Great Britain" or "Northern Ireland", as the case may be, wherever they occur, the requirements prescribed not only by those regulations but also by the corresponding regulations under the corresponding subsection of the other of the Acts shall be treated as satisfied in respect of that person:

Provided that where by the regulations made under subsection (1) of section 24 of the one country's Act the prescribed minimum period of a person's presence in that country, or of his being a member of the

Forces or a merchant seaman, differs in length from the minimum period prescribed for that person in relation to the other country by the regulations made under subsection (1) of section 24 of the other country's Act, the requirements in respect of that person shall not, by virtue of this paragraph, be treated as satisfied for the purposes of subsection (1) of section 24 of either of the Acts unless they would have been satisfied in respect of him under the Qualifications Regulations made under each of the Acts if throughout Part II thereof and the Schedule thereto the words " the United Kingdom" were substituted for the words " Great Britain " or " Northern Ireland ", as the case may be, wherever they occur.

4. Where in respect of either of the Acts the condition of the right to an allowance for a family which is specified in subsections (2) and (4) of section 24 thereof is satisfied, or would be satisfied if throughout those subsections and Part III of, and the schedule to, the Qualifications Regulations made under that Act the words " the United Kingdom " were substituted for the words " Great Britain " or " Northern Ireland ", as the case may be, wherever they occur, the condition specified not only in those subsections of that Act but also in the corresponding subsections of the other of the Acts shall be treated as satisfied in respect of that family :

Provided that this paragraph shall not apply to any family which does not satisfy the provisions of subsection (1) of section 24 of both Acts either directly or by virtue of the immediately preceding paragraph hereof.

5. Where in respect of either of the Acts a child satisfies the condition specified in subsections (3) and (4) of section 24 thereof or would satisfy that condition if throughout those subsections and Part III of the Qualifications Regulations made under that Act the words " the United Kingdom " were substituted for the words " Great Britain " or " Northern Ireland ", as the case may be, wherever they occur, that child shall be treated as satisfying the condition specified not only in those subsections of that Act but also in the corresponding subsections of the other of the Acts.

6. Subject to the provisions of the scheme of family allowances in force in each country as modified by this Memorandum—

(1) a claim for an allowance shall be made to the appropriate Minister or Ministry for the country in which the person to whom the allowance belongs is present or, if that person is absent from the United Kingdom, to the appropriate Minister or Ministry for the country in which his agent, appointed under regulation 12 of the appropriate Making of Claims and Payments Regulations, is present ;

(2) an allowance payable by one country shall, whilst the person to whom the allowance belongs (or, where an order has been

made under subsection (3) of section 4 of either of the Acts, the person by whom sums on account of the allowance are receivable) is present in the other country, become payable under the Act in force in such other country provided the conditions of subsection (1) of section 24 of both Acts are satisfied as regards the right to the allowance;

(3) where the person to whom an allowance belongs (or, where an order has been made under subsection (3) of section 4 of either of the Acts, the person by whom sums on account of the allowance are receivable) is absent from the United Kingdom, the allowance shall be payable by the appropriate Minister or Ministry for the country in which his agent, appointed under Regulation 12 of the appropriate Making of Claims and Payments Regulations, is present;

(4) any qualification, disqualification or other provision which would, had an allowance become or continued to be payable under the Act in force in the one country, have been applicable thereto, shall, provided the conditions of subsection (1) of section 24 of both Acts are satisfied as regards the right to the allowance, be treated, so far as may be appropriate, as if it were the corresponding qualification, disqualification or other provision applicable to the allowance under the Act in force in the other country.

7. For the purposes of all or any of the provisions of the scheme of family allowances in force in Great Britain or Northern Ireland as the case may be, allowances paid in one country shall be treated as if they had been allowances paid in the other country.

8. Notwithstanding anything hereinbefore contained—

(1) where by reason of a child being treated as included in a family an allowance has been paid by one country for any period, no allowance shall (whether such payment was made directly under the Act in force in that country or under that Act by virtue of this Memorandum) be payable for that period by the other country by reason of the child being treated as included in that or any other family;

(2) a person shall not by virtue of this Memorandum be treated for the purposes of regulation 7 of the Qualifications Regulations made under the Family Allowances Act (Northern Ireland), 1945, as having once been a member of a family for which the right to an allowance existed if it was not a family which, at the time he was such a member, had satisfied the provisions of subsection (1) of section 24 of both Acts, either directly or by virtue of paragraph 3 hereof.

9. Either party to this Memorandum may terminate the Arrangements herein contained on giving not less than three months previous notice in writing to the other party.

Signed by order of the Minister of National Insurance this 26th day of March, 1946.

T. W. Phillips,
Secretary of the Ministry of National Insurance.

We consent.

Frank Collindridge,
Joseph Henderson,
Two of the Lords Commissioners of His Majesty's Treasury.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 26th day of March, 1946.

(L.S.)

William Allen,
Assistant Secretary to the Ministry of Labour for Northern Ireland.

The Ministry of Finance for Northern Ireland hereby consents.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 26th day of March, 1946.

(L.S.)

J. A. McKeown,
Second Secretary to the Ministry of Finance for Northern Ireland.

References

REGULATIONS, DATED 7TH MARCH, 1946, MADE BY THE MINISTRY OF LABOUR UNDER THE FAMILY ALLOWANCES ACT (NORTHERN IRELAND), 1945.

1946. No. 24

The Ministry of Labour, in exercise of the powers conferred on it by the Family Allowances Act (Northern Ireland), 1945, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

Citation, commencement and interpretation.

1.—(1) These regulations may be cited as the Family Allowances (References) Regulations (Northern Ireland), 1946, and shall come into force on the first date on which, by virtue of orders made by the Minister of Labour under subsection (1) of section 26 of the Family Allowances Act (Northern Ireland), 1945, the whole of the provisions of that Act other than section 1 are in force.