to the Ministry in a form approved by it for that purpose with a view to the determination (in advance of a claim) of any questions under the Act relating to that person's title to a retirement pension other than the question of retirement, and, subject to the necessary modifications, the provisions of Part II of these regulations shall apply to any such particulars."

SCHEDULE B Regulation 5.

REGULATIONS REVOKED

Citation	Extent of revocation
The National Insurance (Death Grant) Regulations (Northern Ireland), 1949.	Paragraph 4 of the second schedule.
The National Insurance (Claims and Payments) Amendment Regulations (Northern Ireland), 1949.	The whole of the regulations.
The National Insurance (Claims and Payments) Amendment (No. 2) Regulations (Northern Ireland), 1949.	The whole of the regulations.
The National Insurance (Claims and Payments) Amendment Regulations (Northern Ireland), 1950.	The whole of the regulations.
The National Insurance (Claims and Payments) Amendment (No. 2) Regulations (Northern Ireland), 1950.	The whole of the regulations.
The National Insurance (Claims and Payments) Amendment Regulations (Northern Ireland), 1951.	The whole of the regulations.

REGULATIONS, DATED 30TH JUNE, 1952, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1952. No. 141

The Ministry of Labour and National Insurance, acting in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of the powers conferred by section 43 of the National Insurance Act (Northern Ireland), 1946, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Claims and Payments) Amendment (No. 2) Regulations (Northern Ireland), 1952, shall be read as one with the National Insurance (Claims and Payments) Regulations (Northern Ireland), 1948, as amended (hereinafter referred to as "the principal regulations") and shall come into operation on the 1st July, 1952.

Amendment of regulation 1 *of the principal regulations*

2. The following additional definitions shall be inserted in paragraph (2) of regulation 1 of the principal regulations immediately after the definition of " pension order " :—

" ' serial order ' means one of a series of orders for the payment of a sum on account of benefit which is or has been contained in a book of such orders ;

' draft ' means a payable order or any other instrument whatsoever (except a serial order) for the payment of a sum on account of benefit ; ".

Amendment of regulation 12 *of the principal regulations*

3.—(1) Regulation 12 of the principal regulations (which relates to the extinguishment of right to sums payable by way of benefit which are not obtained within the prescribed time) shall be amended in accordance with the following provisions of this regulation, and shall accordingly have effect as set out in the schedule to these regulations.

(2) At the end of paragraph (1) of the said regulation 12 there shall be inserted the following proviso :—

" Provided that in calculating the said period of six months no account shall be taken of —

(*a*) any period during which a serial order or draft containing the sum is in the possession of the Ministry or any paying office, other than a period after written notice has been given that the serial order or draft is available for collection ;

(*b*) any period during which the Ministry has under consideration any representation that a serial order or draft containing the sum has not been received or has been lost, mislaid or stolen ;

(*c*) any period during which the person concerned is for the time being unable to act by reason of any mental incapacity, subject to the qualification that the total period disregarded on account of such inability to act shall not exceed one year ; or

(*d*) any period during which the determination of any question as to such extinguishment is pending."

(3) In paragraph (2) of the said regulation 12 —

(*a*) after the words " a sum payable by way of benefit shall " there shall be inserted the words " subject to the provisions of the next following paragraph and of paragraph (3) of regulation 18 " ;

(*b*) for all the words in sub-paragraph (a) after the words " in the case of a sum " there shall be substituted the words " contained in a serial order, on the date on which the order is due to be paid " ; and

(*c*) for sub-paragraph (*b*), there shall be substituted the following sub-paragraphs —

" (*b*) in the case of a sum contained in a draft —

(i) if the draft is sent through the post, on the date on which it would be delivered in the ordinary course of post ; and

(ii) in any other case, on the date of issue of the draft ;

(*c*) in the case of a sum not contained in a serial order or draft, where notice is given orally or in writing that the sum is available for collection —

(i) if written notice is sent through the post, on the date on which it would be delivered in the ordinary course of post ; and

(ii) in any other case, on the date of the notice ; and

(*d*) in any case to which none of the preceding sub-paragraphs of this paragraph applies, six months (or such longer period as the Ministry may determine in the circumstances of any particular case) after the date on which the sum became payable."

(4) Immediately after paragraph (2) of the said regulation 12 there shall be inserted the following paragraph :—

" (2A) In determining when a sum is receivable under the provisions of the foregoing paragraph, the following provisions shall apply :—

(*a*) If a person proves that through no fault of his own he did not receive any such serial order or draft or written notice until a date later than the appropriate receivable date determined in accordance with the provisions of the foregoing paragraph, the sum contained in the order or draft or referred to in the notice shall be receivable —

(i) on that later date, or

(ii) on the date which is six months after the said appropriate receivable date,

whichever is the earlier.

(*b*) If a person proves that through no fault of his own he has not received any such serial order or draft or written notice, the sum contained in the original order or draft or referred to in the notice shall be receivable —

(i) on the date determined in accordance with the provisions of the foregoing paragraph on the basis of the issue of any further order or draft or notice in respect of that sum, or

(ii) on the date which is six months after the receivable date determined in accordance with the provisions of the foregoing paragraph on the basis of the original order or draft or notice,

whichever is the earlier.

(*c*) Subject to the provisions of paragraph (3) of regulation 18 and of the preceding sub-paragraph, a sum which in accordance with the foregoing provisions of this regulation was receivable on any date shall remain receivable on that date notwithstanding the issue since that date of a serial order or draft or notice in respect of that sum or any part thereof."

(5) In paragraph (3) of the said regulation 12, for the words " provisions of sub-paragraph (*b*) of the foregoing paragraph " there shall be substituted the words " foregoing provisions of this regulation ".

Amendment of regulation 18 *of the principal regulations*

4.—(1) Regulation 18 of the principal regulations (which relates to payments on death) shall be amended in accordance with the following provisions of this regulation and shall accordingly have effect as set out in Part II of the schedule to these regulations.

(2) In paragraph (2) of the said regulation 18 —

(*a*) the words " which was receivable by the deceased at the date of his death or " shall be omitted ;

(*b*) after the words " on a claim " there shall be inserted the words " proceeded with or " ; and

(*c*) for the words " and thereupon any such sum shall be receivable by such person or persons " there shall be substituted the words " and the provisions of regulation 12 shall apply to any such payment or distribution ".

(3) In paragraph (3) of the said regulation 18 —

(*a*) the words " by means of a pension order " shall be omitted ;

(*b*) for the word " shall " there shall be substituted the word " may " ; and

(*c*) for the words after the words " at that date, be " there shall be substituted the following words :—

" paid or distributed to or amongst such persons as are mentioned in the last foregoing paragraph, and the provisions of regulation 12 and of the proviso to the said paragraph shall apply to any such payment or distribution :

Provided that, for the purpose of paragraph (1) of the said regulation 12, the period of six months shall be calculated from the date on which the sum was receivable by any such person and not from the date on which it was receivable by the deceased, and for this purpose the reference in sub-paragraph (*d*) of paragraph (2) of regulation 12 to the date on which the sum became payable shall be construed as a reference to the date of the application to the Ministry made in accordance with the next following paragraph of this regulation."

Transitional provisions

5. Notwithstanding the foregoing provisions of these regulations, the provisions of the principal regulations shall, in the case of a sum payable by way of benefit which became payable before the coming into operation of these regulations, continue to apply for the purpose of determining the day on which that sum is receivable as if these regulations had not been made.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 30th day of June, 1952, in the presence of

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

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 30th day of June, 1952, in the presence of

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

SCHEDULE

CONTAINING REGULATIONS WHICH ARE AMENDED BY THESE REGULATIONS

PART I Regulation 3.

REGULATION 12 OF THE PRINCIPAL REGULATIONS, AS AMENDED*

Extinguishment of right to sums payable by way of benefit which are not obtained within the prescribed time

12.—(1) The right to any sum payable by way of benefit shall be extinguished where payment thereof is not obtained within the period of six months from the date on which that sum is receivable in accordance with the following provisions of this regulation :

Provided that in calculating the said period of six months no account shall be taken of —

(*a*) *any period during which a serial order or draft containing the sum is in the possession of the Ministry or any paying office, other than a period after written notice has been given that the serial order or draft is available for collection* ;

(*b*) *any period during which the Ministry has under consideration any representation that a serial order or draft containing the sum has not been received or has been lost, mislaid or stolen* ;

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* The words added by these regulations are shown in italics.

(*c*) *any period during which the person concerned is for the time being unable to act by reason of any mental incapacity, subject to the qualification that the total period disregarded on account of such inability to act shall not exceed one year* ; *or*

(*d*) *any period during which the determination of any question as to such extinguishment is pending.*

(2) For the purposes of this regulation a sum payable by way of benefit shall, *subject to the provisions of the next following paragraph and of paragraph* (3) *of regulation* 18, be receivable —

(*a*) in the case of a sum *contained in a serial order, on the date on which the order is due to be paid* ;

(*b*) *in the case of a sum contained in a draft —*

(*i*) *if the draft is sent through the post, on the date on which it would be delivered in the ordinary course of post* ; *and*

(*ii*) *in any other case, on the date of issue of the draft* ;

(*c*) *in the case of a sum not contained in a serial order or draft, where notice is given orally or in writing that the sum is available for collection —*

(*i*) *if written notice is sent through the post, on the date on which it would be delivered in the ordinary course of post* ; *and*

(*ii*) *in any other case, on the date of the notice* ; *and*

(*d*) *in any case to which none of the preceding sub-paragraphs of this paragraph applies, six months* (*or such longer period as the Ministry may determine in the circumstances of any particular case*) *after the date on which the sum became payable.*

(2A) *In determining when a sum is receivable under the provisions of the foregoing paragraph, the following provisions shall apply :—*

(*a*) *If a person proves that through no fault of his own he did not receive any such serial order or draft or written notice until a date later than the appropriate receivable date determined in accordance with the provisions of the foregoing paragraph, the sum contained in the order or draft or referred to in the notice shall be receivable —*

(*i*) *on that later date, or*

(*ii*) *on the date which is six months after the said appropriate receivable date,*

whichever is the earlier.

(*b*) *If a person proves that through no fault of his own he has not received any such serial order or draft or written notice, the sum contained in the original order or draft or referred to in the notice shall be receivable —*

(*i*) *on the date determined in accordance with the provisions of the foregoing paragraph on the basis of the issue of any further order or draft or notice in respect of that sum, or*

(*ii*) *on the date which is six months after the receivable date determined in accordance with the provisions of the foregoing paragraph on the basis of the original order or draft or notice,*

whichever is the earlier.

(*c*) *Subject to the provisions of paragraph* (3) *of regulation* 18 *and of the preceding sub-paragraph, a sum which in accordance with the foregoing provisions of this regulation was receivable on any date, shall remain receivable on that date notwithstanding the issue since that date of a serial order or draft or notice in respect of that sum or any part thereof.*

(3) Any sum payable by way of benefit to a person who is for the time being unable to act shall be receivable in accordance with the *foregoing provisions of this regulation*, notwithstanding his inability to give a receipt therefor.

PART II Regulation 4.

REGULATION 18 OF THE PRINCIPAL REGULATIONS, AS AMENDED*

Payments on death

18.—(1) On the death of a person who has made a claim for benefit or who is alleged to have been entitled to benefit, the Ministry may appoint such person as it may think fit to proceed with or to make a claim for the benefit, and the provisions of these regulations shall apply subject to the necessary modifications to any such claim.

(2) Subject to the provisions of paragraph (4) of this regulation, any sum payable by way of benefit which is payable under an award on a claim *proceeded with or* made under the foregoing paragraph may be paid or distributed by the Ministry to or amongst persons claiming as personal representatives, legatees, next of kin, or creditors, of the deceased (or, where the deceased was illegitimate, to or amongst other persons) *and the provisions of regulation* 12 *shall apply to any such payment or distribution* :

Provided that —

(*a*) the receipt of any such person who has attained the age of sixteen shall be a good discharge to the Ministry and the National Insurance Fund for any sum so paid ; and

(*b*) where the Ministry is satisfied that any such sum or part thereof is needed for the benefit of any person under the age of sixteen, it may obtain a good discharge therefor by paying the sum or part thereof to a person over that age (who need not be a person specified in this paragraph) who satisfies the Ministry that he will apply the sum so paid for the benefit of the person under the age of sixteen.

(3) Subject as aforesaid, any sum payable by way of benefit to the deceased payment of which he had not obtained at the date of his

* The words added by these regulations are shown in italics.

death *may*, unless the right thereto was already extinguished at that date, be *paid or distributed to or amongst such persons as are mentioned in the last foregoing paragraph, and the provisions of regulation* 12 *and of the proviso to the said paragraph shall apply to any such payment or distribution* :

Provided that, for the purpose of paragraph (1) *of the said regulation* 12, *the period of six months shall be calculated from the date on which the sum was receivable by any such person and not from the date on which it was receivable by the deceased, and for this purpose the reference in sub-paragraph* (*d*) *of paragraph* (2) *of regulation* 12 *to the date on which the sum became payable shall be construed as a reference to the date of the application to the Ministry made in accordance with the next following paragraph of this regulation.*

(4) Paragraphs (2) and (3) of this regulation shall not apply in any case unless written application for the payment of any such sum is made to the Ministry within six months from the date of the deceased's death or within such longer period as the Ministry may allow in any particular case.

(5) The Ministry may dispense with strict proof of the title of any person claiming in accordance with the provisions of this regulation.

Classification Amendment Regulations (Northern Ireland), 1952

REGULATIONS, DATED 29TH AUGUST, 1952, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1952. No. 175

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 1 of the National Insurance Act (Northern Ireland), 1946 (**a**), and of all other powers enabling it in that behalf, hereby makes the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Classification) Amendment Regulations (Northern Ireland), 1952, shall be read as one with the National Insurance (Classification) Regulations (Northern Ireland), 1948 (**b**), as amended (**c**), (hereinafter referred to as " the principal regulations ") and shall come into operation on the 2nd September, 1952.

Amendments relating to certain employments of married women

2.—(1) In Part II of the First Schedule to the principal regulations (which Part sets out, in column (A), employments in respect of which

(**a**) 1946. c.23. (**b**) S. R. & O. (N.I.) 1948, No. 222.
(**c**) S. R. & O. (N.I.) 1950, No. 25 ; S. R. & O. (N.I.) 1950, No. 111 ; S. R. & O. (N.I.) 1950, No. 124 ; and S. R. & O. (N.I.) 1951, No. 117.