that that rate of contribution is not less than the weekly rate of the child's allowance or orphan's pension in respect of that child.

(2) The regulations referred to in the preceding paragraph are :—

(*a*) Regulation 15 of the Existing Beneficiaries Regulations (which relates to diversion of child's allowance and orphan's pension) ;

(*b*) Regulation 17 of the General Transitional Regulations (which relates to children's allowances for certain children outside Northern Ireland) ; and

(*c*) Paragraph (4) of regulation 6 of the Existing Contributors Regulations (**a**) (which paragraph relates to children's allowances for certain children outside Northern Ireland).

(3) Any question relating to the said rate of contribution shall be determined in like manner as a question is to be determined under subsection (2) of section 40 of the principal Act (which section relates to the determination of Claims and Questions), but any decision of any such question shall have effect only for the purposes of this regulation.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 29th day of August, 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 29th day of August, 1952, in the presence of

(L.S.) *G. N. Cox,*
Assistant Secretary to the Ministry of Finance for Northern Ireland.

Claims and Payments Amendment Regulations (Northern Ireland), 1952

REGULATIONS, DATED 28TH MARCH, 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. 46

The Ministry of Labour and National Insurance, acting in conjunction with the Ministry of Finance so far as relates to matters with

(a) S. R. & O. (N.I.) 1951. No. 110.

regard to which the Ministry of Finance has so directed, in exercise of the powers conferred by sections 19 (2) (*b*), 27 and 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 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 31st March, 1952.

Amendment of the principal regulations

2. For regulation 11 of the principal regulations, as amended, (which relates to the prescribed time for claiming benefit and to disqualification where benefit is not claimed within the prescribed time) and Part IV of those regulations, as amended, (which Part contains special provisions relating to certain benefits) there shall be substituted the following regulation and the provisions contained in schedule A to these regulations (which schedule shall be included in the principal regulations as the second schedule thereto) :—

" 11. Subject to the provisions of Part II of the second schedule to these regulations —

(*a*) the prescribed time for claiming any benefit specified in column (1) in Part I of that schedule shall be the appropriate time specified opposite to that benefit in column (2) of that Part, and

(*b*) if a person fails to make his claim for any such benefit within the prescribed time he shall be disqualified for the receipt of benefit to the extent specified opposite thereto in column (3) of the said Part I."

3. In paragraph (1) of 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) for the word " three " there shall be substituted the word " six ", and accordingly the proviso thereto shall be omitted.

Consequential amendments

4. The following amendments (which are consequential on the amendments made by the foregoing provisions of these regulations) shall be made in the principal regulations :—

(*a*) In paragraph (6) of regulation 1 for the words " Part IV " there shall be substituted the words " the second schedule to these regulations " ;

(*b*) In paragraph (1) of regulation 7 before the word " schedule " there shall be inserted the word " first " ;

(*c*) In paragraph (1) of regulation 8 before the word " schedule " there shall be inserted the word " first " ; and

(*d*) The existing schedule to the principal regulations shall be re-numbered " First Schedule ".

Revocations

5. The regulations specified in schedule B to these regulations are hereby revoked to the extent mentioned in the second column of that schedule, but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 28th day of March, 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 28th day of March, 1952, in the presence of

G. N. Cox,
(L.S.) Assistant Secretary to the Ministry of Finance for Northern Ireland.

SCHEDULE A Regulation 2.

(*Note.*— The following provisions are by regulation 2 of these regulations incorporated in the principal regulations as the second schedule thereto:)

" SECOND SCHEDULE Regulation 11.

SHOWING IN PART I THE PRESCRIBED TIMES FOR CLAIMING BENEFIT AND THE DISQUALIFICATIONS FOR BENEFIT ARISING BY REASON OF LATE CLAIMS, AND IN PART II THE PROVISIONS (AND RELATED PROVISIONS) WHICH AFFECT THE BENEFIT WHICH WOULD OTHERWISE BE PAYABLE, OR NOT PAYABLE, BY VIRTUE OF PART I*

PART I

TABLE OF (*a*) PRESCRIBED TIMES FOR MAKING A CLAIM FOR BENEFIT AND (*b*) DISQUALIFICATIONS FOR LATE CLAIM

Description of benefit (1)	Prescribed time for claiming benefit (2)	Benefit which a person is disqualified for receiving by failure to claim within the prescribed time (3)
1. Unemployment benefit (not being an increase of benefit in respect of a child or adult dependant).	The day in respect of which the claim is made.	The benefit claimed.
2. Sickness benefit (not being an increase of benefit in respect of a child or adult dependant) —		
(*a*) where before making the claim the claimant has not made an earlier claim for sickness benefit under the Act (or an earlier claim for any other benefit, whether under the Act or the Industrial Injuries Act, which has been treated as a claim for sickness benefit).	(*a*) The period of twenty-one days from the day in respect of which the claim is made.	
(*b*) where sub-paragraph (*a*) of this paragraph does not apply and the day in respect of which the claim is made is not earlier than three days before the date on which written notice of the incapacity was given to the Ministry.	(*b*) The period of ten days from the day in respect of which the claim is made.	The benefit claimed.
(*c*) where neither sub-paragraph (*a*) nor sub-paragraph (*b*) of this paragraph applies.	(*c*) The period of three days from the day in respect of which the claim is made.	

* Amendments (other than consolidating amendments) made by these regulations are shown in italics.

Description of benefit (1)	Prescribed time for claiming benefit (2)	Benefit which a person is disqualified for receiving by failure to claim within the prescribed time (3)
3. Maternity benefit —		
(*a*) Maternity grant.	(*a*) The period of three months from the date of the confinement.	(*a*) The benefit claimed.
(*b*) Attendance allowance.	(*b*) The period of *three months* from the date of the confinement.	(*b*) *The benefit claimed.*
(*c*) Maternity allowance.	(*c*) The period up to the date on which, apart from satisfying the condition of making a claim, the claimant becomes entitled thereto.	(*c*) Benefit in respect of any period before the date on which the claim is made.
4. Pension (not being a retirement pension for a widow by virtue of the insurance of her husband in respect of whose death she was immediately before attaining pensionable age entitled to widow's benefit).	The period of three months from the date on which, apart from satisfying the condition of making a claim, the claimant becomes entitled thereto.	Benefit in respect of any period more than three months before the date on which the claim is made.
5. Death grant —		
(*a*) Death grant under subsection (1) of section 21 of the Act.	(*a*) The period of *three months* from the date of the death of the deceased.	The benefit claimed.
(*b*) Payment under subsection (5) of section 21 of the Act.	(*b*) The period of twenty-one days (or such longer period as the Ministry may determine in the circumstances of any particular case) from the date of the death of the deceased.	
6. Increase, in respect of a child or adult dependant, of unemployment or sickness benefit.	The longer of the two following periods —	
	(*a*) The period of one month from the day in respect of which the claim is made; or	The benefit claimed.
	(*b*) *The period beginning with that day and ending one month after the date of the claim (not being a claim made after the prescribed time therefor) for unemployment or sickness benefit (other than the increase) in respect of that day.*	

PART II

CONTAINING PROVISIONS (AND RELATED PROVISIONS) WHICH VARY THE PRESCRIBED TIMES UNDER PART I OF THIS SCHEDULE, OR VARY OR EXTINGUISH THE BENEFIT WHICH WOULD OTHERWISE BE PAYABLE, OR NOT PAYABLE, BY VIRTUE OF THAT PART

ALL BENEFITS

Late Claims

1.—(1) If in any case the claimant proves (subject to the provisions of paragraph 5 of this Part) that there was good cause for the failure to make the claim before the date on which it was made, the prescribed time for making that claim shall (subject to the provisions of paragraph 2 of this Part) be extended to the date on which the claim is made.

(2) If in any case the claimant proves —

(*a*) that on a date earlier than the date on which the claim was made, apart from satisfying the condition of making a claim, he was entitled to the benefit ; and

(*b*) (subject to the provisions of paragraph 5 of this Part) that throughout the period between the earlier date and the date on which the claim was made there was good cause for delay in making such claim ;

he shall not (subject to the provisions of paragraph 2 of this Part) be disqualified under Part I of this schedule for receiving any benefit to which he would have been entitled if the claim had been made on the said earlier date.

General limitations of right to benefit

2. Notwithstanding anything contained in this schedule (but subject to the provisions of sub-paragraph (*b*) of paragraph 5 of Part I hereof) no sum shall be paid to any person on account of —

(*a*) maternity grant *or attendance allowance* in respect of a confinement occurring more than six months before the date on which the claim therefor is made ;

(*b*) death grant in respect of a death occurring more than six months before the date on which the claim therefor is made :

Provided that the foregoing reference in this sub-paragraph to a period of six months shall be construed as a reference to such longer period as the Ministry may in the circumstances of any particular case decide, where the failure to make a claim within the said period either is due to the fact that the claimant did not, and in all the circumstances could not reasonably be expected to, know of the death, or, in the case of a death occurring outside Northern Ireland, is due to the claimant's absence from Northern Ireland during the said period or to unavoidable delay in obtaining any information necessary for making a claim ;

(*c*) any other benefit (not being a retirement pension payable to a widow by virtue of the insurance of her husband in respect of whose death she was immediately before attaining pensionable age entitled to widow's benefit) in respect of any period more than six months before the date on which the claim therefor is made.

UNEMPLOYMENT BENEFIT

3.—(1) Every person who makes a claim for unemployment benefit shall attend at the local office at which he makes such claim, or at such other local office as may be approved in his case, on every working day, or on such working days as the Ministry may direct, at such times as the Ministry may direct, and, if required to do so, shall there sign a register to be kept at the local office for the purpose :

Provided that —

(*a*) a claimant residing at a distance of more than two miles, but not more than four miles, from the local office nearest or most convenient to his place of residence, shall be required to attend only on alternate days, or on such fewer days as the Ministry may direct ; and

(*b*) a claimant, residing more than four miles from the local office nearest or most convenient to his place of residence, shall attend at such longer intervals, or furnish such other evidence that he was unemployed, as the Ministry may direct.

(2) A claimant who, under these regulations, attends less frequently than on every working day, may on each attendance sign the register in respect of days on which the terms of the declaration set out in the register were satisfied in his case since his last attendance, as well as in respect of the actual day of attendance.

(3) The determining authority may in any particular case require a claimant, notwithstanding that he has signed the register in accordance with these regulations, to furnish further evidence that he was unemployed and not disentitled to unemployment benefit on all or any of the days in respect of which he has signed the register.

Sickness Benefit

Notice of incapacity

4.—(1) The time within which a person, on becoming or again becoming incapable of work, shall for the purpose of the next succeeding paragraph give to the Ministry written notice of that fact shall be the period of three days from the date on which that person becomes or again becomes incapable of work :

Provided that, where a person proves (subject to the provisions of paragraph 5 of this Part) that, throughout a period commencing on or after the last day of the said period of three days and ending immediately before the day on which the notice is given, there was good cause for delay in giving such notice, the time shall (subject to the provisions of sub-paragraph (4) of this paragraph) be extended to the date on which the notice is given.

(2) If a person fails, on becoming or again becoming incapable of work, to give to the Ministry written notice of that fact within the time prescribed in the last foregoing paragraph, he shall, unless he has not previously made a claim for sickness benefit under the Act (including, for this purpose, a claim for any other benefit, whether under the Act or the Industrial Injuries Act, which has been treated as a claim for sickness benefit), be disqualified for receiving sickness benefit in respect of any period more than three days before the date on which the notice is given.

(3) Where, in accordance with the proviso to sub-paragraph (1) of this paragraph, a person proves that there was good cause for delay in giving such notice and the time so prescribed is extended accordingly, that person shall (subject to the provisions of sub-paragraph (4) of this paragraph) be disqualified for receiving sickness benefit in respect of any period more than three days before the commencement of the period throughout which there was good cause for delay in giving notice.

(4) If a person fails, on becoming or again becoming incapable of work, to give to the Ministry written notice of that fact within the period of six months from the date on which that person becomes or again becomes so incapable, no sum shall be paid to him on account of sickness benefit in respect of any period more than six months before the date on which notice is given.

Hospital in-patients

5.—(1) In determining whether the provisions of sub-paragraph (1) or sub-paragraph (2) (*b*) of paragraph 1 or the proviso to sub-paragraph (1) of paragraph 4 of this Part have been satisfied by a person who is, or has been, an in-patient in a hospital, and who either gives to the Ministry written notice that he has become or again become incapable of work, or makes a claim for sickness benefit, any such provision shall, in relation only to that notice or claim, be deemed to have been satisfied by him in respect of that one of the following periods which is appropriate, in so far as it is relevant for the purpose of any such provision :—

(*a*) where the person concerned has been discharged from the hospital, the period commencing on the date of his admission thereto as an in-patient and ending thirteen weeks thereafter or three weeks after the date of his discharge, whichever period is the shorter ; or

(*b*) where the person concerned has not been so discharged, the period of thirteen weeks from the date of his admission to the hospital as an in-patient.

(2) For the purposes of the last foregoing sub-paragraph :—

(*a*) in ascertaining the date of admission to hospital of the person concerned, where that person has previously been an in-patient in one or more hospitals for one or more periods, any such period shall be taken into account, provided the interval, or (if there was more than one previous period as an in-patient) each interval, between the end of such period and the beginning

of the appropriate period specified in that sub-paragraph does not exceed three weeks ;

(*b*) the expression " hospital " means any institution for the reception and treatment of persons suffering from illness or mental defectiveness and any maternity home (and, for this purpose, " illness " includes mental illness and any injury or disability requiring medical treatment or nursing) ; and

(*c*) the expression " in-patient " means a person admitted as an in-patient to a hospital for the purpose of receiving there treatment (not being treatment during convalescence) by or under the direction of a registered medical practitioner.

Claims in advance

6.—(1) Where, for the purposes of the provisions of the National Insurance (Medical Certification) Regulations (Northern Ireland), 1948, as amended, it has been certified —

(*a*) that a person is incapable of work and will continue to be incapable of work for the period specified in the certificate ; or

(*b*) that a person (being a person who, throughout the period of six months immediately preceding the date of the certificate, has been in receipt of sickness benefit) is incapable of work,

a claim for sickness benefit may, unless the Ministry otherwise directs, be made by that person in respect of the period of thirteen weeks, or such shorter period as the Ministry may in the circumstances determine, in either case commencing immediately after the date of the certificate.

(2) Any claim for sickness benefit made by any such person may, if it is made on the form containing the certificate, be treated by the Ministry as a claim made also in respect of any days in the said period of thirteen weeks or in any such shorter period, as the case may be.

(3) *Where for the said purposes it has been certified by a qualified practitioner that it is to be expected that a woman will be confined, and either —*

(*a*) *a claim for sickness benefit is made by that woman on or after the date of that certificate, or*

(*b*) *a claim for maternity allowance so made by that woman is treated under the provisions of paragraph* (1) *of regulation 7 as a claim in the alternative for sickness benefit,*

any such claim may, unless the Ministry otherwise directs, be treated as a claim for sickness benefit made in respect of any days in the period beginning with the sixth week before the expected week of confinement and ending two weeks after the date of the confinement.

Maternity Benefit

7. A claim for a maternity grant or an attendance allowance may be made before the confinement at any time not earlier than the relevant date ; and, for this purpose, " the relevant date " means the date of a certificate furnished by the claimant to the Ministry and given by a qualified practitioner that it is to be expected that the claimant will be confined in a contribution week specified in the certificate, not being more than eleven contribution weeks after that in which the certificate is given :

Provided that a claim for an attendance allowance which is so made shall be treated as not having been made unless the claimant furnishes to the Ministry a certificate given by a qualified practitioner that she has been confined and the certificate is so furnished within the period of *three months* from the date of the confinement or, if such a certificate is so furnished after that period, unless the claimant proves that there was good cause for the failure to furnish it before the date on which it was furnished.

Retirement Pensions

8.—(1) A claim for retirement pension may be made at any time not more than four months before the date on which the claimant will, subject to the fulfilment of the necessary conditions, become entitled to such a pension.

(2) A notice of retirement for the purpose of paragraph (*b*) of subsection (2) of section 19 of the Act (which section relates to retirement pensions) shall be given to the Ministry in writing not more than four months before the date of retirement.

(3) For the purpose of facilitating the determination of a subsequent claim for retirement pension, a person may at any time not more than four months before the date on which he will attain pensionable age, and notwithstanding that he does not intend to retire from regular employment at that date, submit particulars in writing

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.