Widow's Benefit and Retirement Pensions

REGULATIONS, DATED 8TH JULY, 1953, MADE BY THE NATIONAL INSURANCE JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1953. No. 108

The National Insurance Joint Authority, in exercise of the powers conferred by section 17 of the National Insurance Act (Northern Ireland), 1946 (**a**), and the Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 62 of that Act, and of all other powers enabling them in that behalf, hereby make the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Widow's Benefit and Retirement Pensions) Amendment Regulations (Northern Ireland), 1953, shall be read as one with the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland), 1948 (**b**), as amended (**c**), (hereinafter referred to as " the principal regulations ") and shall come into operation on the 8th July, 1953.

Amendment of the principal regulations

2.—(1) Paragraph (1) of regulation 3 of the principal regulations (which relates to widows who have been married more than once) shall be amended in accordance with the following provisions of this regulation, and the said regulation 3 shall accordingly have effect as set out in the schedule hereto.

(2) In the said paragraph (1), for the words " or entitled to widow's benefit other than a widow's basic pension ", there shall be substituted the following words :—

" or entitled either to widow's benefit other than a widow's basic pension (**d**) or to a widow's pension under the Widows', Orphans' and Old Age Contributory Pensions Acts (Northern Ireland), 1936 to 1946 (hereafter in this regulation referred to as the " Contributory Pensions Acts ") in so far as that pension included an additional allowance in respect of a child or children ".

(3) In the proviso to the said paragraph (1), for the words " nor entitled to such widow's benefit ", there shall be substituted the following words :—

(a) 1946. c. 23.
(b) S. R. & O. (N.I.) 1948. No. 246.
(c) S. R. & O. (N.I.) 1951. No. 154 ; S. R. & O. (N.I.) 1952. No. 137.
(d) See reg. 3, National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland), 1948 (S. R. & O. (N.I.) 1948 No. 39).

" nor entitled either to such widow's benefit or to such a widow's pension under the Contributory Pensions Acts ".

(4) In the said proviso, after the words " such benefit ", there shall be inserted the words " or such pension ".

Revocations

3. Regulation 24 of the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland), 1948 (**a**), and paragraph (2) of regulation 4 of the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland), 1948 (**b**), are hereby revoked, but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Given under the Official Seal of the National Insurance Joint Authority this 8th day of July, nineteen hundred and fifty-three.

(L.S.) *T. C. Stephens,*
Secretary, National Insurance Joint Authority.

Given under the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 8th day of July, nineteen hundred and fifty-three.

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

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 8th day of July, nineteen hundred and fifty-three.

(L.S.) *D. C. B. Holden,*
Assistant Secretary to the Ministry of Finance for Northern Ireland.

SCHEDULE Regulation 2

REGULATION 3 OF THE PRINCIPAL REGULATIONS, AS AMENDED *

Condition as to duration of marriage in relation to widows' pensions in the case of widows who have been married more than once

3.—(1) Where a widow has been married more than once, then for the purpose of her right to a widow's pension in respect of her last marriage, the condition as to the duration of that marriage contained in paragraph (*c*) of subsection (1) of section 16 of the Act (or, in a case

(a) S. R. & O. (N.I.) 1948. No. 39; S. R. & O. (N.I.) 1949. No. 124.
(b) S. R. & O. (N.I.) 1948. No. 129; S. R. & O. (N.I.) 1949. No. 130.

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

to which, instead of that condition, the alternative condition contained in paragraph (*b*) of subsection (1) or in subsection (4) of section 17 of the Act applies, the said alternative condition) shall be deemed to be satisfied if the sum total of any periods before the relevant time (as defined in the next succeeding paragraph) during which she was either a married woman, *or entitled either to widow's benefit other than a widow's basic pension or to a widow's pension under the Widows', Orphans' and Old Age Contributory Pensions Acts (Northern Ireland)*, 1936 *to* 1946 *(hereafter in this regulation referred to as the " Contributory Pensions Acts ") in so far as that pension included an additional allowance in respect of a child or children*, or only not so entitled by reason of disqualification, amounts to not less than ten years :

Provided that if throughout the three years immediately preceding the date of any marriage of the widow, she was neither a married woman *nor entitled either to such widow's benefit or to such a widow's pension under the Contributory Pensions Acts* (apart from any disqualification therefor), any period during which she was married, or was so entitled to such benefit *or such pension* before the date of that marriage, shall not be taken into account for the purpose of this regulation.

(2) In the preceding paragraph, the expression " the relevant time " means for the purposes of the said paragraph (*c*) the date of the husband's death, for the purposes of the said paragraph (*b*) the date on which the widow ceases to be entitled to a widowed mother's allowance, and for the purposes of the said subsection (4) the date on which she ceases to be entitled to a widow's pension.

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Benefit, *p.* 297
Commencement Order, *p.* 302
Prescribed Diseases, *p.* 303
Transitional Provisions and Consequential Amendments, *p.* 305

Benefit

REGULATIONS, DATED 16TH OCTOBER, 1953, MADE BY THE INDUSTRIAL INJURIES JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACTS (NORTHERN IRELAND), 1946 TO 1953.

1953. No. 135

The Industrial Injuries Joint Authority, in exercise of powers contained in section 30, and section 81 of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946 (**a**), as amended by section 6 of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1953 (**b**) and the Ministry of Labour and National Insurance in exercise of powers conferred by subsection (2A) of section 14 of the said Act of

(a) 1946. c.21. (b) 1953. c.30.