1959. No. 108 [C]

NATIONAL INSURANCE

Determination of Claims and Questions

REGULATIONS, DATED 25TH JUNE, 1959, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

The Ministry of Labour and National Insurance, in exercise of powers conferred by section 40 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 (Determination of Claims and Questions) Amendment Regulations (Northern Ireland), 1959, shall be read as one with the National Insurance (Determination of Claims and Questions) Regulations (Northern Ireland), 1948(b) (hereinafter referred to as "the principal regulations"), and shall come into operation on the 6th July, 1959.

Amendment of regulation 1 of the principal regulations

2.—(1) In paragraph (2) of regulation 1 of the principal regulations (which makes provision for their interpretation), the definition of "claimant" shall be amended in accordance with the following paragraph and shall accordingly have effect as set out in the Schedule.

(2) Immediately after the words "who has claimed benefit under the Act" in the said definition of "claimant" there shall be inserted the words "or whose right to be excepted from liability to pay or to be credited with a contribution is in question".

Amendment of regulation 2 of the principal regulations

3. At the end of paragraph (1) of regulation 2 of the principal regulations there shall be added the following proviso:

> "Provided that any question whether a person would by reason of the provisions of sub-section (2) or sub-section (3) of section 12 of the Act or of any regulations(c) made thereunder have been disqualified for receiving either unemployment benefit or sickness benefit if he had otherwise had a right thereto shall not be determined by the Ministry but shall be determined as a question as to the right to benefit under the provisions of paragraph (2) of this regulation."

(a) 1946. c. 23.

(b) S.R. & O. (N.I.) 1948, No. 185 as amended by reg. 13 of, and Third Schedule to National Insurance (Death Grant) Regulations (Northern Ireland), 1949 (S.R. & O. (N.I.) 1949, No. 142); S.R. & O. (N.I.) 1951, No. 157; reg. 21 of, and Second Schedule to, National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland), 1953 (S.R. & O. (N.I.) 1953, No. 123); S.R. & O. (N.I.) 1956, No. 8; S.R. & O. (N.I.) 1957, No. 169 and S.R. & O. (N.I.) 1958, No. 159.

(c) See reg. 10 of S.R. & O. (N.I.) 1948, No. 248.