2. This Order may be cited as the Betting and Lotteries Act (Northern Ireland), 1957 (Date of Commencement) (Amendment) Order, 1960.

Dated this 19th day of February, 1960.

Brian Faulkner,
Minister of Home Affairs for
Northern Ireland.

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport.)

This Order postpones the date for the coming into operation of paragraph (*j*) of sub-section (1) of Section 7 of the Betting and Lotteries Act (Northern Ireland), 1957, from 1st April, 1960, until 1st April, 1961. This paragraph provides that the minimum nett annual value of bookmakers' premises in Belfast should be £40, and elsewhere £30.

1960. No. 21 **[C]**

NATIONAL INSURANCE

Non-participation—Benefits and Schemes

REGULATIONS, DATED 23RD FEBRUARY, 1960, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1959.

The Ministry of Labour and National Insurance, in exercise of powers conferred by section 7 of the National Insurance Act (Northern Ireland), 1959(a), 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 National Insurance (Non-participation—Benefits and Schemes) Regulations (Northern Ireland), 1960, and shall come into operation on the 29th February, 1960.

(2) In these regulations—

"the Act" means the National Insurance Act (Northern Ireland), 1946(**b**);

"the Act of 1959" means the National Insurance Act (Northern Ireland), 1959;

"the registrar" means an officer appointed by the Ministry for the purposes of Part II of the Act of 1959, and includes a deputy registrar so appointed;

and other expressions have the same meanings as in the Act.

Equivalent pension benefits

2. For the purposes of paragraph (*c*) of sub-section (1) of section 7 of the Act of 1959 (which paragraph makes it a condition for treating retirement

(a) 1959, c. 21. (b) 1946, c. 23.

benefits by way of pension as equivalent pension benefits for the purposes of Part II of that Act, that the pension or a specified part of it is payable for life, and is not capable of being terminated or suspended except for such causes, if any, as may be prescribed) the following shall be prescribed causes:

(*a*) the operation of any provision for the termination or suspension of the pension—

(i) upon assignment, charge or other alienation (whether by operation of law or otherwise), or any attempt thereat; or

(ii) in case of mental disorder or inability to act:

Provided that sub-paragraph (ii) shall not apply unless there is provision enabling the pension to be paid or applied at discretion for the maintenance or support of the pensioner's spouse or of other persons dependent on him;

(*b*) the operation of any provision for the suspension of the pension during imprisonment or detention in legal custody or upon resumption of employment with the employer;

(*c*) the operation of any provision for the suspension of the pension upon failure to obtain payment of any sum due by way of pension within a period of not less than six months from the due date of payment:

Provided that this paragraph shall apply only where the suspension is limited to the period for which the sum in question was due.

Recognised superannuation schemes

3.—(1) Subject to the provisions of this regulation, for the purposes of paragraph (*b*) of sub-section (4) of section 7 of the Act of 1959 (which sub-section makes it a condition for treating schemes or arrangements as recognised superannuation schemes for the purposes of Part II of that Act that certain benefits thereunder are secured by irrevocable trust, contract of assurance or annuity contract satisfying such conditions as may be prescribed, or in such other manner as may be prescribed) the prescribed conditions are that the trust or contract, as the case may be, is established or entered into in connection with some trade or undertaking carried on wholly or partly in Northern Ireland by a person having a place of business therein, and

(*a*) in the case of an irrevocable trust, that it is subject to the laws of Northern Ireland;

(*b*) in the case of a contract of assurance or an annuity contract, that it is made with either—

(i) an assurance company to which the Assurance Companies Acts (Northern Ireland), 1909 to 1947(**a**), apply; or

(ii) a registered friendly society; or

(iii) an industrial and provident society registered under the Industrial and Provident Societies Act, 1893(**b**); or

(iv) (in the case only of an annuity contract) the National Debt Commissioners.

(2) If in any case the registrar is satisfied that benefits under the pension scheme are wholly or mainly provided for the benefit of persons not resident

(a) 9 Edw. 7. c. 49; 14 & 15 Geo. 5. c. 20 (N.I.) and 1947. c. 1.
(b) 56 & 57 Vict. c. 39.