Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *H. A. Lowry,*
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations amend the National Insurance (Determination of Claims and Questions) Regulations (Northern Ireland), 1948, by providing that any appeal to the Commissioner which involves a question of law of special difficulty may be dealt with not by the Commissioner or a deputy Commissioner alone but by a tribunal consisting of two or three of them.

1961. No. 79 **[C]**

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Commissioner

REGULATIONS, DATED 27TH MARCH, 1961, 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 1960.

The Industrial Injuries Joint Authority and the Ministry of Labour and National Insurance, in exercise of powers conferred by the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946(**a**), and the Fifth Schedule to the National Insurance Act (Northern Ireland), 1960(**b**), and of all other powers enabling them in that behalf, hereby make the following regulations:

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Industrial Injuries) (Commissioner—Transitional and Consequential Provisions) Regulations (Northern Ireland), 1961, and shall come into operation on the 3rd April, 1961.

(2) In these regulations—

"the Act" means the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946;

"the Commissioner" means the Commissioner, or a deputy Commissioner or a tribunal constituted in pursuance of regulations made under subsection (2) of section 42 of the Act;

"the Determination of Claims and Questions Regulations" means the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations (Northern Ireland), 1948(**c**);

(**a**) 1946. c. 21. (**b**) 1960. c. 24.
(**c**) S.R. & O. (N.I.) 1948, No. 201 as amended by S.R. & O. (N.I.) 1953, No. 132; 1954, No. 42 and 1959, No. 143.

"the Umpire" means the Umpire or a deputy Umpire appointed for the purposes of the Act.

Effect of decisions of the Umpire and review of such decisions

2. A decision of the Umpire—

(*a*) shall have effect for the purposes of the Act; and

(*b*) shall be subject to review in accordance with the provisions of regulation 24 of the Determination of Claims and Questions Regulations;

as if it were a decision of the Commissioner.

Appeals from decisions of local appeal tribunals

3.—(1) Those provisions of the Determination of Claims and Questions Regulations which, as applied in accordance with regulation 4, relate to appeals from a local appeal tribunal to the Commissioner shall apply to any appeal brought on or after the date of the coming into operation of these regulations from a decision of a local appeal tribunal given before that date; and references to the Umpire in any notice, form or other document relating to any such appeal shall be construed as references to the Commissioner.

(2) Where an appeal to the Umpire has not been determined before the date of the coming into operation of these regulations that appeal shall be determined by the Commissioner and the provisions of regulations 22 and 27 of the Determination of Claims and Questions Regulations shall apply accordingly.

Consequential amendments

4. Notwithstanding any definition contained in any of the regulations specified in the Schedule, the provisions of those regulations shall have effect as if references therein to the Umpire were references to the Commissioner as defined for the purposes of these regulations and the expression "the determining authority" wherever it occurs in the said regulations shall be construed accordingly.

Given under the Official Seal of the Industrial Injuries Joint Authority this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *D. J. Carter,*
Secretary.

Given under the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *H. A. Lowry,*
Assistant Secretary.

SCHEDULE Regulation 4

Regulations having effect as if references therein to the Umpire were references to the Commissioner

Statutory Rules and Orders of Northern Ireland	*Citation*
S.R. & O. (N.I.) 1948, No. 198.	The National Insurance (Industrial Injuries) (Medical Certification) Regulations (Northern Ireland), 1948.
S.R. & O. (N.I.) 1948, No. 201.	The National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations (Northern Ireland), 1948.
S.R. & O. (N.I.) 1948, No. 203.	The National Insurance (Industrial Injuries) (Benefit) Regulations (Northern Ireland), 1948.
S.R. & O. (N.I.) 1948, No. 204.	The National Insurance (Industrial Injuries) (Claims and Payments) Regulations (Northern Ireland), 1948.
S.R. & O. (N.I.) 1960, No. 209.	The National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland), 1960.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations make provision for matters of a transitional and consequential nature arising out of the coming into operation of section 5 of the National Insurance Act (Northern Ireland), 1960, by virtue of which the description of the office of Umpire under the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946, is changed to that of Commissioner.

1961. No. 80 **[C]**

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Determination of Claims and Questions

REGULATIONS, DATED 27TH MARCH, 1961, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND), 1946.

The Ministry of Labour and National Insurance, in exercise of powers conferred by section 42 of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:

(a) 1946. c. 21.

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Amendment Regulations (Northern Ireland), 1961, shall be read as one with the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations (Northern Ireland), 1948(a) (hereinafter referred to as "the principal regulations"), and shall come into operation on the 3rd April, 1961.

Amendment of regulation 22 of the principal regulations

2. In regulation 22 of the principal regulations (which relates to procedure before the Commissioner) the following paragraph shall be inserted immediately after paragraph (4):

"(4A) If it appears that any appeal involves a question of law of special difficulty, the Commissioner or, as the case may be, a deputy Commissioner may direct that the appeal shall be dealt with, not by the Commissioner or any deputy Commissioner alone, but by a tribunal consisting of any two or three of them, and any such tribunal shall be presided over by the senior member thereof; if the decision of any such tribunal is not unanimous, the decision of the majority, or in the case of a tribunal consisting of two persons, the decision of the presiding member, shall be the decision of the tribunal."

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *H. A. Lowry,*
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations amend the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations (Northern Ireland), 1948, by providing that any appeal to the Commissioner which involves a question of law of special difficulty may be dealt with not by the Commissioner or a deputy Commissioner alone but by a tribunal consisting of two or three of them.

(a) S.R. & O. (N.I.) 1948, No. 201 as amended by S.R. & O. (N.I.) 1953, No. 132; 1954, No. 42 and 1959, No. 143.