1969. No. 257 **[C]**

NATIONAL INSURANCE AND INDUSTRIAL INJURIES

Classification, and Collection of Contributions

REGULATIONS, DATED 3RD OCTOBER 1969, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND) 1966 AND THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services, 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 powers conferred by sections 1(3) and 8(5) of the National Insurance Act (Northern Ireland) 1966(a) and section 3(3)(*b*) of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(**b**), 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 and Industrial Injuries (Classification, and Collection of Contributions) Amendment Regulations (Northern Ireland) 1969 and shall come into operation on 3rd November 1969.

(2) In these regulations—

"the Classification Regulations" means the National Insurance (Classification) Regulations (Northern Ireland) 1948(**c**);

"the Collection Regulations" means the National Insurance and Industrial Injuries (Collection of Contributions) Regulations (Northern Ireland) 1948(**d**).

Amendments of Part II of Schedule 1 to the Classification Regulations

2.—(1) Part II of Schedule 1(**e**) to the Classification Regulations (which Part sets out in column (A) employments in respect of which persons are treated as self-employed persons and in column (B) the persons excepted from the operation of column (A)) shall be amended in accordance with paragraphs (2) and (3).

(2) In paragraph 7 of column (B) which excepts certain persons whose weekly earnings are ordinarily forty shillings or more from the operation of paragraph 7 of column (A) (which relates to certain employments in or about a cathedral, church or other place of religious worship), for the words "are ordinarily forty shillings or more" there shall be substituted the words "include the provision of board and lodging by the employer or are ordinarily more than £4".

(a) 1966. c. 6 (N.I.).
(b) 1966. c. 9 (N.I.).
(c) S.R. & O. (N.I.) 1948, No. 222.
(d) S.R. & O. (N.I.) 1948, No. 258.
(e) See Sch. to S.R. & O. (N.I.) 1957, No. 270.

(3) Immediately after paragraph 11 there shall be added:

(*a*) in column (A) the following paragraph:

"12. Employment of a person—

(*a*) in any employment or employments by any one employer; or

(*b*) in any employment or employments by two or more employers who carry on business in association,

where the weekly earnings (or, where in either case there is more than one such employment, the aggregate weekly earnings) derived therefrom are ordinarily not more than £4.";

(*b*) in column (B) the following paragraph:

"12. Any person employed—

(*a*) in one or more of the employments specified in paragraph 12(*a*) or 12(*b*) of column (A) in any contribution week in which—

(i) the earnings include the provision of board and lodging by the employer; or

(ii) the earnings (or, where in either case there is more than one such employment, the aggregate earnings) derived therefrom are more than £4.

(*b*) in any employment described in paragraph 11(*a*) of column (B)(**f**).".

Amendments of Part III of Schedule 1 *to the Classification Regulations*

3.—(1) Part III of Schedule 1 to the Classification Regulations (which Part sets out in column (A) employments in respect of which persons are treated as non-employed persons and their employment therein disregarded and, in column (B), the persons excepted from the operation of column (A)) shall be amended in accordance with paragraphs (2) and (3).

(2) In paragraph 37 of column (B) which excepts certain persons whose weekly pecuniary remuneration is ordinarily forty shillings or more from the operation of paragraph 37 of column (A) (which relates to employment as a railway crossing keeper), for the words "forty shillings or more" there shall be substituted the words "more than £4".

(3) In paragraphs 38 and 40 to 48 and 50 to 56 of column (B) for the words "are ordinarily forty shillings or more" there shall be substituted the words "include the provision of board and lodging by the employer or are ordinarily more than £4".

Amendment of regulations 10A *and* 11 *of the Collection Regulations*

4.—(1) In the heading of regulation 10A(**g**) of the Collection Regulations (contributions in weeks in which no services are rendered and remuneration does not exceed forty shillings), for the words "forty shillings" there shall be substituted the words "the specified amount".

(2) In the said regulation 10A and in the proviso to regulation 11 of the Collection Regulations (contributions during holidays), for the words "not exceed forty shillings" there shall be substituted the words "not include the provision of board and lodging by the employer or exceed £4".

(**f**) See Reg. 4 of S.R. & O. (N.I.) 1968, No. 239.
(**g**) See Reg. 2 of S.R. & O. (N.I.) 1959, No. 26.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 3rd day of October 1969.

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

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 3rd day of October 1969.

(L.S.) *C. F. Darling,*
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 (Classification) Regulations (Northern Ireland) 1948. The effect is to exclude in general from the class of employed persons (class 1), persons whose weekly earnings are ordinarily not more than £4, except in respect of weeks in which their earnings exceed that amount or include the provision of board and lodging.

The regulations also provide that the exclusion of persons in certain employments specified in the principal regulations from class 1 will not apply where the remuneration includes board and lodging and for an increase from £2 to £4 in the weekly remuneration level in relation to which the exclusion would otherwise operate.

The regulations include a consequential amendment of the provisions of the National Insurance and Industrial Injuries (Collection of Contributions) Regulations (Northern Ireland) 1948 relating to the disregard of holiday remuneration for the purpose of determining liability for contributions in class 1.