EXPLANATORY NOTE

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

These Regulations give effect in Great Britain to the reciprocal arrangements (contained in the Memorandum set out in the First Schedule to the Regulations) made between the Minister of National Insurance and the Ministry of Labour and National Insurance for Northern Ireland, and modify the National Insurance (Industrial Injuries) Act, 1946, in its application to persons affected by those arrangements (regulation 2); they make the provisions as to administration and enforcement contained in that Act or in regulations made thereunder which are referred to in the Eighth Schedule to that Act applicable also for the purposes of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946 (regulation 3); and substitute the Industrial Injuries Joint Authority for the Minister in relation to the making of the Regulations specified in the Third Schedule (regulation 4).

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14. STAMPS

[*See* NATIONAL INSURANCE and INDUSTRIAL INJURIES, p. 3051 below.]

NATIONAL INSURANCE AND INDUSTRIAL INJURIES

1. *Contributions.* | 2. *Stamps*, p. 3051.

1. CONTRIBUTIONS

The National Insurance and Industrial Injuries (Collection of Contributions) Regulations, 1948

1948 No. 1274

Made - - - -	15*th June*, 1948
Laid before Parliament	16*th June*, 1948
Coming into Operation	22*nd June*, 1948

M.N.I.103.

The Minister of National Insurance, in conjunction with the Treasury so far as relates to matters with regard to which the Treasury have so directed, in exercise of powers conferred by sections 4 (3), 6, 8, 9 and 52 of the National Insurance Act, 1946, and sections 3, 5, 65, 67 and 80 of the National Insurance (Industrial Injuries) Act, 1946, and of all other powers enabling him in that behalf, hereby makes the following regulations:— 9 & 10 Geo. 6. c. 67. 9 & 10 Geo. 6. c. 62.

Citation, commencement and interpretation.

1.—(1) These regulations may be cited as the National Insurance and Industrial Injuries (Collection of Contributions) Regulations, 1948, and shall come into operation on the 22nd June, 1948.

(2) In these regulations, unless the context otherwise requires—

"the Act" means the National Insurance Act, 1946;

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

"the Acts" means the National Insurance Acts, 1946;

" the Minister " means the Minister of National Insurance;

" insured person " means an insured person under the Act or the Industrial Injuries Act(a), and includes a person in respect of whom (although not insured) contributions are payable by an employer(b);

" contributions " means contributions under the Act or the Industrial Injuries Act;

" employment exchange " means an employment exchange or other office or place appointed by the Minister for claiming unemployment benefit;

" local office " means an office appointed by the Minister as a local office for the purpose of the Acts or of these regulations;

" stamp " means an adhesive insurance stamp or, as the case may require, a stamp impressed in accordance with arrangements made under these regulations;

" termination of employment " means the day on which the employment actually comes to an end, whether such termination is in accordance with the terms of the contract or not and whether or not the employment is to be resumed at a later date;

" inspector " includes any person having the powers of an inspector(c) under the Act or the Industrial Injuries Act;

" insurance card " means a card issued in accordance with these regulations for the purpose of the payment of contributions by means of stamps affixed to or impressed on the card;

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

(3) References in these regulations to any enactment shall include references to that enactment as amended by any subsequent enactment, order or regulations.

52 & 53 Vict. c. 63.

(4) The Interpretation Act, 1889, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Issue, custody and disposal of cards, etc.

Provisions as to issue and custody of cards, etc.

2.—(1) Every insured person shall apply to the Minister for an insurance card, and shall obtain such card, on such occasions and in such manner as the Minister shall direct.

(2) An insured person on his obtaining or on the return to him of an insurance card in accordance with these regulations shall be responsible for its custody unless and until it is delivered or re-delivered to an employer, a local office or an employment exchange or retained by an inspector in accordance with regulations made under the Act or the Industrial Injuries Act.

(3) The Minister may direct that a person who will attain school-leaving age within twelve months after such direction shall apply for, or obtain, an insurance card as if he were an insured person, and any such person shall comply with such direction accordingly.

(4) Every employer liable to pay contributions in respect of an insured person(d) shall, immediately after the date of the insured person's entry into the employment, or, in the case of a person employed but not yet over school-leaving age, immediately after his attaining that

(a) *See* s. 78 (1), National Insurance Act, 1946, and s. 88 (1), National Insurance (Industrial Injuries) Act, 1946.

(b) *See* First Sch., Pt. II, National Insurance Act, 1946.

(c) *See* s. 49, National Insurance Act, 1946, and s. 62, National Insurance (Industrial Injuries) Act, 1946.

(d) *See* s. 2 (2), National Insurance Act, 1946, and s. 2, National Insurance (Industrial Injuries) Act, 1946.

age, obtain from the insured person an insurance card then current, and it shall be the duty of the insured person to deliver or cause to be delivered his insurance card to the employer accordingly:

Provided that, where at the time of his entry into the employment an insured person's insurance card is lodged at a local office or employment exchange, the employer shall be held to have complied with this regulation as soon as he has obtained from the insured person the receipt or token card for such insurance card duly issued by the local office or employment exchange and has despatched it to that local office or employment exchange with a view to obtaining the insurance card:

Provided also that where, in response to an application for an insurance card properly made by an insured person, an insurance card is issued by a local office, employment exchange or inspector direct to his employer, the requirements of paragraphs (1), (4) and (9) of this regulation shall be deemed to have been satisfied as respects that card.

(5) The employer, on obtaining the insurance card, shall become responsible for the custody thereof so long as the employment continues or until the insurance card is returned to the insured person, or delivered to a local office or employment exchange, or retained by an inspector, in accordance with these regulations or any other regulations made under the Act or the Industrial Injuries Act.

(6) The person for the time being responsible for the custody of the insurance card in accordance with these regulations, or any person having in his possession or under his control any insurance card issued in respect of an insured person, shall produce it for inspection at any reasonable time when required to do so by an inspector, and if so required shall deliver up the insurance card to the inspector, who may, if he thinks fit, retain it. The inspector shall give a receipt for any stamped insurance card retained by him.

(7) Every insured person shall, within four weeks before the surrender of his insurance card in pursuance of paragraph (2) of regulation 4, sign the card and insert thereon his then present address in the respective places indicated for those purposes on the insurance card.

(8) Every employer having the custody in accordance with these regulations of the insurance card of an insured person shall permit that person to have access to such card for the purpose of signing the card and inserting his then present address, in accordance with paragraph (7) of this regulation, and, in addition and without prejudice to this right, if an insured person desires to inspect his insurance card while it is in the custody of the employer, the employer shall give him a reasonable opportunity of so doing either within or immediately before or after working hours:

Provided that no insured person shall be entitled by virtue of this provision to inspect his insurance card more than once in any one month nor except at such time as may be fixed by the employer for the purpose.

(9) Where an insurance card of any insured person is destroyed or lost, or is defaced in any material particular, the insured person shall apply to the Minister for a new insurance card, and shall obtain such card, in such manner as the Minister shall direct:

Provided that where the insurance card is in the custody of an employer at the time it is destroyed, lost or so defaced it shall be the duty of the employer forthwith to report the destruction, loss or defacement of the insurance card to a local office and to the insured person so that he may comply with the provisions of this paragraph.

Disposal of insurance card on termination of employment, etc.

3.—(1) Subject as hereafter provided in these regulations, the employer shall, on the termination of the employment, forthwith return the insurance card to the insured person:

Provided that where the employment is terminated by the insured person without any notice or intimation to the employer, the insurance card shall be returned to the insured person, or, where this is impracticable, to the local office, within fourteen days of the termination of the employment.

(2) Subject as aforesaid, where contributions cease to be payable by the employer in respect of the insured person for any period during which the employment still continues, but contributions are payable by the insured person or by some other person in respect of him, the employer shall, if so requested by the insured person and unless an emergency card is obtainable by the insured person for the payment of such contributions, return the card to him, and in this event it shall be the duty of the employer, immediately on his again becoming liable to pay contributions in respect of the insured person, to obtain the insurance card from the insured person, and the insured person shall redeliver the insurance card to the employer accordingly.

(3) The insured person on the termination of his employment shall apply to the employer for the return of his insurance card and, on the insurance card being returned to him, shall give to the employer, if he demands it, a receipt for the insurance card. Where the insurance card is a second insurance card to which paragraph (*b*) of the proviso to paragraph (1) of regulation 6 applies, the insured person shall, on the insurance card being returned to him, forthwith send it to a local office, unless he immediately re-enters employment to which the said paragraph (*b*) applies.

(4) If for any reason, other than the loss or destruction of the card, the insurance card is not returned to the insured person in accordance with paragraph (1) or (2) of this regulation on the termination of his employment or on contributions ceasing for any other reason to be payable in respect of him, the employer shall, as soon as may be, deliver the insurance card to a local office:

Provided that nothing in this paragraph shall relieve the employer of his obligation to comply with the said paragraph (1).

(5) If for any reason contributions cease to be payable whether by or in respect of him, an insured person shall forthwith deliver or, if application is made for a second insurance card to which paragraph (*b*) of the proviso to paragraph (1) of regulation 6 applies, produce his insurance card to a local office or such other place as the Minister shall direct:

Provided that this paragraph shall not apply—

(*a*) in the case of an insured person excepted from liability to pay contributions by regulations made under section 5 of the Act (which section relates to exceptions from liability for, and crediting of, contributions), unless the Minister so directs, or unless and until, apart from such exception, no contributions would be payable in his case; or

(*b*) in any case or class of cases where the Minister directs that it shall not apply.

(6) An insured person or an employer shall comply with any directions which may be given by the Minister as to the sending to a local office or to an employment exchange, or, in the case of an employer, as to the return to an insured person, of an insurance card.

(7) On the death of an insured person, the employer, if the insurance card is then in his custody, or any other person having possession or thereafter obtaining possession of the insured person's insurance card, shall forthwith deliver it to a local office.

Issue and currency of insurance cards.

4.—(1) An insurance card shall be issued without charge to a person properly applying therefor and, when issued, shall remain the property of the Minister.

(2) An insurance card shall be in such form as the Minister may direct and shall be current for such period as the Minister may provide and shall within six days, or such longer time as the Minister may in any special case allow, after the date on which it ceases to be current, be returned by the person for the time being responsible in accordance with these regulations for the custody of the insurance card, to a local office, and a fresh insurance card shall thereupon be issued without charge to the person so returning the insurance card:

Provided that, where the Minister so directs, an insurance card may be exchanged for a fresh card at any time or in a manner other than that prescribed in this regulation.

Emergency cards.

5.—(1) if either—

(*a*) an insurance card is destroyed or lost, or is defaced in a material particular, and a new insurance card has not been obtained, or obtained and delivered to the employer, as the case may be, in accordance with regulation 2; or

(*b*) any person in respect of whom contributions are payable or are about to become payable by his employer has not delivered or caused to be delivered to his employer an insurance card;

the insured person, or, if the insurance card should have been delivered to, or was in the custody of, an employer, the employer, shall obtain a card (hereafter in these regulations referred to as "an emergency card") from a local office in such manner as the Minister shall direct, but an emergency card shall be deemed to be an insurance card only for the purposes of the provisions of these regulations relating to the stamping of insurance cards and to deductions from wages in respect of stamps affixed or impressed by employers, and to the production of insurance cards to an inspector.

(2) An emergency card shall be in such form as the Minister may direct and shall be current during such period, not exceeding thirteen weeks, as may be specified thereon, and when issued shall remain the property of the Minister, and shall, at the end of such period, or, in the case of a card issued to an employer, on the previous termination of the employment, be returned by the person to whom the card was issued to the local office from which it was issued:

Provided that if the insured person before such date delivers or causes to be delivered to the employer an insurance card in accordance with these regulations, the employer shall forthwith return the emergency card to the local office from which it was issued, having first entered in the space marked for that purpose on the emergency card the national insurance number of the insured person shown on the insurance card so delivered to the employer.

(3) Where contributions cease to be payable by an employer in respect of an insured person for any period during which the employment still continues, but contributions as a non-employed person are payable by

the insured person, the insured person shall obtain an emergency card in accordance with the preceding provisions of this regulation:

Provided that any such emergency card shall be returned to the local office from which it was issued as soon as contributions as an employed or a self-employed person become payable in respect of him or when his employer returns his insurance card to him or when the emergency card ceases to be current, whichever first occurs.

Method of and time for payment of contributions, etc.

Stamping of insurance cards, etc.

6.—(1) Every contribution which is payable shall, except as herein otherwise provided, be paid by the affixing of a stamp to the insurance card of the insured person in the space indicated for that purpose upon the insurance card:

Provided that—

(*a*) where more than one contribution (other than a contribution as a self-employed or non-employed person) is payable in respect, or on behalf, of an insured person in any one contribution week(**a**), payment shall be made by the affixing by the employer of a single stamp in respect of all such contributions;

(*b*) where under the provisions of these regulations a stamp is to be affixed by an employer in payment of a contribution in respect, or on behalf, of an insured person, and for the same contribution week a contribution is payable by that person as a self-employed or non-employed person, the insured person shall retain his insurance card and affix a stamp thereto in payment of the contribution as a self-employed or non-employed person, and a second insurance card (which shall be obtained and delivered to the employer in accordance with regulation 2) shall be used for the stamp to be affixed by the employer.

(2) An employer who is liable to pay contributions in respect, or on behalf, of an insured person shall (except as provided in the next following paragraph) pay those contributions at the following times, that is to say:—

(*a*) where he pays to the insured person wages or other pecuniary remuneration in respect of the employment of such insured person—
before paying to the insured person the wages or remuneration in respect of the period for which a contribution is payable;

(*b*) where he does not pay to the insured person wages or other pecuniary remuneration in respect of the employment—
on the first day of employment in each contribution week.

(3) Where an insured person's remuneration for any period is paid in advance by an employer, the employer shall pay contributions in advance for that period before the payment of the remuneration.

(4) In addition to his obligation to comply with any other requirement of the Acts or of these regulations, it shall be the duty of the employer to pay all contributions due from him but still outstanding in respect of any insured person—

(*a*) within fourteen days of the termination of the employment where the employment is terminated by the insured person without any notice or intimation to the employer, and forthwith on the termination of the employment where the employment is terminated in any other manner; and

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(**a**) *See* s. 78 (1), National Insurance Act, 1946, and s. 88 (1), National Insurance (Industrial Injuries) Act, 1946.

(*b*) within six days after the expiration of the period of currency of the insurance card; and

(*c*) within forty-eight hours after being requested to do so by the insured person.

(5)—(*a*) The Minister may, if he thinks fit, and subject to such terms and conditions as he may impose, approve any arrangements whereby contributions are paid at times, or in a manner, other than those prescribed in this regulation (whether by the use of impressed stamps or otherwise), and any such arrangement may include provision for the payment to the Minister of such fees as may be determined by the Minister, with the concurrence of the Treasury, to represent the estimated additional expense in administration to the Government departments concerned, and may, as a condition of authorising the payment of any contribution at a date later than that upon which the wages or other pecuniary remuneration for any part of the period in respect of which the contributions payable are paid, require the making of such deposit of money by way of security as the Minister may approve.

(*b*) The provisions of these regulations shall, subject to the provisions of the arrangements, apply to any persons affected by the arrangements, and any contravention of, or failure to comply with, any requirement of the arrangements shall be deemed to be a contravention of or failure to comply with these regulations.

(6) An insured person who is liable to pay contributions as a self-employed(a) or as a non-employed person(a) under the Act shall pay those contributions not later than the last day in the contribution week in respect of which the contribution is due:

Provided that this provision shall not apply to an insured person in respect of a period during which contributions payable by him are paid by the Minister of Pensions in pursuance of section 7 of the Act.

(7)—(*a*) A person shall, immediately after affixing a stamp to any insurance card, cancel the stamp by writing in ink, or stamping with a metallic die with black indelible ink or composition across the face of the stamp, the date upon which it is affixed and not otherwise, but, save as expressly provided in regulations made under the Act or under the Industrial Injuries Act or as specially authorised by the Minister, no other writing or mark and no perforation shall at any time be made on or in, affixed to or impressed on an insurance card or stamp.

(*b*) An employer may, if he thinks fit, inscribe upon the insurance card of any insured person employed by him, on any part of the card not designated for any specific purpose, the number of that insured person upon the pay list or in the books of the employer.

Recovery by employers of contributions paid on behalf of insured persons.

7.—(1) An employer shall be entitled to recover from an insured person, subject to and in accordance with the provisions of this regulation, the amount of any contribution paid or to be paid by him on behalf of that person:

Provided that the amount of any contribution not yet paid shall not be recoverable except under and in accordance with the next following paragraph.

(2) Where the insured person receives any wages or other pecuniary remuneration from the employer, the amount of any contribution paid or to be paid by the employer on behalf of the insured person, notwithstanding the provisions of any contract to the contrary, shall be

(a) *See* ss. 1 (2) and 2 (2), National Insurance Act, 1946.

recoverable by means of deductions from the wages of that person or from any other remuneration due from the employer to that person and not otherwise:

Provided that—

(*a*) no such deduction may be made from any wages or remuneration other than such as are paid wholly or partly in respect of the contribution week or part of the contribution week for which the contribution is payable or may become payable, as the case may be; and

(*b*) no such deduction may be made of any contribution not yet paid except where it is not payable until after the date when the said wages or remuneration are paid.

(3) Where the wages or other pecuniary remuneration of an insured person are paid at calendar monthly intervals, it shall, notwithstanding the provisions of the last preceding paragraph of this regulation or of subsection (2) of section 5 of the Industrial Injuries Act (which subsection relates to the recovery of contributions), be lawful for the employer, at his option, to recover from each such payment of wages or remuneration, in lieu of the amount authorised to be recovered by him in accordance with the said provisions, an amount equal to one-twelfth of the contributions paid or to be paid by the employer on behalf of the insured person during the calendar year:

Provided that—

(*a*) where the employment commences after the beginning, or is to be terminated before the end, of a calendar year, the contributions paid or to be paid by the employer on behalf of the insured person during the calendar year shall be calculated for the purpose of ascertaining the said fraction of one-twelfth as though the employment continued throughout that year;

(*b*) in calculating the said fraction of one-twelfth, fractions of a penny may be disregarded;

(*c*) such adjustment (whether by way of repayment or increased or reduced deduction or otherwise) as may be necessary to secure that the amounts which have been recovered in accordance with this paragraph are, when so adjusted, equal to the amounts which could have been recovered in accordance with the aforesaid provisions, shall be made between the employer and the insured person—

(i) on the termination of the employment;

(ii) not later than three calendar months after any contribution week (being a week in respect of which an amount has been recovered by the employer under this paragraph) during which week the insured person is incapable of work and in respect of which no contributions as an employed person were payable by virtue of subsection (3) of section 4 of the Act or of subsection (2) of section 3 of the Industrial Injuries Act (which relate to excusal of contributions during periods of incapacity for work);

(iii) at intervals of not more than one year during the employment;

(*d*) for the purpose of this paragraph, an employment in relation to which—

(i) the employer begins, or ceases, to recover amounts in accordance with this paragraph of this regulation; or

(ii) contributions on behalf of the insured person cease to be payable or become payable at a different rate;

shall be treated as commencing, or terminating, upon that event.

(4) Where the insured person does not receive any wages or other pecuniary remuneration from the employer but receives such remuneration from some other person, the amount of any contribution paid by the employer on behalf of the insured person shall (without prejudice to any other means of recovery) be recoverable from the insured person summarily as a civil debt, if proceedings for the purpose are instituted within three months from the date on which the contribution was payable:

Provided that in the application of this paragraph to Scotland the word " summarily " shall be omitted.

(5) Where the insured person does not receive any wages or other pecuniary remuneration either from his employer or from any other person, the employer shall be liable to pay the contributions payable both by himself and the insured person and shall not be entitled to recover any part thereof from the insured person.

Employment by two or more employers, and by intermediate employers.

8.—(1) Where an insured person is employed by two or more employers in any contribution week, the first employer employing him in that week shall, subject to the following provisions of these regulations, be treated as his employer for the purposes of the provisions of the Acts relating to contributions.

(2) Where an insured person is employed by two or more employers in any contribution week and no one of those employers is the first person employing him in that week, then, unless the case is one for which other provision is expressly made by these regulations, that one of the employers who first makes a money payment to the person employed in respect of his employment in that week shall be deemed to be the employer of that person for the purposes of the provisions of the Acts relating to contributions.

(3) In the case of an insured person employed as an agent by two or more employers and paid by commission or fees or a share in the profits, or partly in one and partly in another of those ways, the employer in the employment on which the person employed as an agent is mainly dependent for his livelihood shall be deemed to be the employer of that person for the purposes of the provisions of the Acts relating to contributions.

(4) Where an insured person employed in any of the employments specified in the first column of the Schedule to these regulations works under the general control and management of the person (being a person other than his immediate employer) specified in the corresponding entry in the second column of that Schedule, that person (in this regulation called " the principal employer ") shall, notwithstanding that he is not the immediate employer of the insured person, be treated as the employer for the purposes of the provisions of the Acts relating to contributions, and those provisions and the provisions of these regulations shall be construed and have effect as if that person were the immediate employer of the insured person:

Provided that the principal employer shall be entitled to deduct the amount of any contribution paid by him on behalf of any insured person whose employer he is deemed to be by virtue of this regulation from any sums payable by him to the immediate employer in respect of

the period or any part of the period for which the contribution has been paid, and, upon any such contribution being so paid by the principal employer, the immediate employer shall be entitled to recover from the insured person the like sum and in the like manner as if he had paid the contribution.

(5) Where but for the provisions of this paragraph different employers would, in the same contribution week, be liable to pay contributions under the Act and the Industrial Injuries Act respectively in respect of an insured person, the employer who is liable to pay contributions under the Act shall be deemed to be that person's employer for the purpose of the provisions of the Industrial Injuries Act relating to contributions:

Provided that no employer shall be so deemed unless he would, but for the insured person having other employment in that week, have been liable to pay contributions under the Industrial Injuries Act in respect of that person.

Scheme for payment of contributions by grouped employers.

9.—(1) Where any insured persons are ordinarily employed by two or more employers in a contribution week, the employers, or any class or group of the employers, of those persons may, if they think fit, submit to the Minister a scheme for the payment of contributions in respect or on behalf of those persons.

(2) Where the Minister is satisfied that any scheme so submitted to him is such as to secure the due payment of the contributions payable in respect or on behalf of every insured person to whom the scheme applies for every contribution week during any part of which he is employed by any employer who is a party to the scheme, he may, if he thinks fit, approve the scheme.

(3) Any such scheme may make such modifications in these regulations as may be necessary to give effect to the arrangements made under the scheme.

(4) Where a scheme has been approved by the Minister, the parties to the scheme who have employed any person to whom the scheme applies in the course of a contribution week shall, in respect of that week, be deemed jointly to be the employer of that person for the purposes of the provisions of the Acts relating to contributions.

Agreement to pay contributions by two or more employers.

10.—(1) Notwithstanding anything in these regulations, where an insured person is ordinarily employed by two or more employers in a contribution week, the employers of that person may enter into an agreement for the payment of contributions in respect of that person in such form as the Minister may approve, and, where any such agreement is entered into between any such employers, the following provisions shall have effect:—

(*a*) Where in any week the person in respect of whom the agreement is made is, before any contribution has become payable in respect of him for that week, employed by an employer who is not a party to the agreement, that employer shall, for the purposes of the provisions of the Acts relating to the payment of contributions, be deemed to be the employer of that person for that week.

(*b*) If, in any week, a contribution is payable by the employers who are parties to the agreement or by any of them, that contribution shall, in the first such week, be paid by that one of the parties to the agreement employing the insured person during that week

whose signature to the agreement appears first in order, and, in any subsequent week, by that one of the parties to the agreement employing the insured person during that week whose signature to the agreement is next in succession to that of the person who paid the last weekly contribution payable by the parties to the agreement, and for this purpose the signatures of the parties shall be read in rotation, the first signature to be deemed to be next in succession to the last and the signature of any person who does not employ the insured person during that week being disregarded.

(*c*) The employer whose duty it is to pay the contribution for any week shall be deemed to be the employer of the insured person for the purposes of the provisions of the Acts relating to contributions.

(*d*) Any one of the parties to the agreement may, immediately after paying a contribution, but not at any other time, strike out his signature to the agreement and write his initials with the date opposite his signature and, upon so doing, he shall cease to be a party to the agreement, and the insured person may, upon ceasing to be employed by any person who is a party to the agreement, strike out from the agreement the signature of that person, and on so doing shall write his own initials with the date opposite the signature struck out.

(*e*) If at any time any other person employing or about to employ the insured person desires to become a party to the agreement, he may, subject as hereinafter provided, affix his signature with the date at the end of the signatures appended to the agreement, and this regulation shall thenceforward apply to him in like manner as if he had been an original party to the agreement:

Provided that, where a contribution would be payable in any week in respect or on behalf of the insured person by any such other person if that person did not become a party to the agreement, that person shall not be entitled to affix his signature as aforesaid unless and until he has paid any contribution so payable.

(2) Employers desiring to enter into an agreement for the purposes of this regulation shall enter their names and addresses in a book to be issued for the purpose by the Minister, and every such book shall be signed in each week by the employer paying the contribution in respect of that week.

(3) Upon the termination of the period specified in any such book the agreement shall cease to be binding upon the employers, and any person having possession of the book shall forthwith return it to the Minister.

Contributions during holidays.

11. For the purposes of—

(*a*) subsection (3) of section 4 of the Act (which provides for the disregarding of employed contributor's employment where no services are rendered, and, except in certain cases, where no remuneration is paid), as respects any employed contributor's employment; and

(*b*) those provisions of Part I of the Industrial Injuries Act which relate to the payment and recovery of contributions;

if no services are rendered by an insured person during any contribution week and during the whole or part of that week that person is on

holiday, any payments which he receives or is entitled (whether conditionally or not) to receive before, during or after that week, and which are, or would be ordinarily, applied to, or would secure that money is available for, meeting expenditure incurred or to be incurred for or during that week, shall be deemed to be remuneration paid in respect of those days in that week on which he is on holiday, if the said payments are made or to be made out of funds provided wholly or partly by his employer:

Provided that this regulation shall not apply to any week where the said payments in respect of that week do not exceed twenty shillings.

Arrangements

Arrangements for payment of contributions through employment exchange or other approved agency.

12.—(1) In accordance with the provisions of paragraph (*a*) of subsection (1) of section 8 of the Act (which paragraph provides for co-ordination with, and modification of, the Industrial Injuries Act), the provisions of subsection (5) of section 3 of, and of Part IV of the Second Schedule to, the Industrial Injuries Act shall be modified in manner following, that is to say, by the addition, at the end of the said subsection (5) and also after the words "employment exchange" wherever they occur in the said Part IV (except in paragraph 2), of the words "or other agency approved by the Minister".

(2) Every application by an employer for an arrangement under the provisions of subsection (5) of section 6 of the Act, or under the said provisions of subsection (5) of section 3 of, and of Part IV of the Second Schedule to, the Industrial Injuries Act, shall be in such form as the Minister may direct.

(3) Every arrangement made under either of the said provisions by the Minister with an employer for the performance by an employment exchange or other agency approved by the Minister of all or any of the duties of the employer required under the Act or under the Industrial Injuries Act, shall provide that the employer shall deposit with the Minister a sum sufficient to cover the estimated maximum amount of the contributions payable by the employer during a period of fourteen weeks, or such less period as may be agreed between him and the Minister, both on his own behalf and on behalf of the persons in respect of whom the arrangement is made, and that the employer shall not, unless such a deposit is made, be entitled to make any deductions from any wages or other remuneration due by him to those persons in respect of contributions so payable as aforesaid.

(4) Every person to whom the arrangement applies shall have the same right of inspecting his insurance card while it is in the custody of such employment exchange or other agency under the arrangement as he would have had if the insurance card had been in the custody of the employer, and the provisions of regulation 2 shall apply accordingly, and any such arrangement shall provide that the person shall be in a position, as regards obtaining possession of and making delivery of any insurance card, which is at least as favourable as under the foregoing provisions of these regulations.

(5) Every such arrangement shall provide for the payment by the employer of a sum calculated in accordance with a scale approved by the Treasury for the performance by the employment exchange or other

agency approved by the Minister on behalf of the employer of such of the duties imposed on him by the Acts as are performed by the said employment exchange or other agency under the arrangement.

(6) The Minister may at any time by notice in writing cancel as from the date specified in the notice any such arrangement if, in his opinion, the employer ceases to comply with any of the conditions contained therein or in these regulations:

Provided that—

(*a*) the employer shall be entitled to receive any sum that may be repayable in respect of the balance of the deposit held by the Minister as aforesaid; and

(*b*) the employer shall be liable to pay any sums payable under the arrangement to the Minister in respect of any period during the currency of the arrangement.

Insurance cards not to be assigned, defaced, etc.

13.—(1) No person shall assign or charge or agree to assign or charge any insurance card or emergency card, and any sale, transfer or assignment of, or any charge on, any insurance card or emergency card shall be void and of no effect.

(2) No person shall deface or destroy any insurance card or emergency card or, save as authorised by the Minister, alter, amend or erase any of the figures or particulars (other than to amend the address of the insured person) therein contained.

(3) For the purposes of this regulation, a person who removes or erases from any insurance card or emergency card a stamp which has been affixed thereto or impressed thereon shall be deemed to have defaced that insurance card or emergency card.

Offences and Penalties

Breach of regulations.

14. If any person contravenes or fails to comply with any requirement of these regulations, in respect of which no special penalty is provided, he shall, for each offence, be liable on summary conviction to a penalty not exceeding ten pounds, or where the offence consists of continuing any such contravention or failure after conviction thereof, ten pounds together with a further ten pounds for each day on which it is so continued.

Dated this 15th day of June, 1948.

James Griffiths,
Minister of National Insurance.

R. J. Taylor,
C. James Simmons,
Two of the Lords Commissioners of His Majesty's Treasury.

SCHEDULE

Employment	Principal employer
1. Employment in a coal mine within the meaning of the Coal Mines Act, 1911(a).	1. The owner of the mine within the meaning of the said Act.
2. Employment in a metalliferous mine within the meaning of the Metalliferous Mines Regulations Acts, 1872 and 1875(b).	2. The owner of the mine within the meaning of the said Acts.
3. Employment in a quarry under the Quarries Act, 1894(c).	3. The owner of the quarry for the purposes of the said Act.
4. Employment in a factory within the meaning of the Factories Act, 1937(d), or any enactment amending or made in substitution for that Act (not being a tenement factory, or a quarry under the Quarries Act, 1894 (c)).	4. The occupier of the factory.
5. Employment in the trade of building or of the construction of works where the immediate employer of the insured person himself works wholly or mainly by way of manual labour in or for the business of the principal employer and where the principal employer has a right to the exclusive services of the immediate employer of the insured person.	5. The person in whose business or for the purposes of whose business the insured person is employed.
6. Employment in a tenement factory within the meaning of the Factories Act, 1937(d), or any enactment amending or made in substitution for that Act, where the owner of the factory has a right to the exclusive services of the immediate employer of the insured person.	6. The owner of the factory.

For the purpose of paragraph 5 of this schedule, "building" means the construction, alteration, repair, decoration or demolition of buildings, including the manufacture of any fittings of wood of a kind commonly made in builders' workshops or yards, and "construction of works" means the construction, reconstruction or alteration of railroads, docks, harbours, canals, embankments, bridges, piers or other works of construction.

EXPLANATORY NOTE

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

These Regulations contain provisions in regard to the payment and collection of contributions under the National Insurance Acts, 1946, payable by insured persons and employers, either by means of adhesive

(a) 1 & 2 Geo. 5. c. 50.
(b) 35 & 36 Vict. c. 77 and 38 & 39 Vict. c. 39.
(c) 57 & 58 Vict. c. 42.
(d) 1 Edw. 8. & 1 Geo. 6. c. 67.

stamps or under other arrangements, and in connection therewith provide for the issue, custody and surrender of insurance cards.

In relation to insured persons whose employers are liable to pay contributions on their behalf, provision is made governing both the recovery of such contributions from the insured persons and the discharge of the employers' liability in cases where there is more than one employer. Provision is also made for deeming certain payments to be remuneration paid in respect of holidays during which no services are rendered by an insured person.

2. STAMPS

The National Insurance and Industrial Injuries (Stamps) Regulations, 1948

1948 No. 1443

Made - - - -	*28th June*, 1948
Laid before Parliament	*29th June*, 1948
Coming into Operation	*5th July*, 1948

The Postmaster General, by virtue of the powers conferred on him by subsection (2) of section sixty-six of the National Insurance (Industrial Injuries) Act, 1946(a), and by paragraph (*b*) of subsection (2) of section eight of the National Insurance Act, 1946(b), and of all other powers in that behalf, hereby makes the following Regulations:—

Adaptation of enactments.

1. The provisions of the Stamp Duties Management Act, 1891(c) (as amended by any subsequent enactment), and of section sixty-five of the Post Office Act, 1908(d) (as so amended), as set out and adapted in the Schedule hereto, shall apply to stamps, in the said Schedule referred to as " insurance stamps ", prepared and issued for the purposes of the National Insurance (Industrial Injuries) Act, 1946 and the National Insurance Act, 1946:

Provided that the provisions of section thirteen of the Stamp Duties Management Act, 1891, printed in italics in the said Schedule, shall only apply in Scotland.

Short title and Commencement.

2.—(1) These Regulations may be cited as " The National Insurance and Industrial Injuries (Stamps) Regulations, 1948 ".

(2) These Regulations shall come into operation on the fifth day of July, 1948.

(3) The Interpretation Act, 1889(e), applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Dated this 28th day of June, 1948.

Wilfred Paling,
His Majesty's Postmaster-General.

(a) 9 & 10 Geo. 6. c. 62. (b) 9 & 10 Geo. 6. c. 67.
(c) 54 & 55 Vict. c. 38. (d) 8 Edw. 7. c. 48.
(e) 52 & 53 Vict. c. 63.