payable to a colliery worker, or a pension or allowance is payable to the widow of a deceased colliery worker or to a woman having the care of his child or children.

Supplementary contributions under the Scheme are payable by the workers concerned and by the National Coal Board into a Fund from which the supplementary benefits are provided.

There is provision for the Minister of National Insurance to participate in the administration of the Scheme, and in general, for the supplementary benefits to be paid by him out of moneys provided by the Fund in conjunction with the corresponding benefits under the Act. In certain cases, however, the supplementary benefits will be paid by the National Coal Board out of moneys provided by the Fund.

National and Local Committees of employers and workers are established to decide questions arising under the Scheme, other than questions which involve decisions under the Act.

---

6. CONTRIBUTIONS

[Collection of contributions, *see* NATIONAL INSURANCE AND INDUSTRIAL INJURIES, p. 3037 below.]

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

1948 No. 1424

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

M.N.I./I.I.109.

The Minister of National Insurance, in exercise of powers conferred by sections 3 and 86 of, and Part III of the Second Schedule to, 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. 62.

1.—(1) These regulations may be cited as the National Insurance (Industrial Injuries) (Refund of Contributions) Regulations, 1948, and shall come into operation on the 5th July, 1948. Citation, commencement and interpretation.

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

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

" the Minister " means the Minister of National Insurance;

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

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

(4) The Interpretation Act, 1889, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament. 52 & 53 Vict. c. 63.

2. Subject to the provisions of these regulations, any contributions paid under the Act by a person or his employer under the erroneous belief that the contributions were payable in respect of that person under the provisions of the Act shall be returned by the Minister to that person or his employer, as the case may require, if application to that effect is made in writing to the Minister within the appropriate time specified in regulation 5. Return of contributions paid in error.

Deductions from repayments.

3. In calculating the amount of any repayment to be made under the last foregoing regulation to such a person or an employer, there shall be deducted—

(*a*) the amount of any contributions paid under the said erroneous belief which have, under the provisions of regulation 17 of the National Insurance (Contributions) Regulations, 1948(**a**) (which relates to the disposal of contributions improperly paid), been treated as paid on account of contributions under the National Insurance Act, 1946;

9 & 10 Geo. 6. c. 67.

(*b*) in the case of an employed person's contributions, where the contributions were paid under the erroneous belief that his employment was insurable employment, the aggregate sum awarded under such erroneous belief and received (whether by him or by any other person) by way of benefit—

(i) in respect of an injury or disease caused to or contracted by him, being an injury caused by accident arising out of and in the course of that employment or a disease due to the nature of that employment; and

(ii) since the date on which the first contribution so paid within the period specified in regulation 5 was paid.

Return of contributions paid by employer.

4. Contributions erroneously paid by an employer on behalf of any person and not recovered from him may be repaid to the employer instead of to that person, but if so recovered may be repaid to that person, or, with his consent in writing, to his employer.

Application for return of contributions.

5.—(1) A person desiring to apply for the return of any contribution paid under the said erroneous belief shall make the application in such form and in such manner as the Minister may from time to time determine and—

(*a*) if the contribution was paid at the due date, within two years from the date on which that contribution was paid; or

(*b*) if the contribution was paid at a later date than the due date, within two years from the due date or within twelve months from the date of actual payment of the contribution, whichever period ends later.

(2) In this regulation the expression " due date " means the date on which the contribution, if it had been payable, would have been due to be paid.

Dated this 28th day of June, 1948.

James Griffiths,
Minister of National Insurance.

EXPLANATORY NOTE

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

These Regulations provide for the return of contributions under the National Insurance (Industrial Injuries) Act, 1946, which have been paid in error, subject to the deduction of amounts which have been applied to the payment of contributions under the National Insurance Act, 1946, or which have been paid by way of benefit.

(**a**) S.I. 1948 No. 1417, p. 2767 above.