EXPLANATORY NOTE

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

These Regulations further amend regulation 29 of the National Insurance (Industrial Injuries) (Benefit) Regulations, 1948, by providing, in the case of widows and certain unmarried dependants who receive a grant under a War Pensions Instrument by reason of the fact that they are over 70 years of age, that an increase of benefit in respect of such persons under the National Insurance (Industrial Injuries) Act shall not be reduced on account of that grant.

DETERMINATION OF CLAIMS AND QUESTIONS

1959 No. 1156

The National Insurance (Industrial Injuries) (Determination of Claims and Questions) Amendment Regulations, 1959

Made - - - -	2*nd July*, 1959
Laid before Parliament	8*th July*, 1959
Coming into Operation	13*th July*, 1959

The Minister of Pensions and National Insurance, in exercise of powers conferred by sections 36 (1) and 47 of the National Insurance (Industrial Injuries) Act, 1946(**a**), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Amendment Regulations, 1959, shall be read as one with the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations, 1948(**b**) (hereinafter referred to as "the principal regulations") and shall come into operation on the 13th July, 1959.

Revocation of regulation 5 and regulation 20 of the principal regulations

2. Regulation 5 of the principal regulations (which modifies regulations made under section 5 of the Family Allowances Act, 1945(**c**), in their application to the determination of any such question as is mentioned in

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(a) 9 & 10 Geo. 6. c. 62.
(b) S.I. 1948/1299 (Rev. XVI, p. 524: 1948 I, p. 2971).
(c) 8 & 9 Geo. 6. c. 41.

paragraph (*b*) of subsection (1) of section 36 of the National Insurance (Industrial Injuries) Act, 1946) and regulation 20 of the principal regulations (which relates to applications for leave to appeal and for extension of time for appealing against decisions of local appeal tribunals) are hereby revoked, but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred thereunder.

Dated this Second day of July, 1959.

John Boyd-Carpenter,

Minister of Pensions and National Insurance.

EXPLANATORY NOTE

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

These Regulations revoke regulation 5 and regulation 20 of the National Insurance (Industrial Injuries) (Determination of Claims and Questions) Regulations, 1948.

In consequence of the transfer, in pursuance of section 1 of the Family Allowances and National Insurance Act, 1959, of the responsibility for the determination of questions under the Family Allowances Act, 1945, from the Minister of Pensions and National Insurance, with the right of appeal to Referees, to insurance officers, local tribunals and the Commissioner appointed under the National Insurance Act, 1946, regulation 5 of the Regulations of 1948, which modifies provisions of the old Family Allowances adjudication system in their application to the determination of certain questions arising under the National Insurance (Industrial Injuries) Act, 1946, has become redundant.

Section 3 of the Act of 1959 provides that leave shall not be required for an appeal to the Industrial Injuries Commissioner from a decision of a local appeal tribunal constituted for the purposes of the National Insurance (Industrial Injuries) Act, 1946, and accordingly regulation 20 of the Regulations of 1948, which contains provisions as to the manner in which and time within which applications for such leave were to be made, is no longer required.