1971. No. 245 **[C]**

WORKMEN'S COMPENSATION

Supplementation

REGULATIONS, DATED 5TH AUGUST 1971, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, WITH THE CONSENT OF THE MINISTRY OF FINANCE, UNDER THE WORKMEN'S COMPENSATION (SUPPLEMENTATION) ACTS (NORTHERN IRELAND) 1966 TO 1971.

The Ministry of Health and Social Services, with the consent of the Ministry of Finance, in exercise of powers conferred by section 2 of the Workmen's Compensation (Supplementation) Act (Northern Ireland) 1966(**a**), and of all other powers enabling it in that behalf, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 80(2) of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(**b**) as applied by section 9 of the first-mentioned Act.

Citation and commencement

1. These regulations, which may be cited as the Workmen's Compensation (Supplementation) Amendment Regulations (Northern Ireland) 1971, shall be read as one with the Workmen's Compensation (Supplementation) Regulations (Northern Ireland) 1966(**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 22nd September 1971.

Amendment of regulation 7 of the principal regulations

2.—(1) In regulation 7(1) of the principal regulations (computation of loss of earnings) for the words "31st October 1969" there shall be substituted the words "18th September 1971".

(2) For the proviso to the said regulation 7(1) there shall be substituted the following proviso:

"Provided that—

(*a*) in assessing, in relation to any person, the standard of remuneration in any class of employment, regard shall be had to that person's reasonable prospects of advancement and the class of employment in which he was employed at the time when the accident happened shall be treated, for this purpose, as extending to and including employment in the capacities to which persons so employed are, in the normal course, advanced and to which if he had continued to be so employed, without the accident having happened, he would have had at least the normal prospects of advancement;

(*b*) where the amount representing a person's loss of earnings has been ascertained in accordance with this regulation, but by reference to a period earlier than that now specified herein, and the determining authority is satisfied that it is unlikely that there has been any material change in that amount, if the determining authority in its discretion so directs, such amount shall continue to represent that person's loss of earnings determined in accordance with this regulation notwithstanding that it has not been ascertained by reference to the period now specified.".

(**a**) 1966, c. 14 (N.I.). (**b**) 1966, c. 9 (N.I.).
(**c**) S.R. & O. (N.I.) 1966, No. 105 as amended by S.R. & O. (N.I.) 1967, No. 265; 1969, No. 236 and 1970, No. 15.