1971. No. 168 [C]

NATIONAL INSURANCE

Married Women

REGULATIONS, DATED 8TH JUNE 1971, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services, in conjunction with the Ministry of Finance, in exercise of powers conferred by section 96(1) of the National Insurance 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 101(3) of that Act:

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Married Women) Amendment Regulations (Northern Ireland) 1971, shall be read as one with the National Insurance (Married Women) Regulations (Northern Ireland) 1962(b) (hereinafter referred to as "the principal regulations") and shall come into operation on 14th June 1971.

Amendment of the principal regulations

2. For regulation 12 of the principal regulations (retirement pensions for women whose marriages have been dissolved) there shall be substituted the following regulation:

"Retirement pensions for women whose marriages have been dissolved

12.—(1) Where a woman's marriage (being, in the case of a woman who has been married more than once, her last marriage before attaining pensionable age) has been terminated otherwise than by the death of her husband and she was under pensionable age on the date of that termination, then, in calculating for the purpose of her right to a retirement pension by virtue of her own insurance the yearly average of the contributions paid by or credited to her, there shall from time to time be treated as so paid or credited either—

(*a*) for each contribution year falling wholly or partly before the date of that termination; or

(*b*) for each contribution year falling wholly or partly during the period of that marriage,

a number of contributions either—

(i) equal to the yearly average (ascertained as at the date of the termination of that marriage or the date on which her husband by that marriage attained pensionable age, whichever is the earlier) of the contributions paid by or credited to that husband; or

(ii) equal to the number of contributions actually paid by or credited to her for that year,

whichever will for the time being enable her to receive the greatest amount by way of pension.

(a) 1966. c. 6 (N.I.).
(b) S.R. & O. (N.I.) 1962, No. 64 as amended by S.R. & O. (N.I.) 1967, No. 234.