1969. No. 85 **[C]**

FAMILY ALLOWANCES

Making of Claims and Payments

REGULATIONS, DATED 3RD APRIL 1969, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1966 TO 1969.

The Ministry of Health and Social Services, in conjunction with the Ministry of Finance, in exercise of powers conferred by section 51(1) of the National Insurance Act (Northern Ireland) 1966(**a**) and section 51(2)(*b*) of that Act, as substituted by section 2(1) of the National Insurance &c. Act (Northern Ireland) 1969(**b**), and by section 2(3) and (4) of the last-mentioned Act, and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations, which may be cited as the Family Allowances (Making of Claims and Payments) Amendment Regulations (Northern Ireland) 1969, shall be read as one with the Family Allowances (Making of Claims and Payments) Regulations (Northern Ireland) 1946(**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 7th April 1969.

Insertion of new regulation

2. After regulation 10 of the principal regulations there shall be inserted the following regulation:

"Extinguishment of right to payment of sums on account of allowances

10A.—(1) The right to payment of any sum on account of an allowance shall, subject to paragraph (2), be extinguished where payment thereof is not obtained within the period of 12 months from the date on which the right is to be treated as having arisen; and for the purposes of this regulation the right shall be treated as having arisen—

(*a*) in relation to any such sum contained in an instrument of payment which has been given or sent, for the purpose of making payment thereof, to the payee or to a paying office for collection by him (whether or not received or collected as the case may be), notwithstanding that that sum is greater or less than the sum to which the payee has the right to payment—

(i) on the date on the said instrument of payment; or

(ii) if a further instrument of payment has been so given or sent as a replacement for an instrument of payment previously given or sent, on the date on the last such instrument of payment;

(*b*) in relation to any such sum to which sub-paragraph (*a*) does not apply, but where notice is given (whether orally or in writing) or is sent that the sum contained in the notice is available for collection, notwithstanding that that sum is greater or less than the sum to which the payee has the right to payment—

(a) 1966. c. 6 (N.I.).
(b) 1969. c. 3 (N.I.).
(c) S.R. & O. (N.I.) 1946, No. 23.