1969. No. 84 [C]

NATIONAL INSURANCE

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) and (2) of the National Insurance Act (Northern Ireland) 1966(**a**) and section 2(4) of the National Insurance &c. Act (Northern Ireland) 1969(**b**), 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 National Insurance (Claims and Payments) Amendment (No. 2) Regulations (Northern Ireland) 1969, shall be read as one with the National Insurance (Claims and Payments) Regulations (Northern Ireland) 1961(**c**) (hereinafter referred to as "the principal regulations") and shall come into operation on 7th April 1969.

Regulation substituted for regulation 12 of the principal regulations

2. For regulation 12 of the principal regulations there shall be substituted the following regulation:

"Extinguishment of right to payment of sums by way of benefit which are not obtained within the prescribed time

12.—(1) The right to payment of any sum by way of benefit shall, subject to the provisions of this regulation, 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 a serial order or draft which has been given or sent, for the purpose of making payment thereof, to the beneficiary 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 beneficiary has the right to payment—

(i) on the date on the said serial order or draft; or

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

(*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 beneficiary has the right to payment—

(a) 1966. c. 6 (N.I.). (b) 1969. c. 3 (N.I.).
(c) S.R. & O. (N.I.) 1961, No. 221 as amended by S.R. & O. (N.I.) 1964, No. 120; 1965, No. 10; 1966, No. 219; 1967, No. 203 and 1969, No. 45.