(b) On Saturday (or the weekly short day substituted therefor)—
(i) where the worker normally attends on six days in the week—
For all time worked in excess of 4 hours .. TIME-AND-A-HALF
(ii) where the worker normally attends on five days only in the week—
For all time worked .. .. .. TIME-AND-A-HALF

(c) On Sunday or a customary holiday—
For all time worked .. .. .. DOUBLE TIME

(d) In any week—
For all time worked in excess of 42 hours .. TIME-AND-A-QUARTER except in so far as higher overtime rates may be payable under the provisions of (a), (b), or (c).

Provided that, where it is or may become the established practice of an employer to require attendance on Saturday in alternate weeks only, the overtime rate is payable in the week in which attendance on Saturday is required only after 44 hours have been worked.

Paragraph 8.
Overtime rates are payable in respect of all overtime worked on any day notwithstanding that the total number of hours worked in the week does not exceed 42."

EXPLANATORY NOTE

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

This Order, which comes into operation on 19th March, 1963, amends the Hat, Cap and Millinery Wages Regulation (No. 2) Order (Northern Ireland) 1961 (Order N.I.H.M. (41)), as amended by the Hat, Cap and Millinery Wages Regulation (Amendment) (No. 2) Order (Northern Ireland) 1962 (Order N.I.H.M. (46)), by increasing the statutory minimum remuneration fixed by those Orders. Order N.I.H.M. (46) is revoked.

New provisions in the Schedule are printed in italics.

1963. No. 36 **[C]**

NATIONAL INSURANCE

Increase of Benefit and Miscellaneous Provisions

REGULATIONS, DATED 6TH MARCH, 1963, MADE BY THE NATIONAL INSURANCE JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1946 TO 1963.

The National Insurance Joint Authority, in exercise of powers conferred by sections 22, 24 and 29 of the National Insurance Act (Northern Ireland)

1946(**a**), and the Ministry of Labour and National Insurance, in exercise of powers conferred by sections 28, 33, 62 and 68 of that Act and by sections 1 and 9(1)(*b*) of the National Insurance Act (Northern Ireland) 1957(**b**) and Schedule 4 to the National Insurance Act (Northern Ireland) 1963(**c**), in each case in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, and in exercise of all other powers enabling them in that behalf, hereby make the following regulations:

PART I

GENERAL

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1963, and shall come into operation on 7th March, 1963.

(2) In these regulations—

"the principal Act" means the National Insurance Act (Northern Ireland) 1946;

"the Act of 1963" means the National Insurance Act (Northern Ireland) 1963;

"the Existing Beneficiaries Regulations" means the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948(**d**);

"the Existing Contributors Regulations" means the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948(**e**);

"the Hospital In-Patients Regulations" means the National Insurance (Hospital In-Patients) Regulations (Northern Ireland) 1961(**f**);

"the Maternity Benefit Regulations" means the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1953(**g**);

"the New Entrants Regulations" means the National Insurance (New Entrants Transitional) Regulations (Northern Ireland) 1948(**h**);

"the Overlapping Benefits Regulations" means the National Insurance (Overlapping Benefits) Regulations (Northern Ireland) 1961(**i**);

"the Widow's Benefit and Retirement Pensions Regulations" means the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1948(**j**);

(**a**) 1946. c. 23. (**b**) 1957. c. 7. (**c**) 1963. c. 9 (N.I.).

(**d**) S.R. & O. (N.I.) 1948, No. 39 as amended by S.R. & O. (N.I.) 1949, No. 124; 1951, No. 154; 1952, No. 133; 1953, No. 108; 1955, No. 8; 1956, No. 138; 1957, No. 180; No. 236; No. 269 and 1961, No. 3.

(**e**) S.R. & O. (N.I.) 1948, No. 129 as amended by S.R. & O. (N.I.) 1949, No. 130; No. 159; 1951, No. 110; No. 154; 1952, No. 133; No. 137; 1953, No. 108; 1955, No. 8; 1956, No. 138; 1957, No. 181; No. 235; No. 269; 1960, No. 123 and No. 194.

(**f**) S.R. & O. (N.I.) 1961, No. 179.

(**g**) S.R. & O. (N.I.) 1953, No. 123 as amended by S.R. & O. (N.I.) 1954, No. 35; 1955, No. 7; No. 72; 1957, No. 269; 1960, No. 194; 1961, No. 3; No. 180; No. 221; No. 222 and 1962, No. 65.

(**h**) S.R. & O. (N.I.) 1948, No. 221 as amended by S.R. & O. (N.I.) 1951, No. 154; 1952, No. 137; 1955, No. 7; 1957, No. 44; No. 182; No. 269; 1958, No. 108; No. 133; No. 206; 1960, No. 194; 1961, No. 3 and No. 86.

(**i**) S.R. & O. (N.I.) 1961, No. 180 as amended by S.R. & O. (N.I.) 1962, No. 27.

(**j**) S.R. & O. (N.I.) 1948, No. 246 as amended by S.R. & O. (N.I.) 1951, No. 154; 1952, No. 137; 1953, No. 108; 1955, No. 7; 1956, No. 138; 1957, No. 160; No. 178; No. 241; No. 269; 1960, No. 194; 1961, No. 3; No. 77; No. 86 and 1962, No. 27.

"the 1961 Increase Regulations" means the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1961(a);

"personal benefit" means benefit payable to a person otherwise than in respect of another person who is a child or an adult dependant;

"dependency benefit" means benefit payable to a person in respect of another person who is a child or an adult dependant.

PART II

HIGHER RATES AND AMOUNT OF BENEFIT PAYABLE UNDER REGULATIONS

2. The following provisions of this Part shall have effect subject to the provisions of regulation 18 and regulation 23(1).

Higher rates of unemployment and sickness benefit payable at reduced rates owing to partial satisfaction of contribution conditions

3. As from 7th March, 1963, for Schedule 2 to the National Insurance (Unemployment and Sickness Benefit) Regulations (Northern Ireland) 1961(b) (which shows the reduced weekly rates of unemployment and sickness benefit and of an increase of any such benefit in respect of an adult dependant payable where the relevant contribution conditions are partially satisfied), there shall be substituted the Schedule set out in Schedule A.

Higher amount of maternity grant

4.—(1) In any case where—

(*a*) a woman has become entitled before 11th March, 1963 (hereafter in this regulation called "the appropriate date") to a maternity grant by virtue of the provisions of regulation 3 of the Maternity Benefit Regulations (which confer title to a maternity grant in respect of expectation of confinement) whether or not payment thereof shall then have been made;

(*b*) the confinement in expectation of which she has become so entitled has not occurred before the appropriate date; and

(*c*) her pregnancy has not otherwise been terminated before the appropriate date;

the amount of the grant shall be increased to sixteen pounds if, but only if, before the expiration of three months (or such longer period, not exceeding six months, as the determining authority may for good cause allow) beginning with the appropriate date or the date of the confinement (whichever is the later), the beneficiary furnishes, by such means as the determining authority shall accept as sufficient, evidence either that she has been confined or that she is pregnant and that it is to be expected that she will be confined.

(2) In this regulation, the expression "the determining authority" means, as the case may require, an insurance officer, a local tribunal, the Commissioner, a deputy Commissioner or a tribunal presided over by the Commissioner or a deputy Commissioner, appointed or constituted in accordance with the National Insurance (Determination of Claims and Questions) Regulations (Northern Ireland) 1948(c).

(a) S.R. & O. (N.I.) 1961, No. 3. (b) S.R. & O. (N.I.) 1961, No. 222.

(c) S.R. & O. (N.I.) 1948, No. 185 as amended by S.R. & O. (N.I.) 1949, No. 142; 1951, No. 157; 1953, No. 123; 1956, No. 8; 1957, No. 169; No. 225; No. 267; 1958, No. 159; 1959, No. 108; No. 138; 1960, No. 194; 1961, No. 77; No. 78; No. 86 and 1962, No. 27.

Higher rate of a maternity allowance payable at a reduced rate owing to partial satisfaction of contribution conditions

5. As from 11th March, 1963, for the table contained in regulation 13 of the Maternity Benefit Regulations (which is set out in Schedule C to the 1961 Increase Regulations and shows the reduced weekly rates of a maternity allowance and of an increase of such an allowance in respect of an adult dependant payable where the relevant contribution conditions are partially satisfied), there shall be substituted the table set out in Schedule B.

Higher rates of widow's benefit and retirement pensions payable at reduced rates owing to partial satisfaction of contribution conditions

6. As from 27th May, 1963, for the Schedule to the Widow's Benefit and Retirement Pensions Regulations (which is set out in Schedule D to the 1961 Increase Regulations and shows the reduced weekly rates of widow's benefit, of a retirement pension and of an increase of a retirement pension in respect of an adult dependant, payable where the relevant contribution conditions are partially satisfied), there shall be substituted the Schedule set out in Schedule C.

Higher rates of retirement pensions for certain existing beneficiaries

7. As from 27th May, 1963, for Schedule 3 to the Existing Beneficiaries Regulations (which is set out in Schedule E to the 1961 Increase Regulations and shows the weekly rates of retirement pensions payable under paragraph (*b*) of the proviso to regulation 9(3) of the first mentioned regulations), there shall be substituted the Schedule set out in Schedule D.

Higher rates of increases of retirement pensions in respect of adult dependants, and of retirement pensions for wives, of certain existing beneficiaries

8. As from 27th May, 1963, for Schedule 2 to the Existing Beneficiaries Regulations (which is set out in Schedule F to the 1961 Increase Regulations and shows the rates of benefit payable under paragraph (1) of regulation 10 of the first mentioned regulations), there shall be substituted the Schedule set out in Schedule E.

Higher rates of benefit for existing beneficiaries who are widows

9. As from 27th May, 1963, for Schedule 1 to the Existing Beneficiaries Regulations (which is set out in Schedule G to the 1961 Increase Regulations and shows reduced rates of certain descriptions of widow's benefit and retirement pensions payable to existing beneficiaries who are widows and the rates below which benefit is not to be reduced on account of the beneficiary's earnings), there shall be substituted the Schedule set out in Schedule F.

Higher rates of benefit for certain existing contributors

10. As from 27th May, 1963, for Schedule 5, Part III, of the Existing Contributors Regulations (which is set out in Schedule H to the 1961 Increase Regulations and relates to the reduced rates of retirement pensions for certain existing contributors who attained pensionable age during the five years next following the appointed day and their wives and of increases of such retirement pensions in respect of adult dependants), there shall be substituted the provisions set out in Schedule G.

Application of earnings rule in cases of widows, being existing beneficiaries or widows of existing contributors

11.—(1) As from 27th May, 1963, the modifications set out respectively in regulation 11(1)(**a**) of the Existing Beneficiaries Regulations, and regulation 12(**b**) of the Existing Contributors Regulations, of the provisions of section 16(3) of the principal Act in the application of those regulations to any widowed mother's allowance shall cease to have effect, and there shall be substituted—

(*a*) for the said regulation 11(1), the following:

"**11.**—(1) In the application of the provisions of section 16(3) of the Act to any widow's pension or of section 20(3) of the Act to any retirement pension for a widow by virtue of her husband's insurance, to which in either case a person is entitled by virtue of any of the foregoing provisions of these regulations, the weekly rate thereof shall not be reduced—

(*a*) in the case of a widow's pension or such a retirement pension at the rate of sixty-seven shillings and sixpence, to less than ten shillings; or

(*b*) in the case of a widow's pension or such a retirement pension at one of the rates specified in Schedule 1 column (3) to less than the rate set opposite thereto in column (4)."

(*b*) for the said regulation 12, the following:

"*Modification of provisions of the Act relating to reduction in rate of benefit on account of earnings*

12. In the application of the provisions of section 16(3) of the Act to any widow's pension or of section 20(3) of the Act to any retirement pension for a widow by virtue of her husband's insurance, to which in either case a person is entitled by virtue of any of the foregoing provisions of these regulations, the weekly rate thereof shall not be reduced if the marriage in respect of which the benefit is payable took place before the appointed day—

(*a*) in the case of a widow's pension or such a retirement pension at the rate of sixty-seven shillings and sixpence, to less than ten shillings; or

(*b*) in the case of a widow's pension or such a retirement pension at one of the rates specified in Schedule 4 column (1) of these regulations, to less than the rate set opposite thereto in column (2)."

(*c*) for Schedule 4 to the Existing Contributors Regulations (which is set out in Schedule I to the 1961 Increase Regulations), the Schedule set out in Schedule H.

(2) As from 27th May, 1963—

(*a*) in the Existing Beneficiaries Regulations, in regulation 8, for the words "fourth column" there shall be substituted the words "third column" and in regulation 11(3) for the words "sub-paragraphs (*c*) and (*d*)" there shall be substituted the words "sub-paragraphs (*a*) and (*b*)"; and

(*b*) in regulation 12A(**c**) of the Existing Contributors Regulations for the words "paragraphs (*c*) and (*d*)" there shall be substituted the words "paragraphs (*a*) and (*b*)".

(**a**) See Part VIII of Sch. A to S.R. & O. (N.I.) 1961, No. 3.
(**b**) See Part IX of Sch. A to S.R. & O. (N.I.) 1961, No. 3.
(**c**) See reg. 6 of S.R. & O. (N.I.) 1957, No. 181.