New Entrants Transitional Amendment (No. 3) Regulations (Northern Ireland), 1958

REGULATIONS, DATED 19TH DECEMBER, 1958, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1958. No. 206 [C]

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of powers conferred by section 68 of the National Insurance Act (Northern Ireland), 1946(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (New Entrants Transitional) Amendment (No. 3) Regulations (Northern Ireland), 1958, shall be read as one with the National Insurance (New Entrants Transitional) Regulations (Northern Ireland), 1948(b), (hereinafter referred to as "the principal regulations") and shall come into operation on the 19th December, 1958.

Addition to the principal regulations

2. After regulation 4A(c) of the principal regulations there shall be added the following regulation:—

"*Modifications of the Act in relation to new entrants who enter insurance too late to be able to satisfy the condition as to yearly average of contributions for widow's benefit or retirement pension*

4B.—(1) Subject to paragraph (2) of this regulation, as respects any insured person—

(*a*) who entered insurance at a time such that the yearly average of contributions paid by or credited to him at the date of his attaining pensionable age calculated in accordance with the provisions of these regulations could not have amounted to thirteen or more; and

(*b*) to whom the provisions of paragraph (1) of regulation 4A would apply, or but for the provisions of paragraph (2) thereof would apply, if he had not entered insurance before the beginning of the period before he attained the age of sixty-five (or, in the case of a woman, sixty) therein specified;

the provisions of sub-paragraphs (i) and (ii) of the said paragraph (1) shall apply.

(a) 1946. c. 23.
(b) S.R. & O. (N.I.) 1948, No. 221 as amended by S.R. & O. (N.I.) 1951, No. 154; S.R. & O. (N.I.) 1952, No. 137; S.R. & O. (N.I.) 1955, No. 7; S.R. & O. (N.I.) 1957, No. 44; S.R. & O. (N.I.) 1957, No. 182; S.R. & O. (N.I.) 1957, No. 269; S.R. & O. (N.I.) 1958, No. 108 and S.R. & O. (N.I.) 1958, No. 133.
(c) *See* reg. 2 S.R. & O. (N.I.) 1958, No. 133.

(2) The provisions of paragraph (1) of this regulation shall not apply to any person who under the provisions of the Act or any regulations or orders made thereunder is deemed to have satisfied, or would, if he had retired from regular employment and made a claim to a retirement pension, have been treated as satisfying the condition specified in paragraph (1) of regulation 7 of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland), 1948(a) (under which a person may be entitled to widow's benefit or retirement pension if the yearly average of contributions paid or credited is not less than thirteen)."

Substitution of Second Schedule to the principal regulations

3. The revised Schedule set out in the Schedule shall be substituted for the Second Schedule(b) to the principal regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 19th day of December, 1958, in the presence of

(L.S.)

H. A. Lowry,
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 19th day of December, 1958, in the presence of

(L.S.)

W. W. Arthur,
Assistant Secretary to the Ministry of Finance for Northern Ireland.

(a) S.R. & O. (N.I.) 1948, No. 246.
(b) *See* reg. 3 and Second Schedule S.R. & O. (N.I.) 1958, No. 133.