a widow by virtue of her husband's insurance) in the case of any person referred to in sub-paragraph (*a*) of the said paragraph (1) who immediately before the appointed day is an existing contributor under the Contributory Pensions Acts for the purposes of widows' pensions and orphans' pensions only.

EXPLANATORY NOTE

(*This note is not part of the regulations, but is intended to indicate their general purport.*)

These regulations provide, for the purposes of the right to retirement pension of a woman by virtue of her own insurance, a method of calculating the yearly average of contributions of a husband who was not insured immediately before 5th July, 1948, and who attained the age of sixty-five or whose marriage terminated by death or otherwise before the expiration of the contribution year in which 5th July, 1948, occurred.

New Entrants Transitional Amendment (No. 2) Regulations (Northern Ireland), 1958.

REGULATIONS, DATED 30TH JULY, 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. 133 [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. 2) 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 second day of August, 1958.

Addition to the principal regulations

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

(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; and S.R. & O. (N.I.) 1958, No. 108.

"*Modifications of the Act in relation to new entrants who enter insurance less than one hundred and fifty-six weeks before attaining the age of sixty-five (men) or sixty (women)*

4A.—(1) Subject to the following paragraph, as respects any insured person who—

(*a*) on the appointed day was over school leaving age and under pensionable age; but

(*b*) was not immediately before that day an existing contributor within the meaning of regulation 2 of the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland), 1948,

and who, having attained the age of sixty-five (or, in the case of a woman, sixty), did not enter insurance before the beginning of a period of one hundred and fifty-five contribution weeks ending immediately before the week in which that age was attained if that age was attained on the first day of that week, or in any other case before the beginning of a period of one hundred and fifty-four contribution weeks ending immediately before the week in which that age was attained, the following provisions shall apply:—

(i) no such person shall be liable to pay a contribution as an employed or self-employed person for any period after attaining the age of sixty-five (or, in the case of a woman, sixty);

(ii) every such person shall, in respect of each contribution paid by that person as an employed, self-employed or non-employed person, be entitled to a refund of that portion of the contribution which is attributable to widow's benefit and retirement pension, and for that purpose shall be entitled to a refund of the amount set out at the head of Column (2), (3), (4), (6), (7) or (8) of the Second Schedule to these regulations whichever is appropriate together with such interest thereon as will bring the total of the amount to be refunded up to the amount appropriate to the circumstances of the case as set out in the appropriate column.

(2) The provisions of paragraph (1) of this regulation shall not apply to any person to whom regulation 4 of these regulations applies or 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 for a retirement pension, have been treated as satisfying the condition specified in sub-paragraph (1)(*a*) of paragraph 4 of the Third Schedule to the Act (which sub-paragraph makes the payment of not less than one hundred and fifty-six contributions of the appropriate class a condition for widow's benefit or retirement pension)."