REGULATION 6 OF THE PRINCIPAL REGULATIONS, AS AMENDED

Contribution test for married women

6. Where, in respect of a contribution year beginning after the appointed day during the whole of which a person is a married woman, less than forty-five contributions of any class under the Act have been paid by or credited to her, the following provisions shall apply:—

* * * * * *

(2) She shall not be entitled in respect of any period after the end of *that* contribution year to pay contributions as, or as if she were, a non-employed person unless and until Condition II of the schedule to these regulations has been satisfied in respect of weeks commencing after the end of that contribution year.

REGULATION 12 OF THE PRINCIPAL REGULATIONS, AS AMENDED

Notice of marriage

12. It shall be the duty of every woman who, being an insured person, marries, to furnish any evidence of her marriage as may be required by the Ministry and to give notice to the Ministry in writing of her marriage not later than *thirteen weeks* thereafter, or, if she claims benefit before the expiration of that period, at the time of making such a claim.

Maternity Benefit and Miscellaneous Provisions

REGULATIONS, DATED 1ST MARCH, 1954, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND), 1946 TO 1953.

1954. No. 35

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of the powers conferred by sections 2(5), 5, 13 and 14 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, commencement and interpretation

1. These regulations, which may be cited as the National Insurance (Maternity Benefit and Miscellaneous Provisions) Amendment Regulations (Northern Ireland), 1954, shall be read as one with the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland), 1953(b) (hereinafter referred to as "the principal regulations") and shall come into operation on the 1st day of March, 1954.

(a) 1946, c. 23.
(b) S.R. & O. (N.I.) 1953, No. 123.

Amendment of the principal regulations

2.—(1) Regulation 2 of the principal regulations (which relates to maternity grants in respect of multiple births) shall be amended in accordance with the following provisions of this regulation and shall accordingly have effect as set out in the First Schedule to these regulations.

(2) For the words "appointed day" there shall be substituted the words "date of the coming into operation of these regulations".

(3) For the words "on the day next following the date of the confinement;" there shall be substituted the words "at the expiration of twelve hours after the time of his birth;".

(4) For the words "(*b*) the number of such children living on the last mentioned day" there shall be substituted the words "(*b*) of such children, the number surviving birth by at least twelve hours".

3. For regulation 9 of the principal regulations (which relates to conditions for, and duration of, a maternity allowance by virtue of the fact of confinement) there shall be substituted the following regulation:—

"*Conditions for, and duration of, a maternity allowance by virtue of the fact of confinement*

9.—(1) In relation to a case where a woman has been confined on or after the date of the coming into operation of these regulations without having previously made a claim for a maternity allowance in respect of expectation of the confinement (other than any claim which has been disallowed)—

(*a*) subsection (1) of section 14 of the Act shall have effect as if, for the condition for entitlement to a maternity allowance contained in paragraph (*a*) of that subsection, there were substituted the condition that the woman has been confined;

(*b*) subsection (2) of that section shall have effect (subject to the following provisions of this regulation) as if, for the period mentioned therein, there were substituted the period of seven weeks beginning with the week comprising the date of the confinement; and

(*c*) the contribution conditions set out in paragraph 3 of the Third Schedule to the Act shall have effect as if, for the reference in sub-paragraph (*a*) of that paragraph to the expected week of confinement, there were substituted a reference to the week comprising the date of the confinement.

(2) Where, in any such case as is mentioned in the preceding paragraph (not being a case in which the next following paragraph applies), the woman—

(*a*) is confined on a date before the expected week of confinement;

(*b*) failed to make, before her confinement, a claim for a maternity allowance in respect of expectation of the confinement; and

(*c*) makes a claim for a maternity allowance by virtue of the fact that she has been confined;

subsection (2) of section 14 of the Act shall, in relation to that case, have effect as if, for the period mentioned therein, there were substituted a reference,—

(i) where the date of the confinement was more than eleven weeks before the expected week of confinement, to the period of eighteen weeks beginning with the week comprising that date; and

(ii) where that date was not more than eleven weeks before the expected week of confinement, to the period beginning with the first day of the week comprising that date and ending with the last day of the sixth week after the expected week of confinement.

(3) Where, in any such case as is mentioned in paragraph (1) of this regulation, the woman, having failed to make, before her confinement, a claim for a maternity allowance in respect of expectation of her confinement,—

(*a*) is confined on a date not earlier than the first day of the eleventh week before the expected week of confinement;

(*b*) makes a claim for a maternity allowance by virtue of the fact that she has been confined; and

(*c*) shows to the satisfaction of the determining authority that, throughout a period commencing not earlier than the eleventh week before the week comprising the date of the confinement and ending immediately before that date, she—

(i) did no work as an employed(**a**) or self-employed(**a**) person (including any such work which by virtue of any regulations made under the Act is to be disregarded for the purpose of the classification of insured persons); and

(ii) had good cause for her failure to make a claim in respect of expectation of her confinement;

subsection (2) of section 14 of the Act shall, in relation to that case, have effect as if, for the period mentioned therein, there were substituted a reference to the period commencing with the first day of the period referred to in sub-paragraph (*c*) of this paragraph and ending with the appropriate date determined in accordance with the next following paragraph:

Provided that this paragraph shall not apply in any case where the said first day is a day in the week comprising the date of the confinement.

(4) The said appropriate date shall be,—

(*a*) in a case where the woman is confined before the expected week of confinement, the last day of the sixth week after the expected week of confinement; or

(*b*) in any other case, the last day of the sixth week after the week comprising the date of the confinement:

(**a**) See s. 1(2), National Insurance Act (Northern Ireland), 1946.