NATIONAL INSURANCE

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Additional Days of Unemployment Benefit Regulations

REGULATIONS, DATED 26TH JUNE, 1953, 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 ACT (NORTHERN IRELAND), 1946.

1953. No. 99

The National Insurance Joint Authority, in exercise of the powers conferred by section 11 (1) of the National Insurance Act (Northern Ireland), 1946 (a), and the Ministry of Labour and National Insurance, in exercise of the powers conferred by section 62 (2) of that Act, in conjunction with the Ministry of Finance, 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 (Additional Days of Unemployment Benefit) Regulations (Northern Ireland), 1953, and shall come into operation on the 5th July, 1953.

(2) In these regulations, unless the context otherwise requires —

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

" the Ministry " means the Ministry of Labour and National Insurance for Northern Ireland ;

" unemployment benefit " means unemployment benefit under the Act ;

" contribution year " and " benefit year " mean, in relation to any person, such periods of fifty-two or fifty-three contribution weeks (b) as may be determined in his case in accordance with the provisions of regulation 2 of the National Insurance (General Benefit) Regulations (Northern Ireland), 1948 (c) ;

(a) 1946. c. 23.
(b) See sec. 74 (1), National Insurance Act (Northern Ireland), 1946.
(c) S. R. & O. (N.I.) 1948. No. 208.

" first normal contribution year " means, in relation to any person, the contribution year which, in the case of that person, began on the 7th March, 1949, the 6th June, 1949, the 5th September, 1949, or the 5th December, 1949 ;

" existing contributor " has the meaning assigned to that expression by regulation 2 of the Unemployment Benefit Transitional Regulations ;

" Unemployment Benefit Transitional Regulations " means the National Insurance (Unemployment Benefit) (Transitional) Regulations (Northern Ireland), 1948 (a) ;

and other expressions have the same meanings as in the Act.

(3) References in these regulations to any enactment or regulations shall include references to such enactment or regulations as amended by any subsequent enactment, order or regulations.

(4) The Interpretation Act, 1889 (b), applies for the purpose of the interpretation of these regulations in like manner as it applies for the purpose of the interpretation of an Act of the Parliament of Northern Ireland.

PART II

QUALIFICATION FOR ADDITIONAL DAYS OF UNEMPLOYMENT BENEFIT

Persons qualifying

2. A person in relation to whom the condition for additional days of unemployment benefit is satisfied and —

(*a*) who has been entitled to unemployment benefit for not less than one hundred and fifty-six days in a period of interruption of employment (c) without having exhausted his right to unemployment benefit in that period of interruption of employment ; and

(*b*) whose entry into insurance occurred not less than five years before the one hundred and fifty-sixth day for which he was entitled to unemployment benefit in that period of interruption of employment (which day is hereinafter referred to as " the material date "),

shall qualify for additional days of unemployment benefit.

Condition for additional days of unemployment benefit

3.—(1) The condition for additional days of unemployment benefit shall be satisfied in relation to any person if in his case the calculation made in accordance with the provisions of the next succeeding paragraph, as modified by any provision of Part III and Part IV of these regulations applicable in his case (hereinafter referred to as " the calculation ") results in a number of days exceeding one hundred and eighty.

(a) S. R. & O. (N.I.) 1948. No. 237.
(b) 52 and 53 Vict. c. 63.
(c) See sec. 10 (2) (*c*), National Insurance Act (Northern Ireland), 1946.

(2) Subject to the provisions of Part III and Part IV of these regulations, the calculation shall be made in the case of any person by adding to one hundred and eighty days three days for every five appropriate contributions paid by that person in respect of weeks occurring in the relevant contribution period and deducting from the aggregate of those days one day for every ten days for which that person has been entitled to unemployment benefit in the relevant benefit period.

(3) In this regulation and in Part III of these regulations —

(*a*) " appropriate contributions " means contributions as an employed person (**a**) under the Act ;

(*b*) " relevant contribution period " means, in relation to any person, the ten successive prescribed periods ending with the end of the contribution year next before the benefit year in which the material date occurs ;

(*c*) " relevant benefit period " means, in relation to any person, the four successive prescribed periods ending with the end of the contribution year next before the benefit year in which the material date occurs ; and

(*d*) " prescribed period " means, in relation to any person, any of the following periods :—

(i) an insurance year (**b**) under the Unemployment Insurance Act (Northern Ireland), 1936 (**c**), which ended before the appointed day (**d**) ;

(ii) the period which commenced with the appointed day and ended immediately before the beginning of the first normal contribution year ; and

(iii) a contribution year which began on or after the 7th March, 1949.

Number of days of unemployment benefit allowed

4. In the case of a person who qualifies in accordance with these regulations for additional days of unemployment benefit, the number of days allowed by these regulations to be substituted for the first reference to one hundred and eighty days occurring in subsection (1) of section 11 of the Act (which subsection relates to the exhaustion of the right to unemployment benefit) shall be the number of days resulting from the calculation in his case.

Part III

Temporary Provisions relating to the Calculation

Contributions paid in respect of prescribed periods longer or shorter than a contribution year

5.—(1) Where, in the case of any person who became insured under the Act on the appointed day, the relevant contribution period includes

(a) See sec. 1 (2) (*a*), National Insurance Act (Northern Ireland), 1946.
(b) See Sec. 119 (1), Unemployment Insurance Act (Northern Ireland), 1936.
(c) 26 Geo. 5 and 1 Edw. 8, c.30. (d) S. R. & O. (N.I.) 1948. No. 32.