Medical Certification

REGULATIONS, DATED 12TH JUNE, 1952, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND), 1946.

1952. No. 117.

The Ministry of Labour and National Insurance, in exercise of the powers conferred by sub-section (1) of section 51 of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946, 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 (Industrial Injuries) (Medical Certification) Amendment Regulations, (Northern Ireland), 1952, shall be read as one with the National Insurance (Industrial Injuries) (Medical Certification) Regulations (Northern Ireland), 1948, as amended (hereinafter referred to as " the principal regulations ") and shall come into operation on the 16th June, 1952.

Amendment of the principal regulations.

2. In paragraph (2) of regulation 1 of the principal regulations (which contains definitions and general provisions), the following definition shall be inserted after the definition of " incapacity " :—

" ' signature ' means, in relation to any certificate, the name by which the person giving the certificate is usually known (any name other than the surname being either in full or otherwise indicated) written by that person in his own handwriting ; and the expression ' signed ' shall be construed accordingly ; "

3.—(1) Rules 1 and 2 and 7 to 14 of the rules for medical certification contained in the schedule to the principal regulations 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) In rule 1, after the words " medical practitioner ", there shall be inserted the words " not being the claimant ".

(3) At the end of rule 2, there shall be added the following words :—

" and shall bear, opposite the words ' Doctor's Signature ', the signature of the certifying practitioner written after there have been entered on the certificate the claimant's name and a statement of the disease or injury."

(4) In rule 7, the words " or 12 " shall be omitted and, after the word " incapacity ", there shall be added the words :—

" but if, subject to the following provisions of these rules,—

(*a*) the claimant having obtained a certificate in the form of a first certificate which relates to incapacity which began on the Thursday, Friday, Saturday or Sunday of a contribution week, that certificate is furnished in that contribution week or in the next following contribution week ; or

(*b*) the claimant having obtained in a contribution week a certificate in the form of a final certificate which specifies the Monday, Tuesday or Wednesday of the next following contribution week as the date on which, in the opinion of the practitioner, the claimant will become fit to resume work, that certificate is furnished on or before that date ;

the provisions of this rule shall, in either case, be deemed to have been complied with in relation to both those contribution weeks."

(5) At the end of rule 8, the following words shall be added :—

" If the claimant, in the opinion of the practitioner, will become fit to resume work on a date not later than the end of the third day after the date of the examination to which a first certificate relates, the certificate shall specify the first mentioned date."

(6) In rule 9,—

(*a*) the words " is fit to resume work immediately after, or " and the words " on a day " shall be omitted ;

(*b*) for the words " the third day after,", there shall be substituted the words " the end of the third day after " ; and

(*c*) the words " covering only the period up to and including the date of the examination on which the certificate is based " shall be added at the end of the said rule.

(7) In rule 10,—

(*a*) for the words " rule 11, 12 or 13 ", there shall be substituted the words " the provisions of rule 11 or 12 " ; and

(*b*) the words " covering only the period up to and including the date of the examination on which the certificate is based " shall be added at the end of the said rule.

(8) In rule 11, all the words following the words " unless otherwise directed by the Ministry " shall be omitted, and the following words shall be substituted therefor :—

" furnish a certificate in the form of an intermediate certificate covering the period up to and including the date of the examination on which the certificate is based, and a specified number of weeks thereafter not exceeding four."

(9) Rule 12 shall be omitted.

(10) In rule 13 (which shall be renumbered " 12 "), for the words " is, or will become on a day not later than ", there shall be substituted the words " will become, not later than the end of ".

(11) For rule 14, the following rule shall be substituted :—

" 13. Before resuming work, every claimant shall obtain a certificate specifying the date on which, in the opinion of the practitioner, the claimant will become fit to resume work."

4. For the forms of certificates set out in the schedule to the principal regulations, there shall be substituted the forms of certificates set out in the Second Schedule to these regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 12th day of June, 1952, in the presence of

(L.S.) *William Allen*,
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

FIRST SCHEDULE Regulation 3.

CONTAINING THE RULES FOR MEDICAL CERTIFICATION (SET OUT IN THE SCHEDULE TO THE PRINCIPAL REGULATIONS) WHICH ARE AMENDED BY THESE REGULATIONS *

1. In these rules, unless the context otherwise requires —

" certificate " means a certificate of incapacity ;

" claimant " means the person in respect of whom a certificate is given ;

" practitioner " means a registered medical practitioner *not being the claimant* ;

" the Board " means the Northern Ireland General Health Services Board constituted in accordance with the provisions of the Health Services Act (Northern Ireland), 1948.

2. Every certificate shall be in writing in ink or other indelible substance, and shall contain the following particulars :—

(*a*) the claimant's name ;

(*b*) the date of the examination on which the certificate is based ;

(*c*) a concise statement of the disease or injury by which the claimant is, in the practitioner's opinion, at the time rendered incapable of work ;

(*d*) the date on which the certificate is given ;

(*e*) the address of the practitioner ;

and shall bear, opposite the words " Doctor's Signature ", the signature of the certifying practitioner written after there have been entered on the certificate the claimant's name and a statement of the disease or injury.

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* The words added or substituted by these regulations are shown in italics.