of a period of free in-patient treatment of which not less than eight weeks occurred before the appropriate date, a reduction of that personal benefit shall be made in accordance with the provisions of regulation 4 to such an extent only as will not cause that personal benefit to be payable at a weekly rate which, when added to the weekly rate at which any dependency benefit payable by way of an increase thereof is payable, is less than the weekly rate at which that personal benefit, together with any such dependency benefit, would have been payable if the Act and regulations mentioned in paragraph (2) of this regulation had not provided for an increase in the weekly rate of any benefit and Part II of these regulations had not been amended.

(2) In this regulation, the expression " the appropriate date " means, in relation to any personal benefit by way of sickness benefit, widow's allowance, widowed mother's allowance, widow's pension or retirement pension, the day as from which the weekly rate of that benefit is increased by virtue of the Family Allowances and National Insurance Act (Northern Ireland), 1952, or the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations (Northern Ireland), 1952, or the National Insurance (Increase of Benefit and Miscellaneous Provisions) (Transitional) Regulations (Northern Ireland), 1952."

Given under the Official Seal of the National Insurance Joint Authority this 18th day of July, nineteen hundred and fifty-two.

(L.S.) *T. C. Stephens,*
Secretary, National Insurance Joint Authority.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 18th day of July, nineteen hundred and fifty-two.

(L.S.) *G. N. Cox,*
Assistant Secretary to the Ministry of Finance for Northern Ireland.

Medical Certification Amendment Regulations (Northern Ireland), 1952

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

1952. No. 112

The Ministry of Labour and National Insurance, in exercise of the powers conferred by section 40 of the National Insurance 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 (Medical Certification) Amendment Regulations (Northern Ireland), 1952, shall be read as one with the National Insurance (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. In paragraph (2) of regulation 2 of the principal regulations (which relates to the furnishing of certificates of confinement) there shall be added after the words " or class of cases " the words " and, for the purposes of this paragraph, the expression ' certificate ' shall not include a certificate which is given only by the person by whom or on whose behalf the claim is made ".

4.—(1) Rules 1 and 2 and 7 to 14 of the rules for medical certification contained in Part I of the schedule to the principal regulations (which Part relates to incapacity) 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 disablement."

(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 " 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 which shall not exceed four or, where the incapacity has continued for more than six months, thirteen."

(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."

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

6. Rule 3 of the rules for certification set out in Part II of the said schedule to the principal regulations (which Part relates to confinement) shall be amended as follows, and shall accordingly have effect as set out in the Third Schedule to these regulations :—

(1) For paragraph (*e*), there shall be substituted the following paragraph :—

" (*e*) where the certificate is signed by a midwife, either the registered number of the midwife or her address and the date of her qualification ; "

(2) Below paragraph (*e*), there shall be added the following words :—

" and shall bear, opposite the word ' signature ', the signature of the person giving the certificate written after there have been entered on the certificate the woman's name and the date, or (as the case may be) the expected date, of the confinement."

7. After the said rule 3, the following rule shall be added :—

" 4. After a certificate based on an examination has been given, no further certificate based on the same examination shall be furnished other than a certificate to replace an original certificate which has been lost or mislaid, but in that case the form shall be clearly marked ' duplicate '."

8. For the forms of certificates set out in the said Part II of the schedule to the principal regulations, there shall be substituted the forms of certificates set out in the Fourth 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 4.

CONTAINING THE RULES FOR MEDICAL CERTIFICATION (SET OUT IN PART I OF 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 ;

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