FAMILY ALLOWANCES

Reciprocal Arrangements with Guernsey

REGULATIONS, DATED 8TH OCTOBER, 1951, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE FAMILY ALLOWANCES ACT (NORTHERN IRELAND), 1945.

1951. No. 183

The Ministry of Labour and National Insurance for Northern Ireland acting in conjunction with the Ministry of Finance for Northern Ireland, in exercise of the powers conferred on it by the Family Allowances Act (Northern Ireland), 1945, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

1.—(1) These regulations may be cited as the Family Allowances (Guernsey Reciprocal Arrangements) Regulations (Northern Ireland), 1951, and shall come into operation on the 15th October, 1951.

(2) Words and expressions in these regulations shall have the same meanings as in the Memorandum of Reciprocal Arrangements set out in the schedule hereto.

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

(4) The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

2. The provisions contained in the Memorandum of Reciprocal Arrangements set out in the schedule hereto shall have full force and effect so far as the same relate to Northern Ireland, and the Family Allowances Act (Northern Ireland), 1945, shall have effect subject to such modifications and adaptations of the provisions thereof as may be requisite for giving effect to the provisions contained in the said Memorandum or in consequence thereof.

3. The Ministry of Labour and National Insurance for Northern Ireland, with the consent of the Ministry of Finance for Northern Ireland, may make such financial adjustments as it and the States Insurance Authority in Guernsey may agree to be necessary in consequence of the provisions contained in the said Memorandum.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 8th day of October, 1951, in the presence of

(L.S.)

William Allen,
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 8th day of October, 1951, in the presence of

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

THE SCHEDULE

MEMORANDUM OF RECIPROCAL ARRANGEMENTS RELATING TO FAMILY ALLOWANCES MADE BETWEEN THE MINISTRY OF LABOUR AND NATIONAL INSURANCE FOR NORTHERN IRELAND WITH THE CONSENT OF THE MINISTRY OF FINANCE FOR NORTHERN IRELAND, OF THE ONE PART, AND THE STATES INSURANCE AUTHORITY, WITH THE CONSENT OF THE STATES OF GUERNSEY, OF THE OTHER PART.

1.—(1) In this Memorandum, unless the context otherwise requires —

" country " means Northern Ireland or Guernsey as the case may require ;

" Guernsey " shall include the islands of Alderney, Herm and Jethou ;

" the Northern Ireland Act " means the Family Allowances Act (Northern Ireland), 1945 ;

" the Guernsey Law " means the Family Allowances (Guernsey) Law, 1950 ;

" the Act " means, in the case of Northern Ireland, the Northern Ireland Act, and in the case of Guernsey, the Guernsey Law ; and " the Acts " means both the said Act and the said Law ;

" the Section " means, in the case of the Northern Ireland Act, section 24 of that Act, and in the case of the Guernsey Law, section 22 of that Law ;

" the Making of Claims and Payments Regulations " means, in relation to regulations made under the Northern Ireland Act, the Family Allowances (Making of Claims and Payments) Regulations (Northern Ireland), 1946, and, in relation to regulations made under the Guernsey Law, the Family Allowances (Guernsey) (Making of Claims and Payments) Regulations, 1950 ;

" the Qualifications Regulations " means, in relation to regulations made under the Northern Ireland Act, the Family Allowances (Qualifications) Regulations (Northern Ireland), 1946, and, in relation to regulations made under the Guernsey Law, the Family Allowances (Guernsey) (Qualifications) Regulations, 1950 ;

" the appropriate authority " means, in the case of Northern Ireland, the Ministry of Labour and National Insurance, and, in the case of Guernsey, in relation to claims, the Administrator, and in relation to other matters, the States Insurance Authority ;

" the Administrator " means the person designated as such by the Family Allowances (Guernsey) Law, 1950.

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

2. The arrangements set out in this Memorandum shall apply for the purposes of all or any of the provisions of the scheme of family allowances in force in Northern Ireland or Guernsey, as the case may be, and shall have effect as from the 15th October 1951.

3. Where in respect of either of the Acts the condition of the right to an allowance for a family which is specified in subsection (1) of the Section is satisfied, or would be satisfied if in that subsection and in Part II of, and in paragraphs 1 and 2 of the schedule to, the Qualifications Regulations made under that Act —

(*a*) the words " the United Kingdom or Guernsey " were substituted for the words " the United Kingdom " or " Guernsey ", as the case may be, where they occur, either with reference to the place of birth of a British subject or in paragraph 1 of the schedule to the Qualifications Regulations made under the Northern Ireland Act ;

(*b*) the words " and who immediately prior to becoming a member of the armed Forces or of such nursing or other auxiliary service, as the case may be, was ordinarily resident in Guernsey ", where they occur in paragraph 1 of the schedule to the Qualifications Regulations made under the Guernsey Law, were deleted ; and

(*c*) the words " the territory comprising Northern Ireland and Guernsey " were substituted for the words " Northern Ireland " or " Guernsey ", (other than in paragraph 1 of the schedule to the Qualifications Regulations made under the Guernsey Law) as the case may be, wherever they occur, except as provided in sub-paragraph (*a*) hereof ;

the condition specified not only in that subsection of that Act but also in the corresponding subsection of the other of the Acts shall be treated as satisfied in respect of that family :

Provided that where by the regulations made under subsection (1) of the Section of the one country's Act the prescribed minimum period of a person's presence in that country, or of his being a member of the Forces or a merchant seaman, differs in length from the minimum period prescribed for that person in relation to the other country by the regulations made under the Section of the other country's Act, the