Insurable and Excepted Employments

REGULATIONS, DATED 3RD JULY, 1948, MADE BY THE INDUSTRIAL INJURIES JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND), 1946.

Amended S R & O 1963 (N.I) no 158

1948. No. 231.

The Industrial Injuries Joint Authority, with the consent of the Ministry of Finance, so far as relates to matters with regard to which such consent is required, in exercise of the powers conferred by the First Schedule to the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946, and the Ministry of Labour and National Insurance, in exercise of the powers conferred by subsection (1) of section 79 of that Act, and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, commencement and interpretation.

1.—(1) These regulations may be cited as the National Insurance (Industrial Injuries) (Insurable and Excepted Employments) Regulations (Northern Ireland), 1948, and shall come into operation on the 3rd July, 1948.

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

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

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

"hospital" means any institution for the reception and treatment of persons suffering from illness or mental defectiveness, any maternity home, and any institution for the reception and treatment of persons during convalescence or persons requiring medical rehabilitation, and includes clinics, nurseries and out-patient departments maintained in connection with any such institution or home as aforesaid;

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

(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.

Insurable employments.

2. Part I of the First Schedule to the Act (which Part specifies the insurable employments under the Act) shall have effect as if each of the paragraphs thereof specified in the first column of Part I of the First

Schedule to these regulations included the employment or employments set out in respect of such paragraph in the second column of the said Part of the First Schedule hereto.

Excepted employments.

3. Part II of the First Schedule to the Act (which Part specifies the excepted employments under the Act) shall have effect as if paragraph 1 thereof (which relates to employment under a public or local authority) included the employments set out in Part II of the First Schedule to these regulations.

Employment to be included among the insurable employments.

4. The employment specified in Part I of the Second Schedule to these regulations, being employment which, apart from this regulation, would not be insurable under the Act and which is such that it appears to the Ministry that—

(*a*) the nature and other circumstances of the service rendered and the work performed therein and in employment which is insurable under the Act are so similar as to result in anomalies in the operation of the Act; and

(*b*) the employment so specified can conveniently be included among the insurable employments;

shall be included among the insurable employments.

Employment to be included among the excepted employments.

5. The employment specified in Part II of the Second Schedule to these regulations, being employment which, apart from this regulation, would be insurable under the Act and which is such that it appears to the Ministry that—

(*a*) the nature and other circumstances of the service rendered and the work performed therein and in employment which is not insurable under the Act are so similar as to result in anomalies in the operation of the Act; and

(*b*) the employment so specified can conveniently be included among the excepted employments;

shall be included among the excepted employments.

Persons to be treated as employers.

6. In relation to any insured person who is employed in any employment specified in the first column of the Third Schedule to these regulations, the person specified opposite thereto in the second column of that Schedule shall, for the purposes of the Act, be treated as that person's employer in that employment.

Given under the Official Seal of the Industrial Injuries Joint Authority this 3rd day of July, nineteen hundred and forty-eight.

L.S.

C. D. Curtis,
Secretary, Industrial Injuries Joint Authority.