shall forthwith submit a claim to the Board, whose decision thereon shall be final.

Sealed with the Official Seal of the National Assistance Board for Northern Ireland this 27th day of July, 1948, in the presence of

(L.S.)

J. Gorman,
Secretary to the National Assistance Board for Northern Ireland.

I, the Right Honourable Brian Maginess, Minister of Labour and National Insurance for Northern Ireland, hereby confirm the foregoing rules.

Given under my hand this 29th day of July, 1948.

Brian Maginess,
Minister of Labour and National Insurance for Northern Ireland.

Determination of Need

REGULATIONS, DATED 3RD JULY, 1948, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER SECTIONS 5 AND 6 OF THE NATIONAL ASSISTANCE ACT (NORTHERN IRELAND), 1948.

1948. No. 213

The Ministry of Labour and National Insurance by virtue of the powers conferred on it by sections 5 and 6 of the National Assistance Act (Northern Ireland), 1948 (hereinafter referred to as " the Act "), hereby makes the following regulations :—

Citation, commencement and interpretation.

1.—(1) These regulations may be cited as the National Assistance (Determination of Need) Regulations (Northern Ireland), 1948, and shall come into operation on the 5th July, 1948.

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

" the applicant " means a person who has made an application for assistance under the Act ;

" net weekly earnings " means the net remuneration or profit, calculated on a weekly basis, derived by a person from any gainful occupation or occupations, and, in particular, in so far as the earnings consist of salary or wages, there shall be deducted—

(*a*) any sum the deduction of which from salary or wages is authorised by statute ;

(*b*) the reasonable expenses, if any, incurred by the said person in connection with his employment ;

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

(3) For the purposes of these regulations, a person shall be treated as a husband or a wife only where he or she is a member of the same household as his wife or her husband, and the expression " husband and wife " shall be construed accordingly.

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

(5) 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.

Determination of need for assistance.

2. Subject to the provisions of these regulations, the need for assistance of an applicant shall be determined on a weekly basis at the amount calculated by deducting from his requirements, computed in accordance with the provisions of Part I of the Schedule to these regulations, his available resources, computed in accordance with the provisions of Part II of the said Schedule.

Adjustment in special circumstances.

3. Where there are special circumstances the amount calculated in accordance with the last foregoing regulation may be adjusted as may be appropriate to meet those circumstances.

Minor adjustments.

4. Notwithstanding anything contained in the two last foregoing regulations—

(*a*) where the amount calculated in accordance therewith is less than one shilling the applicant shall be deemed not to be in need of assistance ; and subject thereto

(*b*) where such amount is not a multiple of sixpence it shall be treated as the amount nearest thereto which is a multiple of sixpence.

Adjustment in relation to normal wages.

5. The need for assistance of an applicant, being a person required under subsection (4) of section 8 of the Act to register for employment as a condition for the receipt of an assistance grant, shall not, unless there are special circumstances, be determined at an amount which, when taken together with his net weekly earnings from any regular part-time occupation, would exceed the amount of his net weekly earnings if he were employed full-time in his normal occupation.

Grants for exceptional need.

6. An assistance grant of such a sum as is reasonable having regard to all the circumstances of the case may be made, by way of a single payment, to meet an exceptional need for assistance of an applicant.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 3rd day of July, 1948, in the presence of

(L.S.)

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

SCHEDULE

PART I

Rules for the Computation of Requirements

Aggregation of requirements

1. The requirements of an applicant, subject to the provisions of paragraphs 5 and 6 of this Part of this Schedule, shall be taken to be the aggregate amount of the sums in respect of the requirements—

(*a*) of the applicant; and

(*b*) of the husband or wife of the applicant; and

(*c*) of any other member of the household dependent on the applicant;

allowed in accordance with the provisions of paragraphs 2, 3 and 4 of this Part of this Schedule.

Requirements other than rent

2. *Ordinary scale.* Subject to the provisions of the next succeeding paragraph a weekly sum in respect of requirements other than rent shall be allowed as follows, that is to say :—

	s.	d.
(*a*) For a husband and wife	40	0
(*b*) For a person who is living alone, or is a householder and, as such, is directly responsible for rent and household necessaries	24	0
(*c*) For any other person, being—		
(i) aged 21 years or over	20	0
(ii) aged 18 years or over but less than 21 years	17	6
(iii) aged 16 years or over but less than 18 years ...	15	0
(iv) aged 11 years or over but less than 16 years ...	10	6
(v) aged 5 years or over but less than 11 years	9	0
(vi) aged under 5 years	7	6

3. *Scale for blind and certain tuberculous persons.* Where a person aged 16 years or over, or his wife or her husband, is a blind person or has suffered a loss of income in order to undergo treatment for tuberculosis of the respiratory system, the weekly sum in respect of requirements other than rent shall be allowed as follows, that is to say :—

	s.	d.
(*a*) For a husband and wife		
(i) of whom one is such a person	55	0
(ii) of whom both are such persons	65	0
(*b*) For any other such person, being—		
(i) aged 21 years or over	39	0
(ii) aged 18 years or over but less than 21 years ...	30	0
(iii) aged 16 years or over but less than 18 years ...	25	0

Rent

4.—(1) A weekly sum in respect of requirements for rent shall be allowed as follows, that is to say :—

(*a*) where the applicant, or his wife or her husband, is a householder, or where the applicant is living alone, the net rent payable, or such a part thereof as is reasonable having regard to the general level of rents in the locality;

(*b*) in any other case (unless there are special circumstances or the applicant is under the age of 18 years) a reasonable share of the rent payable by the householder of whose household the applicant is a member but not less than 2s. 6d. nor more than 10s.

(2) In this paragraph the expression "rent" means—

(i) the weekly rent, or a proportion thereof, appropriate to a week, excluding arrears thereof, and