FAMILY ALLOWANCES

Reciprocal Arrangements with the Isle of Man

REGULATIONS, DATED 1ST FEBRUARY, 1947, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE FAMILY ALLOWANCES ACT (NORTHERN IRELAND), 1945.

1947. No. 13

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 (Isle of Man Reciprocal Arrangements) Regulations (Northern Ireland), 1947, and shall be deemed to have had effect from 6th August, 1946.

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

(3) 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 Governor of the Island, with the advice and consent of the Isle of Man Board of Social Services, 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 1st day of February, 1947, in the presence of

(L.S.) *W. 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 1st day of February, 1947, in the presence of

(L.S.) *John I. Cook,*
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 GOVERNOR OF THE ISLE OF MAN, WITH THE ADVICE AND CONSENT OF THE ISLE OF MAN BOARD OF SOCIAL SERVICES, OF THE OTHER PART.

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

"country" means Northern Ireland or the Isle of Man as the case may require;

"the Island" means the Isle of Man;

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

"the Island Act" means the Act of Tynwald entitled the Family Allowances (Isle of Man) Act, 1946;

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

"the appropriate Section" means, in the case of the Northern Ireland Act, section 24 of that Act, and in the case of the Island Act, section 23 of that Act;

"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 Island Act, the Family Allowances (Making of Claims and Payments) Regulations (Isle of Man), 1946;

"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 Island Act, the Family Allowances (Qualifications) Regulations (Isle of Man), 1946;

"the appropriate authority" means, in the case of Northern Ireland, the Ministry of Labour and National Insurance for

Northern Ireland and, in the case of the Island, the Isle of Man Board of Social Services.

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 the Island, as the case may be, and shall have effect as from the 6th August, 1946.

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 appropriate Section is satisfied, or would be satisfied if in that subsection and in Part II of, and the schedule to, the Qualifications Regulations made under that Act—

(*a*) the words " the United Kingdom or the Isle of Man " were substituted for the words " the United Kingdom " or " the Isle of Man ", 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 said schedule (except in the case of the expression " the Isle of Man or the United Kingdom " where it occurs in the Qualifications Regulations made under the Island Act); and

(*b*) the words " the territory comprising Northern Ireland and the Isle of Man " were substituted for the words " Northern Ireland " or (except in the case of the expression " the Isle of Man or the United Kingdom " where it occurs in the Qualifications Regulations made under the Island Act and as provided in sub-paragraph (*a*) hereof) for the words " the Isle of Man ", as the case may be, wherever they occur;

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 appropriate 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 subsection (1) of the appropriate Section of the other country's Act, the requirements of paragraph (*b*) of subsection (1) of the appropriate Section in respect of that person shall not, by virtue of this paragraph, be treated as satisfied for the purposes of subsection (1) of the appropriate Section of either of the Acts, unless they would have been satisfied in respect of him under the Qualifications Regulations made under each of the Acts if in Part II thereof and the schedule thereto there were made the modifications and adaptations set out in sub-paragraphs (*a*) and (*b*) hereof.

4. Where in respect of either of the Acts the condition of the right to an allowance for a family which is specified in subsections (2) and (4) of the appropriate Section is satisfied, or would be satisfied if in those