(Northern Ireland), 1947, become applicable to a society shall be applied out of that Fund and not out of the administration account of the society.

(*d*) regulation 6 shall not apply to societies to which paragraph (*c*) of this regulation applies.

9. The National Health Insurance (Disposal of Balances) Regulations (Northern Ireland), 1932, as subsequently amended, shall have effect as if the reference in regulation 8 to a scheme approved by the Ministry under section 9 of the Act of 1930 were a reference to any sickness visitation service instituted by the Ministry under section 207 of the Insurance Act as amended by regulation 7 of these regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 11th day of November, 1947, 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 11th day of November, 1947, in the presence of

(L.S.) *John I. Cook*,
Assistant Secretary to the Ministry of Finance for Northern Ireland.

Unemployment Benefit : Extension

REGULATIONS, DATED 6TH JANUARY, 1947, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946.

1947. No. 10

The Ministry of Labour and National Insurance acting in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 66 of the National Insurance Act (Northern Ireland), 1946, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

Citation and interpretation.

1.—(1) These regulations may be cited as the National Insurance (Extension of Unemployment Benefit) Regulations (Northern Ireland), 1947.

(2) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them :—

" the Unemployment Insurance Acts " means the Unemployment Insurance Acts (Northern Ireland), 1936 to 1944, as amended by any enactment or regulations ;

" the Ministry " means the Ministry of Labour and National Insurance ;

" local tribunal " means a court of referees constituted under the Unemployment Insurance Acts ;

" the appointed day " means the day appointed by the Ministry by order under subsection (1) of section 70 of the National Insurance Act (Northern Ireland), 1946, for the termination of insurance under the Unemployment Insurance Act (Northern Ireland), 1936, in accordance with the provisions of subsection (1) of section 62 of the former Act ;

" benefit " means benefit payable under the Unemployment Insurance Acts ;

" benefit year " means a benefit year within the meaning of the Unemployment Insurance Acts ;

" pay week " means the weekly period applicable to a person for the payment to him of benefit under the Unemployment Insurance Acts.

(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.

Extension of unemployment benefit.

2. Subject to the provisions of these Regulations, the Ministry may, in respect of any period of unemployment occurring on or after the 10th February, 1947, but before the appointed day, pay benefit to persons, on the recommendation of a local tribunal, for such number of days of unemployment as may be specified in the recommendation, being days for which they are not entitled to benefit by reason only of having exhausted their right thereto.

Modification of benefit year, etc.

3.—(1) For the purpose of enabling the provisions of regulation 2 to be satisfied but for no other purpose—

(*a*) a person who is not in a benefit year on the 10th February, 1947, may be treated as being in a benefit year on that date if he could have satisfied the first statutory condition on a day in the period from the 1st January, 1946, to the 9th February, 1947, had he on that day made a claim for benefit, and notwithstanding—

(i) that the provisions of paragraph (*b*) of subsection (1) of section 33 of the Unemployment Insurance Act (Northern Ireland), 1936 (which relates to the reckoning of a benefit year in the case of a person who has exhausted his benefit rights) are not satisfied ;

(ii) that he was on that day in a benefit year ;

(*b*) a person who on the said 10th February or thereafter is in a benefit year, or is treated under sub-paragraph (*a*) of this paragraph as being in a benefit year on that date, shall, as the case may require, be treated as continuing in a benefit year until the appointed day, or if in the meantime, apart from these regulations, he commences another benefit year in accordance with the provisions of the Unemployment Insurance Acts, until the commencement of that year.

(2) For the purpose of enabling the provisions of regulation 2 to be satisfied but for no other purpose, a person who under the Unemployment Insurance Acts has not exhausted his benefit rights in a benefit year which has ended (whether before or after the date of these regulations), but who is treated as being in a benefit year under the foregoing provisions of this regulation, shall be deemed to have exhausted those rights, unless and until, apart from these regulations, he commences another benefit year in accordance with the provisions of the said Acts.

Special condition for receipt of benefit under these regulations.

4. It shall be a condition for the receipt of benefit under the provisions of regulation 2—

(1) in respect of any day of unemployment occurring on or after such date as may hereafter be determined by the Ministry that the local tribunal is satisfied that not less than fifty contributions have been paid by or credited to the applicant in respect of the twelve months immediately before the application for such benefit, and for this purpose contributions may be credited to him in respect of any period during which he is—

(*a*) unemployed and capable of and available for work ;

(*b*) incapable of work by reason of some specific disease or bodily or mental disablement ;

(*c*) undergoing any course of training approved by the Ministry ;

(*d*) in an employment which is an employed contributor's employment within the meaning of the National Insurance Act (Northern Ireland), 1946, but is not an insurable employment for the purposes of the Unemployment Insurance Acts ; or

(2) in respect of any day of unemployment occurring before the date mentioned in the foregoing provision of this regulation, that, in the opinion of the local tribunal, conditions substantially equivalent to the contribution conditions referred to therein have been satisfied by the applicant.

Conditions governing recommendations of local tribunals.

5. In making recommendations under regulation 2, a local tribunal—

(1) shall not proceed on any consideration of the financial resources of the applicant or persons connected with him ; but

(2) subject to the foregoing paragraph, shall have regard—

(*a*) to the particular circumstances of the applicant, including the industrial conditions in the district where he ordinarily resides ; and

(*b*) to any general directions issued for the purpose of these regulations by the Ministry for the guidance of local tribunals.

Determination of questions arising under these regulations.

6. The provisions of the Unemployment Insurance Acts and any regulations and orders made thereunder relating to the determination of claims by insurance officers and courts of referees and to appeals to the umpire from courts of referees shall, subject to the necessary modifications, apply to any question arising under these regulations, including in particular the question whether a person is not entitled to benefit by reason only of having exhausted his right thereto, but excluding any other question arising under regulation 2 or 5.

Applications for benefit.

7.—(1) Application for benefit under these regulations shall be made in such manner, within such time and subject to such conditions as may from time to time be determined by the Ministry.

(2) Benefit shall not be payable to a person under these regulations for any day of unemployment occurring on or after the 10th February, 1947, before the first pay week commencing in relation to him after the said date.

Modification of Unemployment Insurance Acts, regulations, etc.

8.—(1) The Unemployment Insurance Acts and the regulations and orders made thereunder shall have full force and effect subject to the modifications which are contained in the foregoing provisions of these regulations or are referred to in paragraph (2) of this regulation, and shall be construed accordingly.

(2) The Acts mentioned in the first column of Part I of the schedule, and the regulations mentioned in the first column of Part II thereof, shall be modified as specified in the third column of the appropriate Part.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this sixth day of January, 1947, in the presence of

(L.S.)

R. R. Bowman,
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 sixth day of January, 1947, in the presence of

(L.S.)

W. D. Scott,
Secretary to the Ministry of Finance for Northern Ireland.