provisions of these Regulations and who was during the five years immediately preceding the date on which applicaton for benefit is made, or during any part or parts thereof, employed outside the United Kingdom in the Naval, Military or Air Service of the Crown then and in such case instead of the period of five years for which under the fifth statutory condition an insured contributor is required to show residence in the United Kingdom, such insured contributor shall be required to show that he has been so resident only for such part or parts (if any) of the said period of five years as he was not so employed as aforesaid.

3.—The Unemployment Insurance (Residence Condition) Regulations (Northern Ireland), 1928, are hereby revoked, but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this 22nd day of July, 1940, in the presence of

(L.S.) *F. C. S. Moore*,
Assistant Secretary to the Ministry of Labour for Northern Ireland.

Subsidiary Employments.

THE UNEMPLOYMENT INSURANCE (SUBSIDIARY EMPLOYMENTS) REGULATIONS (NORTHERN IRELAND), 1940, DATED DECEMBER 31, 1940, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACTS (NORTHERN IRELAND), 1936 TO 1940.

1940. No. 171.

The Ministry of Labour for Northern Ireland (hereinafter referred to as " the Ministry "), in exercise of the powers conferred by paragraph 10 of Part II of the First Schedule to and Section 3 (7) of the Unemployment Insurance Act (Northern Ireland), 1936, and by Section 14 of the Unemployment Insurance Act (Northern Ireland), 1939, and of all other powers enabling it in that behalf, and with the consent of the Ministry of Finance for Northern Ireland, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Unemployment Insurance (Subsidiary Employments) Regulations (Northern Ireland), 1940.

(2) 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.

(3) In these Regulations " the Act " means the Unemployment Insurance Act (Northern Ireland), 1936, as amended by any Order or subsequent enactment.

2.—The Unemployment Insurance (Subsidiary Employments) Order (Northern Ireland), 1932 (S.R. & O. of N.I., 1932, No. 128); the Unemployment Insurance (Subsidiary Employments) Amendment Order (Northern Ireland), 1933 (S.R. & O. of N.I., 1933, No. 108); and the Unemployment Insurance (Subsidiary Employments) (Agriculture) Regulations (Northern Ireland), 1936 (S.R. & O. of N.I., 1936, No. 61), are hereby revoked, but without prejudice to anything duly done or suffered or to any right, privilege, obligation or liability acquired, accrued or incurred thereunder.

3.—The employments of the several classes set forth in the First Schedule hereto are specified as being of such a nature that they are ordinarily adopted as subsidiary employments only and not as the principal means of livelihood.

4.—Persons engaged in the several classes of employment specified in the Second Schedule hereto, under the conditions therein mentioned, shall be included among the persons employed within the meaning of the Act.

5.—The employment of any person in any of the classes of employment specified in Part V of the First Schedule hereto shall be deemed not to be an excepted employment if that person proves, in the manner set out in the Third, Fourth and Fifth Schedules hereto, that either—

(i) his employment in that class of employment is not by way of subsidiary employment and is his principal means of livelihood, or

(ii) he is normally employed in insurable employment or in such employment as would make him an employed person within the meaning of the enactments relating to unemployment insurance in Great Britain.

FIRST SCHEDULE.

Classes of employment specified as being ordinarily adopted as subsidiary employment only and not as the principal means of livelihood and, therefore, excepted from being employment within the meaning of the Act.

(Note:—Persons engaged in any of the classes of employment marked in this Schedule with an asterisk are, when engaged under the conditions mentioned in the Second Schedule, included among the persons employed within the meaning of the Act.)

I.

Employment in connection with Religious Worship, &c.

Employment, involving part-time service only,

(*a*) In or about a cathedral, church, or other place of religious worship in any of the following capacities:—

Acolyte;	Organ-blower;
Bell-ringer;	Organist or other musician;
Member of the choir;	Precentor, or

(*b*) As a—

Bible woman;
Lay preacher or Scripture-reader.

*Employment, in or about a cathedral, church, or other place of religious worship, in any of the following capacities, including duties incidental thereto:—

Beadle;	Clerk, Sacristan or Verger;
Caretaker or Chapel-keeper;	Pew opener or Doorkeeper;
Church Officer;	Sexton.

II.

Employment under the Crown, &c.

*Employment as a sub-postmaster remunerated by scale payment.

*Employment as a telephone exchange attendant, residing elsewhere than on the exchange premises, giving service only at night or on Sunday.

*Employment as a part-time telephonist (day or night).

*Employment as an auxiliary postman.

*Employment as an auxiliary sorter.

*Employment as a part-time indoor assistant for postal and telegraph business.

*Employment as a collector or deliverer of postal letters under allowance.

*Employment, under a contract of service, as a messenger conveying Post Office mails on station service or pier service.

*Employment, not being employment under a contract of service, as a carrier for the conveyance of Post Office mails, by means of a boat or a horse-drawn or motor vehicle.

*Employment in the Ulster Special Constabulary.

Employment, involving occasional attendance only, as:—

Attendant;
Crier;
Interpreter;
Messenger;
Order Officer;
Usher;
} at Sittings of the Judge or Registrar of a County Court.

Employment, involving occasional attendance only, as keeper of a County Court or Sessions House.

Employment, involving part-time service only, in the capacity of:—

(*a*) Civilian butt-marker or look-out man at rifle ranges used by the Territorial Army.

(*b*) Temporary instructor in the Territorial Army.

Employment by the Ministry of Finance as chain man or lock-spitter in the measurement or demarcation of turbary plots for the purposes of the Land Purchase Acts or the Turbary (Ireland) Act, 1891.

Employment, ordinarily involving less than 28 hours' service weekly, by the Air Council as a member of the Observer Corps.

Employment, ordinarily involving less than 28 hours' service weekly, by the Admiralty as an auxiliary watcher.

Employment, involving part-time service only, by the Ministry of Agriculture for Northern Ireland, in collecting and furnishing information about prices in local fairs or markets.

III.

Employment under Local Authorities, &c.

Employment, ordinarily involving less than 28 hours' service weekly, by any local or other public authority, as a person employed to act in relief of gymnasium or lavatory attendants or of attendants at a park, play-ground, or other public open space.

*Employment, involving less than 28 hours' service weekly, by a local or other public authority, or by any company or body responsible for the lighting of any borough or other local area, as lamp-lighter or extinguisher, whether the employment does or does not include the duty of cleaning or keeping in order the lamps.

Employment, involving part-time service only, by a local education authority or by the managers of a public elementary school, in the cleansing of drains, cesspools, pits, or offices in or about any such school.

Employment, involving attendance on Sundays only, by a local education authority or by the managers of a public elementary school, in relief of a school-keeper in any such school.

Employment, involving part-time service only, by a local education authority or by the managers of a public elementary school, as a supervisor of meals provided in accordance with the Education Acts (Northern Ireland), 1923 to 1940.

*Employment, involving occasional service only, as a mace-bearer.

*Employment in the capacity of town crier.

Employment, involving part-time service only in the capacity of:—

(*a*) Member of a fire brigade;

(*b*) Probation officer under the Probation of Offenders Act, 1907.

Employment, involving part-time service only, in any of the following capacities:—

Caretaker of a graveyard under the control of an urban or rural district council or other burial board within the meaning of the Public Health (Ireland) Acts, 1878 to 1918;

Caretaker of a cemetery or crematorium constructed under any special Act of Parliament;

Caretaker of a water-works under the control of a local authority or other water undertaker.

Employment, involving periodical attendance only, as non-resident caretaker of a dispensary under the control of a local authority.

IV.

Employment under Lighthouse Authority, &c.

Employment, involving part-time service only:—

(*a*) as civilian in charge of a rocket life-saving apparatus and gear connected therewith, being the property of the Board of Trade;

(*b*) in or with a volunteer company enrolled for the purpose of working a rocket life-saving apparatus;

(*c*) in connection with the Board of Trade life-saving apparatus in keeping a look-out for wrecks or signals of distress at sea;

(*d*) as an unestablished boatman;

(*e*) as a member of a crew employed to relieve light-keepers or otherwise to attend upon lighthouses;

(*f*) in connection with the look-out for signals shown from lighthouses;

(*g*) as a post-runner in connection with lighthouses.

Employment, involving part-time service only, by a local or general lighthouse authority, or dock, harbour or conservancy authority or board, in connection with the care or upkeep of minor lights, buoys, beacons, signals and tide gauges.

Employment as an occasional or emergency light-keeper where the person so employed is not normally employed in insurable employment.

Employment in life-boat work involving part-time service only in any of the following capacities, including duties incidental to the employment or connected therewith, whenever performed:—

(*a*) as a member of the crew of a lifeboat;

(*b*) as a shore-attendant, shore-signalman, launcher, winchman, lightman, tractor-driver mechanic, tractor-driver helper, or helper at service or practice calls of a lifeboat.

V.

Agricultural Employment.

Employment in the harvesting or gathering of flowers, fruit, peas or potatoes.

Employment as a milker.

VI.

Employment in Theatre, &c.

Employment, ordinarily involving (*a*) not more than twenty-eight hours' service weekly and (*b*) not more than six hours' service in the week before 6 p.m. in or about a theatre, cinema, music-hall, or any place ordinarily used for public dancing or music or other public entertainment of a like kind, as—

*an attendant engaged for the comfort, convenience or safety of the public admitted thereto;

or as a—

Call-boy;
Check taker;
Dresser;
Flyman;
Lighting operator;
Money taker;
Property-man;
Stagehand;
*Supernumerary.

VII.

Miscellaneous Employments.

Employment as secretary or clerk of a society, club, committee, philanthropic institution, school or other similar body or institution, where personal service is ordinarily required only occasionally or outside the ordinary hours of work.

Employment in the performance of clerical duties after 6 p.m. or otherwise outside the ordinary hours of work.

Employment, for a period not exceeding one day on each occasion, as an occasional helper to, or substitute for, one or more weavers regularly employed in a linen, cotton, woollen or worsted mill, where the employer of the weaver pays no wages or other pecuniary remuneration, in respect of the employment, to the person so employed as a helper or substitute.

*Employment in the delivery of milk or newspapers, where the employment, except on Sundays, does not ordinarily involve service after 9 a.m.

Employment as a caretaker in respect of which no wages are paid, or other money payments made, either by the employer or by any other person.

Employment, involving part-time service only, in the capacity of:—

(*a*) Member of a town band;
(*b*) Political agent;
(*c*) Water-bailiff, that is to say, a person employed to protect a river, lake or water-course from pollution or trespass;
(*d*) Caretaker of ancient monuments;
(*e*) Caretaker of sand-pits, gravel-pits, or of plantations on an estate.

Employment, involving part-time service only, in reading to the blind.

*Employment, involving part-time service only, in attendance upon old age pensioners or persons in receipt of outdoor relief, where the employer is not the person to whom attendance is given.