(2) Regulation 4 shall not apply to an initial entrant as defined in sub-paragraph (*a*) of paragraph (1) of this Regulation, or to an initial entrant as so defined but with the substitution of the year ending on the 5th April, 1935, or the 5th April, 1936, for the year ending on the 5th April, 1937.

4.—The words " save as respects any year to which Regulation 3 does not apply and " shall be inserted after the word " shall " in paragraph (1) of Regulation 6 of the principal Regulations.

Given under the Official Seal of the National Health Insurance Joint Committee this 16th day of September, 1938.

(L.S.) E. C. MOFFREY,
Secretary to the National Health Insurance Joint Committee.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 16th day of September, 1938.

(L.S.) H. CONACHER,
Secretary to the Ministry of Labour for Northern Ireland.

Mercantile Marine.

SPECIAL ORDER, DATED MAY 16, 1938,* MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE AND THE MINISTRY OF LABOUR FOR NORTHERN IRELAND, ACTING JOINTLY AND IN CONJUNCTION WITH THE MINISTRY OF FINANCE FOR NORTHERN IRELAND, UNDER SECTION 19 OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1936.

1938. No. 127.

The National Health Insurance Joint Committee and the Ministry of Labour for Northern Ireland, acting jointly, in exercise of the powers conferred by section 19 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, and of all other powers enabling them in that behalf, in conjunction with the Ministry of Finance for Northern Ireland, and after consultation with the Board of Trade, hereby make the following Special Order :—

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*This Order having been laid before both the Houses of the Parliament of Northern Ireland for the statutory period came into force on the twenty-seventh day of October, 1938.

1.—This Order may be cited as the Contributory Pensions (Mercantile Marine) Order (Northern Ireland), 1938.

2.—In this Order, unless the context otherwise requires—

"the Pensions Act" means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936;

"the Insurance Act" means the National Health Insurance Act, 1936;

"the Ministry" means the Ministry of Labour for Northern Ireland;

"ship" means a ship employment on which is employment within the meaning of the Insurance Act.

3.—The Contributory Pensions (Mercantile Marine) Consolidated Order (Northern Ireland), 1932(a), is hereby revoked, but without prejudice to anything duly done or suffered, or to any right, privilege, obligation or liability acquired, accrued or incurred, thereunder.

4.—In calculating for the purpose of paragraph (*b*) of subsection (1) of section 5 and paragraph (*c*) of subsection (1) of section 9 of the Pensions Act (but not of proviso (iii) to the last-mentioned subsection) the average number of contributions paid by or in respect of an insured person within the meaning of that Act, a contribution shall be deemed to have been paid in respect of every week or part of a week during which a seaman is being conveyed to a proper return port in accordance with the provisions of section 32 or section 34 of the Merchant Shipping Act, 1906, or of the Regulations as to Distressed Seamen dated 16th April, 1921, made under section 40 of the Merchant Shipping Act, 1906.

5.—In the case of a master or seaman serving on a foreign-going ship, no account shall be taken, for the purpose of calculating the period within which payment of a sum on account of a pension may be obtained, of any period during which he is absent from Northern Ireland by reason of serving on such a ship, and paragraph (*b*) of subsection (1) of section 20 of the Pensions Act shall apply accordingly, and in the case of the death of such a master or seaman who was in receipt of a pension, no account shall be taken of the period aforesaid for the purpose of calculating the period of three months before the date of his death in respect of which a sum on account of the pension may be paid in pursuance of Regulations made under paragraph (*f*) of subsection (1) of section 32 of the Pensions Act.

(a) S.R. & O. of Northern Ireland, 1932, No. 127.