Insurance Industry Special Scheme.

THE UNEMPLOYMENT INSURANCE (INSURANCE INDUSTRY SPECIAL SCHEME) (VARIATION AND AMENDMENT) SPECIAL ORDER (NORTHERN IRELAND), 1935, DATED 25TH MARCH, 1935, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT, 1920 (10 AND 11 GEO. V, c. 30).

1935. No. 57.

WHEREAS the Ministry of Labour for Northern Ireland (hereinafter referred to as "the Ministry") by the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1934, approved for the purposes of Section 18 of the Unemployment Insurance Act, 1920, a Special Scheme for the Insurance Industry, and subsequently varied and amended the same, and the same as so varied and amended is hereinafter referred to as "the scheme."

And whereas application has been made to the Ministry for the further variation and amendment of the provisions of the scheme.

Now, therefore, the Ministry by virtue of the powers conferred by the said Section 18, and all other powers in that behalf, hereby makes the following Special Order :—

1. The provisions of the scheme shall be varied and amended by the substitution of the provisions contained in the schedule to this Order for the provisions of the scheme contained in the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1934, and the respective schedules thereto.

2. This Order shall be deemed to have come into operation on the first day of April, 1935.

3. This Order may be cited as the Unemployment Insurance (Insurance Industry Special Scheme) (Variation and Amendment) Special Order (Northern Ireland), 1935, and this Order and the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1934, may be cited together as the Unemployment Insurance (Insurance Industry Special Scheme) Orders (Northern Ireland), 1921 to 1935, and shall be construed as one.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 25th day of March, 1935.

(L.S.) *R. R. Bowman,*
Assistant Secretary to the Ministry of Labour for Northern Ireland.

This Order having lain before both Houses of Parliament for ten days, in accordance with Section 4 (1) of the Rules Publication Act (Northern Ireland), 1925, duly came into force.

THE SCHEDULE.

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THE SCHEME.

SCOPE OF SCHEME.

Name.

1. The scheme shall be called " Insurance Industry Unemployment Insurance Scheme (Northern Ireland)."

Insurance industry.

2. For the purposes of the scheme the insurance industry shall consist of the undertakings of all persons or bodies of persons, whether corporate or unincorporate and whether established within or without Northern Ireland engaged in Northern Ireland in the granting of insurances under contract or the administration of any system of insurance established by statute.

Scope.

3. All persons of either sex whether British subjects or not being persons of insurable age employed in Northern Ireland in the insurance industry under any contract of service or apprenticeship, written or oral, whether expressed or implied, and whether the employed person is paid by the employer or some other person and whether under one or more employers and whether paid by time or by the piece or partly by time and partly by the piece or otherwise or except in the case of a contract of apprenticeship without any money payment, shall be insured against unemployment under the scheme, except—

(i) persons who are ordinarily engaged, whether under a single employer or under two or more employers, partly in the insurance industry and partly outside that industry in some occupation employment in which makes them employed persons within the meaning of the Unemployment Insurance Acts, if such persons are ordinarily and mainly dependent for their livelihood on their earnings in the occupation outside the insurance industry;

(ii) blind persons in receipt of pensions paid pursuant to any statute having effect in Northern Ireland relating to old age pensions or to blind persons;

(iii) persons engaged in any of the following employments, namely:—

(*a*) employment by or under the Crown or under any Government department (including any department or office declared by a Minister of the Crown to be under his ultimate control) or public or local authority;

(*b*) employment specified in Part II of the First Schedule to the principal Act as amended by any subsequent enactment.

(*c*) employments included among or added to the employments which are excepted employments under the Unemployment Insurance Acts by regulations made under those Acts.

Scope (employment abroad).

4. Persons employed outside the United Kingdom and the Irish Free State who by virtue of regulations made under the Unemployment Insurance Acts are to be deemed for the purposes of the said Acts to be employed persons within the meaning thereof, shall, subject to the provisions of such regulations, be insured against unemployment under the scheme if they are persons who if employed upon the same work in Northern Ireland would be so insured.

Insurable age.

5. The expression " persons of insurable age " shall mean persons who have attained the minimum age for the time being for entry into insurance under the Unemployment Insurance Acts.

ADMINISTRATION OF SCHEME.

Insurance Unemployment Board.

Administration of scheme.

6. Insurance Unemployment Board (being the body incorporated in Great Britain charged with the administration of Insurance Industry Unemployment Insurance Scheme the special scheme for the insurance industry in Great Britain) shall be the body charged with the administration of the scheme.

Powers and duties.

7. The powers and duties of the Board as the body administering the scheme in Northern Ireland (which may be exercised and performed notwithstanding any vacancy in the membership of the Board) shall be:—

(*a*) to control and administer the affairs of the scheme;

(*b*) to make provision for the working expenses of the scheme;

(*c*) to sell and dispose of any real and personal property vested in the Board as the body administering the scheme in Northern Ireland;

(*d*) to make standing orders governing the conduct of their business;

(*e*) to keep proper records of their proceedings;
(*f*) to appoint such officers and servants as may be necessary to carry out the provisions of the scheme, to prescribe their duties and fix their remuneration;
(*g*) to establish and carry into effect a scheme for the superannuation of the officers and servants of the Board;
(*h*) to appoint appeal committees for the purposes of the scheme;
(*j*) to appoint such other committees consisting of members of their own body as they may consider desirable and to delegate to such committes any powers and duties they may think fit;
(*k*) to appoint such Local Committees as may be required for the purposes of the scheme;
(*l*) to establish, maintain and direct an organisation for the re-employment of persons insured under the scheme who are unemployed;
(*m*) subject to the approval of the Ministry, to make rules for any of the purposes for which rules may be made under the scheme, for prescribing anything which is to be prescribed thereunder, and generally for carrying the scheme into effect.

Ministerial directions.

8. The Board shall in exercising their powers and in performing their duties under the scheme give effect to any general directions which from time to time may be given by the Ministry after consultation with the Board.

Exercise of powers.

9. Subject to the provisions of the scheme, anything required or authorised under the scheme to be done by, to, or before the Board may be done by, to, or before the secretary of the Board or other person in that behalf authorised by the Board.

Common seal.

10.—(1) The common seal of the Board shall not be affixed to any instrument except by the authority of a resolution of the Board and in the presence of at least two members and of the secretary or such other person as the Board may appoint for the purpose and the members present and the secretary or other person as aforesaid shall sign every instrument to which the common seal is so affixed in their presence.

(2) Impressions of the common seal of the Board shall be judicially noticed and admitted in evidence.

Banking accounts.

11. The Board may from time to time open banking accounts with such bank or banks as they may select and such banking accounts shall be operated on by such members or officers of the Board authorised in that behalf by the Board and under such conditions as the Board shall from time to time determine.

Principal office and North Irish office.

12. The principal office of the Board shall be situate in London and the Board may maintain an office in Northern Ireland.

Rules

13.—(1) Rules made by the Board under the scheme and approved by the Ministry shall have effect as if enacted in the scheme.

(2) Evidence of any rule made by the Board under the scheme and of the Ministry's approval thereof may be given by the production of a copy or copies of the rule and of the instrument or writing containing the Ministry's approval respectively purporting to be sealed with the common seal of the Board.

Expenses.

14. Such proportion of the yearly sum of one thousand pounds mentioned in clause 20 of the Insurance Industry Unemployment Insurance Scheme as the Board with the approval of the Ministry may determine shall be deemed to be part of the working expenses of the scheme.

Appeal Committees.

Appeal Committees.

15.—(1) For the purposes of the scheme the Board shall appoint appeal committees consisting of an even number of members of their own body of whom one half shall be representative of persons insured under the scheme and the other half representative of employers in the insurance industry.

(2) An appeal committee shall have power to appoint their own chairman but unless more than one half of the members of the committee are in agreement as to the person to be appointed, the chairman shall be appointed by the Board.

(3) The chairman of an appeal committee shall in the case of an equality of votes, have a second or casting vote.