

1974. No. 116

[C]

NATIONAL INSURANCE AND INDUSTRIAL INJURIES

Reciprocal Arrangements with Great Britain

REGULATIONS, DATED 13TH JUNE 1974, MADE BY THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE DEPARTMENT OF FINANCE, UNDER THE NATIONAL INSURANCE MEASURES (NORTHERN IRELAND) 1966 TO 1974 AND THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) MEASURES (NORTHERN IRELAND) 1966 TO 1974.

The Department of Health and Social Services, in conjunction with the Department of Finance so far as relates to matters with regard to which the Department of Finance has so directed, in exercise of powers conferred by section 98(3)(b) of the National Insurance Act (Northern Ireland) 1966(a), section 78(3)(b) of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(b) and section 5(2) of the National Insurance Measure (Northern Ireland) 1974(c), and of all other powers enabling it in that behalf, in order to give effect to arrangements made, with the consent of the Department of Finance, with the appropriate Great Britain authority for co-ordinating the systems of insurance established respectively by the said Acts of 1966 and by corresponding Great Britain legislation, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 101(3) of the first-mentioned Act, section 80(2) of the second-mentioned Act and section 5(3) of the said Measure:

Citation and interpretation

1.—(1) These regulations may be cited as the National Insurance and Industrial Injuries (Great Britain Reciprocal Arrangements) (Revocation) Regulations (Northern Ireland) 1974.

(2) In these regulations—

“the Joint Authorities” means the Joint Authority established under section 104 of the National Insurance Act 1965(d) and the Joint Authority established under section 83 of the National Insurance (Industrial Injuries) Act 1965(e);

“the Ministry” means the Ministry of Labour and National Insurance, the Ministry of Health and Social Services or, in relation to any regulations made after 31st December 1973 the Department of Health and Social Services.

Revocation of regulations

2. The respective regulations 4 of and Third Schedules to the National Insurance (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1948(f) and the National Insurance (Industrial Injuries) (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1948(g) (by which the Joint Authorities for national insurance and industrial injuries purposes were substituted for the Ministry in relation to the making of the regulations specified in those Schedules) are hereby revoked.

(a) 1966. c. 6 (N.I.).

(b) 1966. c. 9 (N.I.).

(c) 1974. c. 4 (N.I.).

(d) 1965. c. 51.

(e) 1965. c. 52.

(f) S.R. & O. (N.I.) 1948, No. 45.

(g) S.R. & O. (N.I.) 1948, No. 193.

Consequential provision

3. A provision contained in any regulations which (wholly or in part)—
- (a) was made or purports to be made by either of the said Joint Authorities by virtue of any provisions revoked by these regulations, or
 - (b) fell to be so made but in fact was made or purports to be made by the Ministry,

shall—

- (i) if it has been revoked expressly or by implication, be deemed always until it was so revoked to have had effect, or
- (ii) if it has not been so revoked, be deemed always to have had and continue until it is so revoked to have effect,

by virtue of these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland this 13th day of June 1974.

(L.S.)

C. G. Oakes,

Assistant Secretary.

Sealed with the Official Seal of the Department of Finance for Northern Ireland this 13th day of June 1974.

(L.S.)

A. J. Green,

Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the regulations, but is intended to indicate their general purport.)

These regulations revoke those provisions of the National Insurance (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1948 and the National Insurance (Industrial Injuries) (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1948 by which functions in relation to the making of regulations were conferred upon the National Insurance Joint Authority and the Industrial Injuries Joint Authority. They include provision for securing the past and continuing validity of regulations made in the name of the Joint Authorities and of regulations to which those provisions applied which were made by the Ministry.

The regulations give effect to reciprocal arrangements made with the Department of Health and Social Security for Great Britain by which the co-ordination of the national insurance and industrial injuries systems of Great Britain and of Northern Ireland is to be secured by inter-departmental consultation which will cover a wider field than the former arrangements for the making of regulations by the Joint Authorities.