

1974. No. 164

[C]

## NATIONAL INSURANCE

## Increase of Benefit and Miscellaneous Provisions

REGULATIONS, DATED 10TH JULY 1974, MADE BY THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE DEPARTMENT OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND) 1966 TO 1970.

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 sections 44, 48(1)(a) and 49(1)(a)(ii) of, and paragraphs 17 and 18 of Schedule 9 to, the National Insurance Act (Northern Ireland) 1966(a), section 11(1) of the National Insurance (No. 2) Act (Northern Ireland) 1966(b), paragraph 3 of Schedule 6 to the National Insurance &c. (No. 2) Act (Northern Ireland) 1969(c) and section 1 of the National Insurance Act (Northern Ireland) 1970(d), and of all other powers enabling it in that behalf, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 101(3) of the National Insurance Act (Northern Ireland) 1966:

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the National Insurance (Increase of Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1974, and shall come into operation on 22nd July 1974.

(2) In these regulations—

“the principal Act” means the National Insurance Act (Northern Ireland) 1966;

“the Act of 1969” means the National Insurance &c. (No. 2) Act (Northern Ireland) 1969;

“the Act of 1970” means the National Insurance Act (Northern Ireland) 1970;

“the Order of 1971” means the Social Services (Parity) Order (Northern Ireland) 1971(e);

“the Measure of 1974” means the National Insurance Measure (Northern Ireland) 1974(f).

*Higher rates and amounts of benefit payable under regulations*

2. Subject to the provisions of regulations 4 and 13, as from the dates specified in column (1) of Schedule A there shall be substituted for each of the Schedules and for the Table mentioned in column (2) thereof the Schedule set opposite thereto in column (3).

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

(b) 1966. c. 16 (N.I.).

(c) 1969. c. 19 (N.I.).

(d) 1970. c. 28 (N.I.).

(e) S.R. & O. (N.I.) 1971, No. 224.

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

*Conditions relating to payment of additional benefit under awards made before the appointed or prescribed day*

3. Where an award of any benefit under the principal Act has been made before the day appointed or prescribed for the payment of benefit of the description to which the award relates at a higher weekly rate by virtue of the Measure of 1974 or of these regulations, paragraphs 2 and 3 of Schedule 6 to the Act of 1969 (effect of any such award) shall, if the period to which the award relates has not ended before that day, have effect subject to the condition that, if the award has not been made in accordance with the provisions of sub-paragraph (2) of the said paragraph 3 (which sub-paragraph authorises the making of such an award providing for the payment of the benefit at the higher weekly rate as from that day) and a question arises as to—

- (a) the weekly rate at which the benefit is payable by virtue of the Measure of 1974 or of these regulations, or
- (b) whether the conditions for the receipt of the benefit at the higher weekly rate are satisfied,

the benefit shall be or continue to be payable at the weekly rate specified in the award until the said question shall have been determined in accordance with the provisions of the principal Act.

*Persons not ordinarily resident in Northern Ireland*

4.—(1) Notwithstanding the provisions of these or any other regulations, but subject to the provisions of this regulation, a person who is not ordinarily resident in Northern Ireland immediately before 22nd July 1974 (in this regulation referred to as “the said date”) shall, unless and until that person becomes ordinarily resident in Northern Ireland, be disqualified for receiving—

- (a) in the case of a woman who immediately before the said date is a married woman and had not retired from regular employment, any additional retirement pension by virtue of her husband’s insurance if the husband before the said date had retired from regular employment and was not ordinarily resident in Northern Ireland;
- (b) in the case of a woman who immediately before the said date is a widow, any additional retirement pension by virtue of her husband’s insurance if her husband had died before the said date;
- (c) in any other case, any additional retirement pension (not being additional retirement pension to which either sub-paragraph (a) or (b) applies) if that person had retired from regular employment before the said date;
- (d) any additional widow’s benefit if her husband had died or retired before the said date;
- (e) any additional child’s special allowance if her former husband had died before the said date.

(2) Notwithstanding as aforesaid, if immediately before the said date a person is not ordinarily resident in Northern Ireland but that person has, or would, but for the absence of any child from Northern Ireland, have in his family immediately before the said date a child in relation to whom the conditions for guardian’s allowance specified in section 28 of the principal Act are satisfied, that person and any other person who would otherwise be entitled to any additional guardian’s allowance in respect of that child shall be disqualified for receiving any additional guardian’s allowance in respect of that child unless and until the child becomes (or is) included in the family of a person who is ordinarily resident in Northern Ireland.

(3) The disqualifications for the receipt of additional benefit contained in this regulation shall not apply to a person for any period during which he is in Northern Ireland.

(4) For the purposes of this regulation references to additional benefit of any description are to be construed as referring to additional benefit of that description by virtue (either directly or indirectly) of any provision of the Measure of 1974 or of these regulations.

(5) A widow who—

(a) is not ordinarily resident in Northern Ireland immediately before the said date, and was entitled to widow's benefit immediately before attaining pensionable age, or who would, but for any provision of the principal Act disqualifying her for the receipt of such benefit, have been so entitled; and

(b) is or becomes entitled to a retirement pension by virtue of her own insurance the right to which is calculated by taking into account under section 32 of the principal Act her husband's contributions;

shall be disqualified for receiving any additional retirement pension the right to which is so calculated unless and until she becomes ordinarily resident in Northern Ireland if either—

(i) her husband died before the said date; or

(ii) before the said date he had retired from regular employment and was not ordinarily resident in Northern Ireland.

(6) The provisions of paragraph 3(1) of Part II of Schedule 6 to the Act of 1969 shall apply where, notwithstanding the foregoing provisions of this regulation, benefit of an amount higher than the amount awarded to a person has in fact been paid to him.

(7) The disqualification for the receipt of additional retirement pension contained in paragraph (1)(c) shall not apply to a woman in relation to a retirement pension by virtue of her husband's insurance if that husband had not retired from regular employment before the said date and either—

(i) he was her husband immediately before that date; or

(ii) she married him on or after that date.

(8) Notwithstanding that in Schedules D to H the reduced rate of benefit is shown as a percentage of the standard rate, a person who immediately before the said date is not ordinarily resident in Northern Ireland, shall continue to receive benefit at the same rate as previously, that is to say, the amount appropriate to that person when he left Northern Ireland, or when he became entitled to the benefit in question, if later.

#### *Amendment of the National Insurance (Hospital In-Patients) Regulations*

5. As from the date in relation to any benefit under the principal Act as from which the weekly rate of that benefit is increased by virtue of the Measure of 1974 or of these regulations in the National Insurance (Hospital In-Patients) Regulations (Northern Ireland) 1973(g) wherever they occur there shall be omitted in regulations 3 and 5 the words from "where the beneficiary" to "in any other case" and in regulation 7 the words from "where the dependant" to "in any other case".

*Amendment of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations*

6. Regulation 7 of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1972(h) (partial satisfaction of contribution conditions and reduced rates of benefit) shall be amended as follows:—

(a) for paragraph (2) there shall be substituted the following paragraph—

“(2) In the case of widow's benefit (other than a case to which paragraph (3) applies) or retirement pension or increase of retirement pension for an adult dependant under Schedule 3 to the Act (rates of periodical benefits and increases for dependants) payment shall be at the reduced rate shown in column (2) of Schedule 1 (being a percentage of the full rate of the benefit or pension, or increase) as ascertained in accordance with the yearly average of contributions paid or credited as specified in column (1) of the said Schedule 1.”;

(b) in paragraph (3) for the words “at the rate specified in column (3) of Schedule 1 to these regulations which corresponds with” there shall be substituted the words “at the rate shown in column (2) of Schedule 1, being the percentage of widow's pension, as ascertained in accordance with”.

*Amendment of the National Insurance (Old Persons' Pensions) Regulations*

7. In regulation 7(1) of the National Insurance (Old Persons' Pensions) Regulations (Northern Ireland) 1970(i) (rates of benefit under section 1(1) of the Act of 1970 and increases for adult dependants), for “£4.65” substitute “the rate specified in paragraph 11(a) of Part I of Schedule 3 to the principal Act.”.

*Amendment of the National Insurance and Industrial Injuries (Miscellaneous and Consequential Provisions) Regulations*

8. After regulation 2A(j) of the National Insurance and Industrial Injuries (Miscellaneous and Consequential Provisions) Regulations (Northern Ireland) 1966(k) there shall be inserted the following regulation:

*“Forward allowance of unemployment benefit*

**2B.**—(1) Where it appears to the Department that there are, will be or are likely to be circumstances making impracticable or unduly difficult the normal operation of the provisions governing or the practice relating to the claiming, awarding or payment of unemployment benefit the Department may so certify; and a certificate under this regulation may be expressed—

- (a) as having effect either generally or in relation to a specified area or specified areas; and
- (b) either as having effect until a specified day or as continuing to have effect until revoked by the Department.

(h) S.R. & O. (N.I.) 1972, No. 182.

(i) S.R. & O. (N.I.) 1970, No. 281.

(j) See reg. 4(3) of S.R. & O. (N.I.) 1972, No. 58.

(k) S.R. & O. (N.I.) 1966, No. 216.

(2) While such a certificate has effect, the following provisions of this regulation shall apply as respects claims for unemployment benefit (being, if the certificate is expressed as having effect only in relation to a specified area or specified areas, claims made at an office or place in the area or areas specified)—

- (a) a claim for unemployment benefit may be treated by an insurance officer as a claim for that benefit for a period, to be specified in his decision, not exceeding two weeks after the date of the claim;
- (b) on any claim so treated benefit may be awarded for the whole or part of the specified period;
- (c) if on any claim so treated benefit is awarded for part only of the specified period, further decisions awarding benefit for the remainder of that period or any part of it may be given on the same claim.

(3) Any decision awarding unemployment benefit under paragraph (2) shall be subject to the condition that the claimant continues to satisfy the requirements for payment thereof during the period to which the award relates, and if the said requirements are found not to have been satisfied at some time during the said period the award shall be reviewed.”.

*Amendment of the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations*

9.—(1) The National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948<sup>(1)</sup> shall be amended in accordance with paragraphs (2) to (4).

(2) In regulation 8 (widowed mother's allowance and widow's pension at reduced rates), for the words from “in the first column” to the end of the paragraph substitute the words “in column (1) of the First Schedule, any widowed mother's allowance, widow's pension or retirement pension to which she is entitled by virtue of regulation 4 shall be at the corresponding rate set out in column (2) of that Schedule, being a percentage of the full rate of the benefit in question.”.

(3) In regulation 9 (rates of converted pensions)—

(a) for paragraph (1A)(b)(m) substitute the following:—

“(b) at one of the amounts specified in column (1) of the First Schedule be increased to the corresponding amount set out in column (3) of that Schedule, being a percentage of the increased rate applicable at sub-paragraph (a);”;

(b) in the proviso to paragraph (3)(n)—

(i) in sub-paragraph (a), for the words following the word “rates” to the end of the sub-paragraph substitute the words “specified in paragraph 10(b) and (a) respectively of Part I of Schedule 3 to the National Insurance Act (Northern Ireland) 1966”;

(ii) in sub-paragraph (b), for the words “in columns (2) and (4) of the Third Schedule” substitute the words “in columns (2) and (3) of Schedule 2”, and for the words from “increased rate” to “column (5)” substitute the words “percentage rate specified in column (4)”.

<sup>(1)</sup> S.R. & O. (N.I.) 1948, No. 39.

<sup>(m)</sup> See Part II of Sch. A to S.R. & O. (N.I.) 1965, No. 10.

<sup>(n)</sup> See Part I of Sch. A to S.R. & O. (N.I.) 1961, No. 3.

(4) In regulation 10(1), for the words from "is at a rate" to the words "these regulations" substitute the words "is at one of the rates specified in column (4) of Schedule 2", and for the concluding words of the paragraph from "shall be at the appropriate rate" substitute the words "shall be of a like percentage to that at which is payable the retirement pension of the existing old age pensioner."

*Amendment of the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations*

10.—(1) The National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948(o) shall be amended in accordance with paragraphs (2) to (4).

(2) In regulation 6(3) (widow's basic pension, etc., for certain widows not entitled to widow's benefit), for the words following the words "at the reduced rate specified" to the end of the paragraph substitute the words "in column (2) of the Second Schedule, being the percentage of the rate applicable under paragraph (2) as ascertained in accordance with the yearly average of contributions paid or credited as shown in column (1) of that Schedule."

(3) In regulation 11(4)(a) (special provisions for certain widows over the age of fifty), for the words "of less than £7.75 a week" substitute the words "less than the weekly rate specified in paragraph 8 of Part I of Schedule 3 to the National Insurance Act (Northern Ireland) 1966 (which weekly rate is hereafter in this sub-paragraph referred to as the "relevant rate")" and in both places where "£7.75" subsequently occurs, substitute "the relevant rate".

(4) In the Fifth Schedule, Part II (provisions applying the reduced rates):—

(a) in paragraph (1), for the words "at the rate" where they first occur substitute the words "calculated as a percentage of a full retirement pension applicable under paragraph 10(b), Part I of Schedule 3, to the National Insurance Act (Northern Ireland) 1966 as";

(b) in paragraph (2), for the words from "shall be the rate" to the words "third column of that table" substitute the words "shall be of a like percentage to that at which is payable such person's retirement pension in accordance with the foregoing paragraph".

*Miscellaneous amendments relating to benefit*

11. As from the dates specified in column (1) of Schedule I, there shall in the regulations mentioned in column (2) thereof be made the amendments specified against those regulations mentioned in columns (3) and (4) thereof.

*Amendment of the National Insurance (New Entrants Transitional) Regulations*

12.—(1) In regulation 5(2)(a) of the National Insurance (New Entrants Transitional) Regulations (Northern Ireland) 1948(p), (modification of provisions of the Act relating to retirement pensions in the case of certain widows), for the words "£7.75 a week" substitute "the weekly rate specified in paragraph 8 of Part I of Schedule 3 to the National Insurance Act (Northern Ireland) 1966", and in both places where "£7.75" subsequently occurs substitute "the weekly rate in the said paragraph 8".

(2) As from 5th August 1974, the Second Schedule to the said regulations (amounts payable, by way of refund of contributions, to persons entering insurance too late to be able to satisfy contribution conditions for widow's benefit or retirement pension) shall be amended by the addition thereto, at the end, of the provisions set out in Schedule J.

*Transitory provision*

13. As respects the period beginning on 22nd July 1974 and ending on 24th July 1974, the rate of a person's unemployment or sickness benefit for any day in the said period payable by virtue of section 18(3) of the principal Act or invalidity pension payable by virtue of Article 3(4) of the Order of 1971 (unemployment benefit, sickness benefit and invalidity pension for persons over pensionable age) shall be determined as if the day from which higher rates of retirement pension payable by virtue of the foregoing provisions of these regulations were 25th July 1974.

Given under the Official Seal of the Department of Health and Social Services for Northern Ireland this 10th day of July 1974.

(L.S.)

*W. Bell,*

Assistant Secretary.

Given under the Official Seal of the Department of Finance for Northern Ireland this 10th day of July 1974.

(L.S.)

*C. F. Darling,*

Assistant Secretary.

## SCHEDULE A

Regulation 2

## Substituted Schedules providing for Higher Rates of Benefit, etc.

| Date of operation<br>(1) | Existing Schedule or Table<br>(2)   | Substituted Schedule<br>(3) |
|--------------------------|---|-----------------------------|
| 25th July 1974           | The National Insurance (Unemployment and Sickness Benefit) Regulations (Northern Ireland) 1961(q) Schedule 2(r)   | Schedule B                  |
| 22nd July 1974           | The National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1953(s)<br><br>Table contained in regulation 13(t) | Schedule C                  |
| 22nd July 1974           | The National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1972(u) Schedule 1(v)                                     | Schedule D                  |
| 22nd July 1974           | The National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948(w) First Schedule(x)       | Schedule E                  |
|                          | Second(y) and Third Schedule(z)   | Schedule F                  |
| 22nd July 1974           | The National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948(aa) Second Schedule(bb)                       | Schedule G                  |
|                          | Fifth Schedule Part III(cc)   | Schedule H                  |

- (q) S.R. & O. (N.I.) 1961, No. 222.  
 (r) See Sch. B to S.R. & O. (N.I.) 1973, No. 395.  
 (s) S.R. & O. (N.I.) 1953, No. 123.  
 (t) See Sch. C to S.R. & O. (N.I.) 1973, No. 395.  
 (u) S.R. & O. (N.I.) 1972, No. 182.  
 (v) See Sch. D to S.R. & O. (N.I.) 1973, No. 395.  
 (w) S.R. & O. (N.I.) 1948, No. 39.  
 (x) See Sch. E to S.R. & O. (N.I.) 1973, No. 395.  
 (y) See Sch. F to S.R. & O. (N.I.) 1973, No. 395.  
 (z) See Sch. G to S.R. & O. (N.I.) 1973, No. 395.  
 (aa) S.R. & O. (N.I.) 1948, No. 129.  
 (bb) See Sch. H to S.R. & O. (N.I.) 1973, No. 395.  
 (cc) See Sch. I to S.R. & O. (N.I.) 1973, No. 395.



## SCHEDULE B

Regulation 2

Schedule substituted for Schedule 2 to the National Insurance (Unemployment and Sickness Benefit) Regulations (Northern Ireland) 1961

## SCHEDULE 2

Regulation 14(2)

Showing Reduced Rates of Unemployment and Sickness Benefit and of Increase of Benefit in respect of Adult Dependants.

| (1)  | (2)   | (3)       | (4)       | (5)       |
|--|---|-----------|-----------|-----------|
| Number of contributions paid or credited in the relevant contribution year | Full weekly rate of benefit applicable under Schedule 3 to the National Insurance Act (Northern Ireland) 1966 |           |           |           |
|  | £<br>8.60   | £<br>6.05 | £<br>5.30 | £<br>4.75 |
|  | Reduced rate at which benefit is payable  |           |           |           |
|  | £   | £         | £         | £         |
| 48-49  | 8.25  | 5.96      | 5.10      | 4.57      |
| 46-47  | 7.91  | 5.78      | 4.92      | 4.40      |
| 43-45  | 7.56  | 5.43      | 4.68      | 4.23      |
| 40-42  | 6.94  | 5.08      | 4.34      | 3.94      |
| 37-39  | 6.28  | 4.57      | 4.02      | 3.61      |
| 34-36  | 5.64  | 4.09      | 3.59      | 3.32      |
| 30-33  | 4.97  | 3.63      | 3.13      | 2.92      |
| 26-29  | 4.30  | 3.03      | 2.65      | 2.38      |

## SCHEDULE C

## Regulation 2

**Table substituted for the Table in regulation 13 of the National Insurance (Maternity Benefit and Miscellaneous Provisions) Regulations (Northern Ireland) 1953**

| Numbers including the number of contributions paid or credited in respect of the relevant period | Weekly rate                             |   |
|--|---|---|
|  | Of maternity allowance without increase | Of increase in respect of adult dependant |
|  | £                                       | £   |
| 48-49  | 8.25                                    | 5.10                                      |
| 46-47  | 7.91                                    | 4.92                                      |
| 43-45  | 7.56                                    | 4.68                                      |
| 40-42  | 6.94                                    | 4.34                                      |
| 37-39  | 6.28                                    | 4.02                                      |
| 34-36  | 5.64                                    | 3.59                                      |
| 30-33  | 4.97                                    | 3.13                                      |
| 26-29  | 4.30                                    | 2.65                                      |

## SCHEDULE D

Regulation 2

**Schedule substituted for Schedule 1 to the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1972**

## SCHEDULE 1

Regulation 7(2)

Showing Reduced Rates of Widow's Benefit and Retirement Pension and of Increase of Retirement Pension in respect of an Adult Dependant

| Yearly average of contributions paid or credited | Percentage of full weekly rate of benefit applicable under paragraphs 6, 7, 8 and 10 of Part I of Schedule 3 to the National Insurance Act (Northern Ireland) 1966 and rate of increase for adult dependant applicable under paragraph 6, Part II, of the said Schedule 3 |
|--|---|
| (1)  | (2)   |
| 48-49  | %   |
| 46-47  | 96  |
| 43-45  | 92  |
| 40-42  | 88  |
| 37-39  | 81  |
| 34-36  | 74  |
| 30-33  | 67  |
| 26-29  | 59  |
| 22-25  | 50  |
| 18-21  | 42  |
| 13-17  | 35  |
|  | 28  |

## SCHEDULE E

Regulation 2

Schedule substituted for First Schedule to the National Insurance (Pensions,  
Existing Beneficiaries and Other Persons) (Transitional) Regulations  
(Northern Ireland) 1948

## SCHEDULE 1

Regulations 8 and 9

Table showing increased rates of widowed mother's allowance, widow's pension or retirement pension for a widow by virtue of husband's insurance and increased rates of widow's basic pension and contributory old age pension by virtue of husband's insurance in cases where benefit is payable at less than the full rate.

| Rate of widow's basic pension or contributory old age pension by virtue of husband's insurance and rate (apart from additional allowance or increase) of widow's pension immediately before the appointed day | Corresponding percentage of widowed mother's allowance, widow's pension or retirement pension for a widow by virtue of husband's insurance applicable under Schedule 3 to the National Insurance Act (Northern Ireland) 1966 | Corresponding percentage of widow's basic pension or of contributory old age pension by virtue of husband's insurance |
|---|--|---|
| (1)   | (2)  | (3)   |
| s d   | %  | %   |
| 9 0   | 90   | 92  |
| 8 0   | 80   | 81  |
| 7 0   | 70   | 74  |
| 6 0   | 60   | 59  |
| 5 0   | 50   | 50  |
| 4 0   | —  | 42  |
| 3 0   | —  | 35  |
| 2 0   | —  | 28  |

## SCHEDULE F

## Regulation 2

Schedule substituted for Second and Third Schedules to the National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948

## SCHEDULE 2

## Regulations 9(3) and 10(1)

Table showing:

- (1) in column (1) the rate at which an old age or widow's pension would, apart from the Increase of Pensions Regulations and but for the repeal of the Contributory Pensions Acts, have been payable;
- (2) in columns (2) to (3) the rates of retirement pension payable under regulation 9(3); and
- (3) in column (4) the corresponding increased rates of retirement pension under paragraph (b) of the proviso to regulation 9(3); and the corresponding rates of increase of retirement pension in respect of an adult dependant or of retirement pension for a wife under regulation 10(1).

| Rate at which an old age or widow's pension would, apart from the Increase of Pensions Regulations and but for the repeal of the Contributory Pensions Acts, have been payable | Rate of retirement pension (except in a case where column (3) applies), being the rate at which an old age or widow's pension would, but for the repeal of the Contributory Pensions Acts, have been payable | Rate of retirement pension for wife by virtue of husband's insurance, where he is alive, being the rate at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable | Corresponding percentage rate of retirement pension applicable under paragraphs 10(a) or (b) Part I, of Schedule 3 to the National Insurance Act (Northern Ireland) 1966 and rate of increase for adult dependant applicable under paragraph 6, Part II of the said Schedule 3 |
|--|--|--|--|
| (1)  | (2)  | (3)  | (4)  |
| s d  | £ s d  | s d  | %  |
| 9 0  | 1 3 0  | 14 0   | 90   |
| 8 3  | 1 1 0  | 12 6   | 82   |
| 8 0  | 1 0 0  | 12 0   | 80   |
| 7 3  | 18 6   | 11 0   | 73   |
| 7 0  | 18 0   | 11 0   | 70   |
| 6 6  | 16 6   | 10 0   | 66   |
| 6 0  | 15 0   | 9 0  | 60   |
| 5 9  | 14 6   | 9 0  | 58   |
| 5 6  | 14 0   | 8 6  | 55   |
| 5 0  | 13 0   | 8 0  | 50   |
| 4 6  | 11 6   | 7 0  | 46   |
| 4 3  | 11 0   | 6 6  | 43   |
| 4 0  | 10 0   | 6 0  | 41   |
| 3 9  | 9 6  | 6 0  | 38   |
| 3 6  | 9 0  | 5 6  | 35   |

| <p>Rate at which an old age or widow's pension would, apart from the Increase of Pensions Regulations and but for the repeal of the Contributory Pensions Acts, have been payable</p> <p>(1)</p> | <p>Rate of retirement pension (except in a case where column (3) applies), being the rate at which an old age or widow's pension would, but for the repeal of the Contributory Pensions Acts, have been payable</p> <p>(2)</p> | <p>Rate of retirement pension for wife by virtue of husband's insurance, where he is alive, being the rate at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable</p> <p>(3)</p> | <p>Corresponding percentage rate of retirement pension applicable under paragraphs 10(a) or (b) Part I, of Schedule 3 to the National Insurance Act (Northern Ireland) 1966 and rate of increase for adult dependant applicable under paragraph 6, Part II of the said Schedule 3</p> <p>(4)</p> |
|--|--|--|--|
| <p>s d</p>   | <p>s d</p>   | <p>s d</p>   | <p>%</p>   |
| 3 3  | 8 6  | 5 0  | 33   |
| 3 0  | 8 0  | 5 0  | 30   |
| 2 9  | 7 0  | 4 6  | 28   |
| 2 6  | 6 6  | 4 0  | 25   |
| 2 3  | 6 0  | 3 6  | 23   |
| 2 0  | 5 0  | 3 0  | 20   |
| 1 9  | 4 6  | 3 0  | 20   |
| 1 6  | 4 0  | 2 6  | 16   |
| 1 3  | 3 6  | 2 0  | 13   |
| 1 0  | 3 0  | 2 0  | 13   |
| 9  | 2 0  | 1 6  | 11   |
| 6  | 1 6  | 1 0  | 9  |

## SCHEDULE G

Regulation 2

**Schedule substituted for Second Schedule to the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948.**

## SCHEDULE 2

Regulation 6(3)

Showing Reduced Rates of Widow's Basic Pension and  
Contributory Old Age Pension

| Yearly average of contributions<br>paid or credited<br><br>(1) | Percentage of widow's basic pension<br>or contributory old age pension<br>payable<br><br>(2) |
|--|--|
|  | %  |
| 48-49  | 96   |
| 46-47  | 92   |
| 43-45  | 88   |
| 40-42  | 81   |
| 37-39  | 74   |
| 34-36  | 67   |
| 30-33  | 59   |
| 26-29  | 50   |
| 22-25  | 42   |
| 18-21  | 35   |
| 13-17  | 28   |

## SCHEDULE H

Regulation 2

Provisions substituted for Part III of the Fifth Schedule to the National Insurance (Pensions, Existing Contributors) (Transitional) Regulations (Northern Ireland) 1948

## PART III

Table 1 showing:

- (1) in column (1) the rates at which old age pensions would (subject to the satisfaction of the contribution conditions) have been payable under the Contributory Pensions Acts and the Increase of Pensions Regulations but for the repeal of those Acts and apart from the application of the provisions of regulation 6(3)(a)(ii) (alternative rates of old age pensions for persons to whom certain dependants war pensions are payable) and regulation 15(1) of those regulations (exclusion of pensions for women special voluntary contributors from increase);
- (2) in the remaining columns the corresponding percentage rates of retirement pensions where pensionable age is attained at a date within the periods specified in the headings to those columns.

TABLE 1

| Rate at which an old age pension would, but for the repeal of the Contributory Pensions Acts, have been payable | Corresponding percentage rate of retirement pension applicable under paragraph 10(b) of Part I of Schedule 3 to the National Insurance Act (Northern Ireland) 1966 where pensionable age attained during period: |                                     |                                     |                                     |                                     |
|---|--|-------------------------------------|-------------------------------------|-------------------------------------|-------------------------------------|
|   | From 5th July 1948 to 4th July 1949  | From 5th July 1949 to 4th July 1950 | From 5th July 1950 to 4th July 1951 | From 5th July 1951 to 4th July 1952 | From 5th July 1952 to 4th July 1953 |
| (1)   | (2)  | (3)                                 | (4)                                 | (5)                                 | (6)                                 |
| £ s d   | %  | %                                   | %                                   | %                                   | %                                   |
| 1 3 0   | 92   | 92                                  | 96                                  | 96                                  | 96                                  |
| 1 0 0   | 82   | 86                                  | 90                                  | 92                                  | 96                                  |
| 18 0  | 74   | 80                                  | 86                                  | 92                                  | 96                                  |
| 15 0  | 61   | 70                                  | 82                                  | 90                                  | 96                                  |
| 13 0  | 55   | 66                                  | 80                                  | 86                                  | 96                                  |
| 10 0  | 49   | 60                                  | 70                                  | 82                                  | 92                                  |
| 8 0   | 41   | 50                                  | 66                                  | 82                                  | 92                                  |
| 5 0   | 28   | 43                                  | 61                                  | 80                                  | 92                                  |
| 3 0   | 20   | 41                                  | 60                                  | 74                                  | 92                                  |
| - -   | 13   | 30                                  | 50                                  | 70                                  | 90                                  |



TABLE 2

Table 2 showing:

- (1) in column (1) the yearly average of contributions paid by or credited to persons mentioned in Part I; and
- (2) in the remaining columns the corresponding percentage rates of retirement pensions for such persons on attaining pensionable age within 5 years from the appointed day.

Rates at which retirement pensions would have been payable in accordance with Table 1 if the yearly average had been 50:

| Yearly average of contributions paid or credited | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  | %  |
|--|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|  | 13 | 20 | 28 | 30 | 41 | 43 | 49 | 50 | 55 | 60 | 61 | 66 | 70 | 74 | 80 | 82 | 86 | 90 | 92 | 96 |

Corresponding percentage rates of retirement pensions:

| (1)   | (2) | (3) | (4) | (5) | (6) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (16) | (17) | (18) | (19) | (20) | (21) |
|-------|-----|-----|-----|-----|-----|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|
| 48-49 | 11  | 20  | 25  | 28  | 38  | 43  | 46  | 49  | 53   | 58   | 61   | 66   | 69   | 73   | 75   | 80   | 82   | 86   | 90   | 92   |
| 46-47 | 11  | 20  | 25  | 28  | 35  | 41  | 43  | 49  | 50   | 55   | 60   | 61   | 66   | 70   | 74   | 75   | 80   | 82   | 86   | 90   |
| 43-45 | 11  | 20  | 23  | 28  | 33  | 38  | 43  | 46  | 49   | 53   | 55   | 60   | 61   | 66   | 70   | 73   | 75   | 80   | 82   | 86   |
| 40-42 | 11  | 16  | 23  | 25  | 30  | 35  | 41  | 43  | 46   | 49   | 50   | 53   | 58   | 61   | 66   | 66   | 70   | 73   | 74   | 80   |
| 37-39 | 11  | 13  | 20  | 23  | 28  | 30  | 35  | 38  | 43   | 46   | 49   | 49   | 50   | 55   | 60   | 61   | 66   | 66   | 69   | 73   |
| 34-36 | 11  | 13  | 20  | 20  | 25  | 28  | 30  | 33  | 38   | 43   | 43   | 46   | 49   | 49   | 53   | 55   | 58   | 60   | 61   | 66   |
| 30-33 | 9   | 13  | 16  | 20  | 23  | 25  | 28  | 28  | 30   | 35   | 38   | 41   | 43   | 43   | 49   | 49   | 50   | 53   | 55   | 58   |
| 26-29 | 9   | 11  | 13  | 16  | 20  | 23  | 23  | 25  | 28   | 28   | 30   | 33   | 35   | 38   | 41   | 43   | 43   | 46   | 49   | 49   |
| 22-25 | 9   | 11  | 13  | 13  | 16  | 20  | 20  | 23  | 23   | 23   | 25   | 28   | 28   | 30   | 33   | 35   | 38   | 38   | 41   | 43   |
| 18-21 | 7   | 9   | 11  | 13  | 13  | 16  | 16  | 20  | 20   | 20   | 23   | 23   | 23   | 25   | 28   | 28   | 30   | 30   | 33   | 33   |
| 13-17 | 7   | 9   | 11  | 11  | 11  | 13  | 13  | 13  | 16   | 16   | 20   | 20   | 20   | 20   | 23   | 23   | 23   | 23   | 25   | 25   |

## SCHEDULE I

Regulation 11

## Miscellaneous Amendments

| Date of operation  | Regulations amended  | Amendments   |                |
|--|--|--|----------------|
|  |  | (3)  | (4)            |
| (1)  | (2)  | There shall be substituted for the expressions specified in column (3) (wherever they occur) the expressions specified in column (4) |                |
| 1. 22nd July 1974  | The National Insurance (Pensions, Existing Beneficiaries and Other Persons) (Transitional) Regulations (Northern Ireland) 1948 regulations 9(3) and 10 (Rates of converted retirement pension for existing beneficiaries, of increase of retirement pension in respect of adult dependants, and of retirement pension for wives of certain existing beneficiaries) |  |                |
|  | Regulation 9(3) proviso(dd)  | 1st October 1973   | 22nd July 1974 |
|  | Regulation 10(2) proviso(ee)   | 1st October 1973   | 22nd July 1974 |
| 2. The date in relation to any benefit under the principal Act as from which the weekly rate of that benefit is increased by virtue of the Measure of 1974 or of these regulations | The National Insurance (Hospital In-Patients) Regulations (Northern Ireland) 1973(ff) regulations 3, 4, 5 and 7<br><br>(Reduction in certain circumstances of weekly rates of benefit in the case of hospital in-patients)   |  |                |
|  | Regulation 3(3) .. ..  | £1.55  | £2.00          |
|  | Regulation 4 .. ..   | £1.55<br>£3.10   | £2.00<br>£4.00 |

(dd) See Part I of Sch. A to S.R. & O. (N.I.) 1961, No. 3 and Sch. J to S.R. & O. (N.I.) 1973, No. 395.

(ee) See Part II of Sch. A to S.R. & O. (N.I.) 1961, No. 3 and Sch. J to S.R. & O. (N.I.) 1973, No. 395.

(ff) S.R. & O. (N.I.) 1973, No. 307.

| Date of operation | Regulations amended  | Amendments   |                 |
|-------------------|--|--|-----------------|
|                   |  | There shall be substituted for the expressions specified in column (3) (wherever they occur) the expressions specified in column (4) |                 |
| (1)               | (2)  | (3)  | (4)             |
| 3. 22nd July 1974 | Regulation 5(1) .. ..  | £1.55  | £2.00           |
|                   | Regulation 5(2) .. ..  | £3.10<br>£1.55   | £4.00<br>£2.00  |
|                   | Regulation 5(3)(a) ..  | £3.10  | £4.00           |
|                   | Regulation 5(3)(b) ..  | £4.65  | £6.00           |
|                   | Regulation 5(4)(c) ..  | £1.55  | £2.00           |
|                   | Regulation 5(4)(d) ..  | £4.55  | £6.00           |
|                   | Regulation 7(3) and (4) ..   | £1.55<br>£3.10   | £2.00<br>£4.00  |
| 4. 22nd July 1974 | The National Insurance (Hospital In-Patients) Regulations (Northern Ireland) 1973<br><br>(Benefit payable on discharge from a hospital or similar institution) |  |                 |
|                   | Regulation 8(2) .. ..  | £12.00   | £15.00          |
|                   | The National Insurance (General Benefit) Regulations (Northern Ireland) 1971(gg)<br><br>Regulation 5A(2)(hh)   | £9.50<br>£2.00   | £13.00<br>£4.00 |

(gg) S.R. & O. (N.I.) 1971, No. 190.

(hh) See reg. 15(4) of S.R. & O. (N.I.) 1971, No. 287.

**Provisions to be added to Second Schedule to the National Insurance (New Entrants Transitional) Regulations (Northern Ireland) 1948**

11. Applicable (in substitution for the provisions of paragraph 11 of this Schedule) to contributions in respect of contribution weeks commencing on or after 5th August 1974.

| Men   |   |                     |                     | Women   |   |                     |                     |
|---|---|---------------------|---------------------|---|---|---------------------|---------------------|
| Age of man at expiration of period of currency of contribution card on which contribution was paid<br><br>(1) | Employed  | Self-employed       | Non-employed        | Age of woman at expiration of period of currency of contribution card on which contribution was paid<br><br>(5) | Employed  | Self-employed       | Non-employed        |
|   | Portion of contribution to be refunded  |                     |                     |   | Portion of contribution to be refunded  |                     |                     |
|   | pence<br>40<br>(2)  | pence<br>168<br>(3) | pence<br>168<br>(4) |   | pence<br>35<br>(6)  | pence<br>126<br>(7) | pence<br>126<br>(8) |
| 65 and over<br>64<br>63<br>62<br>61<br>60<br>59<br>58<br>57   | Total number of pence to be refunded (including interest) in respect of each contribution |                     |                     | 60 and over<br>59<br>58<br>57<br>56<br>55<br>54<br>53<br>52   | Total number of pence to be refunded (including interest) in respect of each contribution |                     |                     |
|   | 40  | 169                 | 169                 |   | 35  | 127                 | 127                 |
|   | 41  | 172                 | 172                 |   | 36  | 129                 | 129                 |
|   | 42  | 177                 | 177                 |   | 37  | 132                 | 132                 |
|   | 43  | 181                 | 181                 |   | 38  | 136                 | 136                 |
|   | 44  | 185                 | 185                 |   | 39  | 139                 | 139                 |
|   | 45  | 190                 | 190                 |   | 40  | 143                 | 143                 |
|   | 46  | 195                 | 195                 |   | 41  | 146                 | 146                 |
|   | 48  | 200                 | 200                 |   | 42  | 150                 | 150                 |
|   | 49  | 205                 | 205                 |   | 43  | 153                 | 153                 |

## EXPLANATORY NOTE

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

These regulations which are made in consequence of the National Insurance Measure (Northern Ireland) 1974 increase the modified rates of benefit payable under certain regulations made under the National Insurance Act (Northern Ireland) 1966, in order to bring them into conformity with the higher rates of benefit payable under that Act by virtue of the said Measure of 1974. In certain cases the modified rates are expressed as percentages of standard rates.

The regulations also provide, in cases where the weekly rate of benefit payable in respect of persons who are undergoing medical or other treatment as in-patients in a hospital or similar institution falls to be reduced on that account, that the minimum rate below which benefit will not normally be reduced shall be increased to an amount which is the same for all in-patients. They make provision whereby, in certain circumstances and subject to certain conditions, unemployment benefit may be treated as claimed and may be awarded in advance. Provision is also made in relation to the payment of additional benefit in the case of persons not residing in Northern Ireland. The remaining provisions are of a minor or consequential character.