

any increase of benefit under the National Insurance Act (Northern Ireland), 1946, payable to a married man in respect of his wife who is receiving free in-patient treatment (as defined in the National Insurance (Hospital In-Patients) Regulations (Northern Ireland), 1949) and to whom sickness benefit is payable.

**Children's Allowances and Orphans' Pensions (Transitional)
Amendment Regulations (Northern Ireland), 1957**

REGULATIONS, DATED 6TH DECEMBER, 1957, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND), 1946 TO 1957.

1957. No. 257 [C]

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance, in exercise of the powers conferred by section 62 of the National Insurance Act (Northern Ireland), 1946(a), section 4(1) of the National Insurance Act (Northern Ireland), 1955(b); and section 9(2) of the Family Allowances and National Insurance Act (Northern Ireland), 1956(c), and of all other powers enabling it in that behalf, hereby makes the following regulations:—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Children's Allowances and Orphans' Pensions) (Transitional) Amendment Regulations (Northern Ireland), 1957, shall be read as one with the National Insurance (Children's Allowances and Orphans' Pensions) (Transitional) Regulations (Northern Ireland), 1952(d) (hereinafter referred to as "the principal regulations") and shall come into operation on 7th December, 1957.

Regulation substituted for regulation 3 of the principal regulations

2.—(1) For regulation 3 of the principal regulations (which provides for an increase in the rate of orphans' pensions in certain cases) there shall be substituted the following regulation:—

"Orphans' pensions"

3.—(1) Subject to the provisions of subsection (1) of section 27 of the principal Act (which makes it a condition of any person's right to benefit that he makes a claim therefor in the prescribed manner), the weekly rate of an orphan's pension, notwithstanding the provisions of regulation 14 of the Existing Beneficiaries Regulations (which contains special provisions in respect of certain children), shall, for any period during which—

- (a) the child in respect of whom the orphan's pension is payable is included in the family of the beneficiary; and

(a) 1946. c. 23.

(b) 1955. c. 1.

(c) 1956. c. 8.

(d) S.R. & O. (N.I.) 1952. 176.

- (b) an allowance under the Family Allowances Act would be payable in respect of any child of the beneficiary's family, if that orphan's pension were not payable;

be increased to ten shillings where the said allowance under the Family Allowances Act would be payable at that rate and eight shillings in any other case:

Provided that—

- (a) where the said allowance would be payable at the weekly rate of eight shillings, but the weekly rate of the allowance under the Family Allowances Act in respect of some other child of the beneficiary's family would be increased from eight shillings to ten shillings, the weekly rate of the orphan's pension shall be increased to ten shillings; and
- (b) where the family of the beneficiary includes two or more children in respect of all of whom orphans' pensions are payable, the foregoing increase of orphan's pension shall as from the said date, but subject as aforesaid, be payable in the case of any such child, other than the elder or eldest, if an allowance under the Family Allowances Act would be payable in respect of him if none of the orphans' pensions in respect of those children were payable, so, however, that the rate to which the pension in respect of that child shall be increased shall be the rate at which that allowance would be so payable.

(2) An orphan's pension at the weekly rate of eight or ten shillings by virtue of paragraph (1) of this regulation shall not, for the purposes of regulation 5, as amended, of the Overlapping Benefits Regulations, be treated as dependency benefit."

(2) Subsection (1) of section 9 of the Act of 1952, as applied by subsection (6) of section 7 of the Family Allowances and National Insurance Act (Northern Ireland), 1956, (which relates to existing awards), shall not apply to an award of orphan's pension which is in force on the date of coming into operation of these regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 6th day of December, 1957, in the presence of

(L.S.)

H. A. Lowry,

Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 6th day of December, 1957, in the presence of

(L.S.)

D. C. B. Holden,

Assistant Secretary to the Ministry of Finance for Northern Ireland.

EXPLANATORY NOTE

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

These regulations amend the National Insurance (Children's Allowances and Orphans' Pensions) (Transitional) Regulations (Northern Ireland), 1952, by providing that the weekly rate of an orphan's pension, which has hitherto been eight shillings in all cases where that pension has precluded the payment of a family allowance, shall be increased to ten shillings where the family allowance would be payable at that weekly rate.

**Child's Special Allowance Regulations
(Northern Ireland), 1957**

REGULATIONS, DATED 1ST NOVEMBER, 1957, MADE BY THE NATIONAL INSURANCE JOINT AUTHORITY AND THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACTS (NORTHERN IRELAND), 1946 TO 1957.

1957. No. 225

[C]

The National Insurance Joint Authority, in exercise of the powers conferred by sections 21 and 29 of the National Insurance Act (Northern Ireland), 1946(a), and the Ministry of Labour and National Insurance, in exercise of the powers conferred by sections 5 and 9 of the National Insurance Act (Northern Ireland), 1957(b), and sections 2(5), 5, 7, 27, 28, 43 and 45 of the National Insurance Act (Northern Ireland), 1946, in each case in conjunction with the Ministry of Finance as far as relates to matters with regard to which the Ministry of Finance has so directed, and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the National Insurance (Child's Special Allowance) Regulations (Northern Ireland), 1957, and shall come into operation on the 1st November, 1957.

(2) In these regulations, unless the context otherwise requires, "the Act" means the National Insurance Act (Northern Ireland), 1946, and other expressions have the same meanings as in the Act.

Minimum weekly rate of contributions for child's special allowance

2. For the purposes of paragraph (c) of subsection (2) of section 5 of the National Insurance Act (Northern Ireland), 1957, (which paragraph provides that child's special allowance shall be payable if the husband referred to in that subsection had