

EXPLANATORY NOTE

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

These Regulations relate to persons who, under the National Insurance (New Entrants Transitional) Regulations (Northern Ireland) 1948, are excepted from liability to pay contributions after attaining the age of sixty-five (or, in the case of a woman, sixty) because they entered insurance too late to satisfy the contribution conditions for a retirement pension at that age. They provide that such a person may elect to pay contributions (other than graduated contributions under the National Insurance Act (Northern Ireland) 1959); if, however, he has already obtained, under regulation 4A(1)(ii) of those regulations, a refund of that portion of his contributions which was attributable to widow's benefit and retirement pension, he must first repay the amount of that refund.

1963. No. 59

[C]

NATIONAL INSURANCE

Contributions

REGULATIONS, DATED 26TH MARCH, 1963, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND) 1946.

The Ministry of Labour and National Insurance, in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of powers conferred by sections 5(1) and 7(1) of the National Insurance Act (Northern Ireland) 1946(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Contributions) Amendment Regulations (Northern Ireland) 1963, shall be read as one with the National Insurance (Contributions) Regulations (Northern Ireland) 1962(b) (hereinafter referred to as "the principal regulations") and shall come into operation on the 1st April, 1963.

Addition to the principal regulations

2. After regulation 6 of the principal regulations there shall be added the following regulation:

"6A.—(1) Subject to the provisions of paragraph (3) any person who on attaining pensionable age does not satisfy the contribution conditions for a retirement pension specified in paragraph 4 of the Third Schedule to the Act shall be excepted from liability to pay a contribution under the Act as an insured person for any week after attaining that age:

(a) 1946. c. 23.

(b) S.R. & O. (N.I.) 1962, No. 65 as amended by S.R. & O. (N.I.) 1962, No. 96.

Provided that for the purposes of this paragraph a person who satisfies the condition as to contributions specified in regulation 7(1) of the National Insurance (Widow's Benefit and Retirement Pensions) Regulations (Northern Ireland) 1948(a) (under which a person may be entitled to a retirement pension if the yearly average of contributions paid or credited is not less than thirteen) shall be deemed to satisfy the condition specified in paragraph 4(1)(b) of the said Schedule (which provision requires that the said yearly average shall not be less than fifty).

(2) Subject to the provisions of paragraph (3), a woman who on attaining pensionable age is married and is not by virtue of paragraph (1) excepted from liability to pay a contribution as an insured person for any week thereafter shall nevertheless be excepted from the said liability if she fails to satisfy the further condition for a retirement pension specified in section 20(5) of the Act (which requires that contributions have been paid or credited to her for not less than one-half of the number of contribution weeks since the date of her marriage).

(3) Any person who but for the provisions of paragraphs (1) and (2) would be liable to pay a contribution as an insured person for any week after attaining pensionable age may elect to be liable to pay such a contribution.

(4) Any election under paragraph (3)—

(a) shall be made by giving notice in writing to the Ministry and shall be operative from the beginning of the week in which the notice was given, or from such earlier date as the Ministry may allow; and

(b) may be cancelled by giving notice in writing to the Ministry to that effect, and such cancellation shall be operative from the beginning of the week in which the notice was given, or from such earlier date as the Ministry may allow:

Provided that the employer of an employed person who makes such an election shall not be liable to pay a contribution on behalf of that person for any week unless before the expiry of the time prescribed(b) for payment he is informed of the said person's election to be liable to pay such a contribution."

Amendment of regulation 10 of the principal regulations

3. In regulation 10(3) of the principal regulations, after the words "as the widow of her husband" there shall be added the words "or as a woman to whom regulation 12(2) of the National Insurance (Married Women) Regulations (Northern Ireland) 1962(c) applies".

Amendment of regulation 31 of the principal regulations

4. The following proviso shall be added at the end of regulation 31(2) of the principal regulations (which relates to the treatment for the purposes of widow's benefit, child's special allowance or retirement pension of late paid contributions):

"Provided that a contribution payable in respect of a week commencing after the relevant time shall for the said purpose be treated as paid on the date on which payment of the contribution is made."

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 26th day of March, nineteen hundred and sixty-three.

(L.S.)

H. A. Lowry,
Assistant Secretary.

(a) See Part I of Sch. to S.R. & O. (N.I.) 1957, No. 241.

(b) S.R. & O. (N.I.) 1948, No. 258, reg. 6.

(c) S.R. & O. (N.I.) 1962, No. 64.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 26th day of March, nineteen hundred and sixty-three.

(L.S.)

W. W. Arthur,
Assistant Secretary.

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

These Regulations amend the National Insurance (Contributions) Regulations (Northern Ireland) 1962.

Regulation 2 provides that, unless they elect otherwise, persons who on attaining pensionable age do not satisfy the contribution conditions for a retirement pension under the National Insurance Act (Northern Ireland) 1946 shall thereafter be excepted from liability to pay contributions. A woman who, on attaining pensionable age, is married and fails to satisfy the further condition specified in section 20(5) of the Act, which relates to the number of contributions paid or credited since the date of her marriage, is similarly excepted.

Regulation 3 assimilates to that of widows the liability after pensionable age of certain women whose marriages have been terminated by divorce or have been annulled. It provides that, if such a woman is entitled to a retirement pension by virtue of her husband's insurance, she may elect to be excepted from liability to pay contributions as an employed or self-employed person.

Regulation 4 ensures that any contributions which are not paid until after their due date and which relate to weeks after a person has attained pensionable age shall be taken into account for certain purposes as from the date of payment.

Liability to pay graduated contributions under the National Insurance Act (Northern Ireland) 1959 is not affected by these Regulations.

1963. No. 60

[NC]

BETTING AND LOTTERIES ACT (NORTHERN IRELAND) 1957

ORDER, DATED 28TH MARCH, 1963, MADE BY THE MINISTER OF HOME AFFAIRS UNDER SECTION 36 OF THE BETTING AND LOTTERIES ACT (NORTHERN IRELAND) 1957.

I, The Right Honourable Brian Faulkner, Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by Section 36 of the Betting and Lotteries Act (Northern Ireland) 1957(a) (hereinafter referred to as "the Act"), and of all other powers enabling me in that behalf, do hereby order as follows:

1. In Article 2 of the Betting and Lotteries Act (Northern Ireland) 1957 (Date of Commencement) Order 1959(b) (which relates to the coming into

(a) 1957. c. 19.

(b) S.R. & O. (N.I.) 1959, No. 35.