
STATUTORY INSTRUMENTS

1948 No. 2434

**THE NATIONAL INSURANCE AND CIVIL
SERVICE (SUPERANNUATION) RULES, 1948.**

PART V

CLAIMS, QUESTIONS AND APPEALS

Notice of claim

21. Any person who claims to be entitled:—

- (a) to be a discharged employee for the purposes of Rule 10 by reason of having suffered a loss of employment which is directly attributable to the passing of the National Insurance Act or the making of any regulations thereunder; or
- (b) to have, either immediately or upon the happening of some future contingency, accrued rights for the purposes of Rule 7 or Rule 10;

and who has not, before the 31st December, 1949, been notified in writing of a decision of the Minister as to whether or not he is such a person or possesses such rights, shall, not later than the 5th July, 1950, give notice of his claim to the Minister in a form approved by him for the purpose:

Provided that—

- (a) any claim to compensation made in accordance with regulations under Section 67 of the National Insurance Act shall be deemed to be a notice under this rule; and
- (b) the Minister may in his discretion in any particular case extend the time for giving such notice.

Determination of questions and appeals

22.—(1) Subject to the provisions of this Part of these Rules, any question arising under these Rules shall be decided by the Minister.

(2) A claimant may, if he is dissatisfied with a decision by the Minister on any of the following matters, that is to say:—

- (a) whether a loss of employment is directly attributable to the passing of the National Insurance Act or the making of any regulations thereunder; or
- (b) the existence, nature or amount of accrued rights; or
- (c) the existence of a reasonable expectation of receiving a pension, or the nature or amount of such pension or of any special award in respect thereof;

within three months after the date on which he was notified of the decision, require the matter to be referred to the tribunal, and the matter shall be referred accordingly.

(3) The Minister, when notifying any decision in respect of any of the matters referred to in paragraph (2) of this rule to the claimant, shall inform him in writing of his right to require the matter to be referred to the tribunal.

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(4) The tribunal shall consider any matter so referred in accordance with the provisions of these Rules, and shall determine whether the decision of the Minister shall be confirmed, reversed or varied, and the Minister shall give effect to the determination of the tribunal.

(5) Nothing in these Rules shall affect the discretion of the Treasury in making awards under the Superannuation Acts.