

8. Every employer shall keep a register or other record of excepted persons, showing the rate of contribution payable in the case of each such person, and shall, when required by any officer appointed under the National Health Insurance Act, 1924, produce the register or record to the officer.

Given under the Official Seal of the National Health Insurance Joint Committee this 31st day of December, One thousand nine hundred and twenty-five.

*W. F. Wackrill,*

(L.S.) Secretary to the National Health Insurance Joint Committee.

Given under the Official Seal of the Ministry of Labour this 31st day of December, One thousand nine hundred and twenty-five.

*H. Conacher,*

(L.S.) Secretary to the Ministry of Labour.

Given under the Official Seal of the Ministry of Finance this 31st day of December, One thousand nine hundred and twenty-five.

*G. C. Duggan,*

(L.S.) Assistant Secretary to the Ministry of Finance.

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### Exempt and Excepted Persons.

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MADE BY THE NATIONAL HEALTH INSURANCE JOINT COMMITTEE IN CONJUNCTION WITH THE MINISTRY OF FINANCE UNDER SECTIONS 14 (3), 15 (3), 15 (4) AND 19 (3) OF THE WIDOWS', ORPHANS' AND OLD AGE CONTRIBUTORY PENSIONS ACT (NORTHERN IRELAND), 1925.

1925. No. 157.

The National Health Insurance Joint Committee, in exercise of the powers conferred on them by sub-section (3) of Section 14, sub-sections (3) and (4) of Section 15 and sub-section (3) of Section 19 of the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1925, and by the Contributory Pensions (Joint Committee) Regulations (Northern Ireland), 1925, and of all other powers enabling them, and in conjunction with the Ministry of Finance so far as regards Regulations which are required to be so made, hereby make the following Regulations :—

1. These Regulations may be cited as the Contributory Pensions (Exempt and Excepted Persons) Regulations (Northern Ireland), 1925, and shall come into operation on the 4th day of January, 1926.

2.—(1) In these Regulations, unless the context otherwise requires :—

“ The Pensions Act ” means the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland 1925).

“ The Insurance Act ” means the National Health Insurance Act, 1924, or any Act repealed thereby ;

“ The Ministry ” means the Ministry of Labour ;

“ Excepted Person ” means a person employed in an excepted employment in respect of which contributions are payable under the Pensions Act, and with reference to any period before the commencement of that Act includes a person employed in an excepted employment in respect of which contributions under that Act would have been payable if the Act had been in force.

(2) The Interpretation Act, 1921, applies to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3. Contributions paid under the Insurance Act before the commencement of the Pensions Act in respect of an exempt person being a man, shall be treated as if they were contributions in respect of the insurance of that person, and any period before that date during which that person was an exempt person or entitled to Sanatorium benefit shall be treated as a period of insurance, for the purpose of the statutory conditions applicable to widows' and orphans' pensions, and where he has subsequently become insured under the Insurance Act, for the purpose of sub-section (1) of Section 13 of the Pensions Act, and such period as aforesaid shall be treated as a period of insurance in calculating the period of continuous insurance mentioned in the proviso to sub-section (5) of Section 13 and in sub-section (4) of Section 38 of the Pensions Act.

4. For the purposes of the Pensions Act sub-sections (1) and (3) of Section 3 of the Insurance Act as modified and set out in manner following shall apply to persons who, under Section 15 of the Pensions Act, are deemed to be insured :—

“ 3.—(1) Where a person who, under Section 15 of the Pensions Act, is deemed to be insured by reason of being an excepted person ceases to be an excepted person, he shall continue, for a period of twelve months commencing next after the end of the contribution week in which he ceased

to be an excepted person and for a further period of nine months after the termination of the said period of twelve months, to be deemed to be insured."

"(3) In calculating for the purposes of this section the said period of twelve months no account shall be taken—

"(a) of any period during which the person who has ceased to be an excepted person is proved to the satisfaction of the Ministry to have been rendered incapable of work by reason of some specific disease or by bodily or mental disablement of which notice is given to the Ministry before the expiration of either (i) six weeks after the end of the incapacity, or (ii) a period of three months from the date on which he would, had it not been for such incapacity, have ceased to be deemed to be insured, whichever shall first expire; nor

"(b) of any period after the person has attained the age of seventy or, on and after the appointed day, of any period after the person has attained the age of sixty-five; nor

"(c) in the case of a woman, of the period of four weeks after her confinement."

5.—(1) Where a person is or was at or within the period hereinafter specified before the commencement of the Pensions Act an excepted person then, for the purpose of the statutory conditions which must be complied with in the case of the pension or pensions for which excepted persons in the same excepted employment are insured, contributions shall be deemed to have been paid in respect of him for each week before the commencement of the Pensions Act during which he was continuously an excepted person, and every such week shall be deemed to be a week which has elapsed since the date of his entry into insurance.

(2) In calculating in respect of such person the period of continuous insurance mentioned in proviso (iii) to paragraph (c) of Section 8, in the proviso to sub-section (5) of Section 13 and in sub-section (4) of Section 38 of the Pensions Act every such week as aforesaid shall be deemed to be a week which has elapsed since the date of his entry into insurance, so, however, that in calculating the period aforesaid in proviso (iii) to paragraph (c) of Section 8 no account shall be taken of a week during which the person has not been treated as insured for the purposes of the Pensions Act relating to old age pensions thereunder.

(3) For the purposes of the foregoing provisions the period before the commencement of the Pensions Act shall be a period of twenty-one months, but in calculating the first twelve months of that period no account shall be taken—

- (a) of any period during which the person who has ceased to be an excepted person is proved to the satisfaction of the Ministry to have been rendered incapable of work by reason of some specific disease or by bodily or mental disablement of which notice is given to the Ministry on or before the 1st day of April, 1926, or such later date, not being after the 1st day of October, 1926, as the Ministry may in any particular case determine ; or
- (b) of any period after the person has attained the age of seventy ; or
- (c) in the case of a woman, of the period of four weeks after her confinement.

6. The provisions of sub-sections (1) and (3) of Section 3 of the Insurance Act, as modified by Article 4 of these Regulations, shall apply and be deemed to have applied in the case of a person who ceased to be an excepted person within the period before the commencement of the Pensions Act specified in the last preceding Article.

7.—(1) For the purpose of applying to a man who was an exempt person, the conditions relating to title to a widows' or orphans' pension contained in sub-sections (1) and (2) of Section 19 of the Pensions Act such person shall be treated as if he had been insured during the period during which he was an exempt person or entitled to Sanatorium benefit by reason of having been an exempt person, and that section shall in its application to exempt men be modified accordingly.

(2) For the purpose of applying the said conditions to a person who was an excepted person, such person shall be treated as if he had been insured during the period during which, under sub-section (3) of Section 15 of the Pensions Act and Article 4 of these Regulations, he was deemed to be insured or would have been so deemed if that section and Article (subject to the necessary modifications) had been in force at the time, and Section 19 of the Pensions Act in its application to excepted persons shall be modified accordingly.

Given under the Official Seal of the National Health Insurance Joint Committee this 29th day of December,  
One thousand nine hundred and twenty-five.

*W. F. Wackrill,*

(L.S.)

Secretary to the National Health  
Insurance Joint Committee.

Given under the Official Seal of the Ministry of Finance  
this 29th day of December, One thousand nine  
hundred and twenty-five.

(L.S.)

*G. C. Duggan,*  
Assistant Secretary to the Ministry of Finance.

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