

Insurance Act (Northern Ireland), 1936, shall be repealed, and employment as a private gardener shall be included among insurable employments as employment in agriculture.”

2.—(1) This Order may be cited as the Unemployment Insurance (Private Gardeners Inclusion) Order (Northern Ireland), 1937.

(2) The Interpretation Act, 1921, shall apply to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Given at the Royal Courts of Justice, Belfast, this twenty-second day of January, 1937.

*John M. Andrews.*

*Richard Best.*

*T. W. Brown.*

### Special Arrangements.

THE UNEMPLOYMENT INSURANCE (SPECIAL ARRANGEMENTS) REGULATIONS (NORTHERN IRELAND), 1937, DATED 19TH MAY, 1937, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936 (26 GEO. 5 AND 1 EDW. 8, C. 30).

1937. No. 42.

The Ministry of Labour for Northern Ireland by virtue of the powers conferred on it by sections 75 and 111 of the Unemployment Insurance Act (Northern Ireland), 1936, and of all other powers in that behalf, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Unemployment Insurance (Special Arrangements) Regulations (Northern Ireland), 1937, and shall come into force on the date hereof.

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

(3) The Regulations set out in the Schedule hereto are hereby revoked, but such revocation shall not affect any right, privilege, obligation or liability acquired, accrued, or incurred under those Regulations, or anything done or to be done thereunder.

2.—(1) In these Regulations unless the context otherwise requires the following expressions have the meanings hereby respectively assigned to them, that is to say:—

“the Act” means the Unemployment Insurance Act (Northern Ireland), 1936;

Short title,  
commence-  
ment and  
repeal.

12 Geo. 5,  
c. 4.

Interpreta-  
tion.

“arrangement” means a special arrangement made with an association under Section 72 of the Act ;

“the Ministry” means the Ministry of Labour for Northern Ireland.

(2) Unless the context otherwise requires, any reference in these Regulations to the Unemployment Insurance Act (Northern Ireland), 1936, shall be construed as a reference to that Act as amended by any order or subsequent enactment.

3. Every application by an association of employed persons for an arrangement shall be made in such form as the Ministry may direct, and shall be accompanied by two copies of the rules of the association.

Application  
for an  
arrangement

4. The Ministry may, at any time, by notice in writing to that effect, cancel as from the date of the notice or any later date specified in the notice any arrangement if in its opinion the association ceases to comply with any of the conditions contained in the arrangement or in the Act or in these Regulations, without prejudice, however, to the right of the association to receive under sections 72 and 75 of the Act such sums as may be properly payable to the association in respect of any period prior to the termination of the arrangement.

Cancellation  
of an  
arrangement  
by Ministry.

5. It shall be a condition of any arrangement that :—

- (1) The arrangement shall apply only in respect of those members of the association who are of a class entitled under the rules of the association to receive when unemployed payments representing a provision for unemployment at least equal in all respects to the provisions set out in sub-section (1) of section 74 of the Act, as the minimum provisions enabling the Ministry to make an arrangement under the Act.
- (2) The association shall furnish the Ministry with such information as it may require with regard to the working of the arrangement including the administrative expenses incurred in connection therewith, and shall allow the Ministry to inspect any books, accounts, vouchers and other documents relating to payments made by or to the association in connection with payments to its members while unemployed.

Conditions  
of an  
arrangement.

6.—(1) Payments by the Ministry under sections 72 and 75 of the Act to an association with which an arrangement has been made shall be made at such intervals as may be specified in the arrangement or agreed upon between the Ministry and the association.

Payments by  
Ministry to  
association.

(2) If it is found that the amount of any such payment is in excess of the amount which ought properly to have been paid, the Ministry may (without prejudice to any other remedy) deduct

the amount of the excess from any payments to which the association may be subsequently entitled.

7. In any case in which the Ministry is of the opinion that an association has failed wholly or partly to carry out the terms of the arrangement or has carried them out negligently or inefficiently, the Ministry may decline to make any payment by way of contribution to the administrative expenses of the association or may make such reduction as it thinks fit in the payments so to be made without prejudice to the right of the Ministry to discontinue the arrangement.

Determina-  
tion of  
questions

8. If any question arises between the Ministry and an association whether a person being a member of the association would have been entitled to receive benefit if no arrangement had been made or as to the rate to which he would have been entitled, the question shall be determined by the Insurance Officer, the Court of Referees, or the Umpire, as the case may require, in like manner as if the person had made a claim for benefit, and the provisions of the Act and the regulations made thereunder relating to benefit and the determination of claims therefor shall apply accordingly, subject to the following modifications :—

- (1) The association shall prove that it has complied with and has caused the member to comply with the procedure for dealing with claims for the time being in force contained in the arrangement.
- (2) The rights and powers conferred on the insured contributor by the aforesaid provisions shall, so far as they are applicable, be vested in the association and shall be exercised only by, or on behalf of, the association.
- (3) The Ministry or the association may in all cases require the decisions of the Court of Referees to be submitted to the Umpire for final adjudication.

Revision of  
decisions and  
recovery or  
repayment.

9.—(1) Where in consequence of a decision of an Insurance Officer, a Court of Referees, or the Umpire an association has paid to one of its members any sum by way of provision for unemployment and the decision is subsequently revised, then, if any question arises whether—

- (a) the member is liable under section 75 (5) (a) of the Act to have a deduction made from any benefit or from any payment from the association to which the member thereafter becomes entitled, or
- (b) notwithstanding the revision, repayment of the sum should be made to the association out of the Unemployment Fund under section 75 (5) (b) of the Act,

that question shall be decided by an Insurance Officer, a Court of Referees, or the Umpire, as the case may require.

(2) An association making a claim under section 75 (5) (b) of the Act shall make an application in such form as the Ministry may from time to time direct, and shall set out the grounds upon which it is proposed to rely to show that no one concerned with the case on behalf of the association could reasonably have been expected to ascertain the facts on which the decision was revised and that recovery of the sum has not been practicable.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 19th day of May 1937.

(L.S.)

*H. Conacher,*  
Secretary to the Ministry  
of Labour for Northern Ireland.

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SCHEDULE.

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Unemployment Insurance (Associations) Regulations (Northern Ireland), 1930 (S.R. & O. of N.I., 1930, (No. 122), p. 384).

Unemployment Insurance (Associations) (Amendment) Regulations (Northern Ireland), 1934, (S.R. & O. of N.I., 1934, (No. 65), p. 416).

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THE UNEMPLOYMENT INSURANCE (SPECIAL ARRANGEMENTS) (AMENDMENT) REGULATIONS (NORTHERN IRELAND), 1937, DATED 30TH DECEMBER, 1937, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER THE UNEMPLOYMENT INSURANCE ACT (NORTHERN IRELAND), 1936 (26 GEO. 5 & 1 EDW. 8, c. 30).

1937. No. 149.

The Ministry of Labour for Northern Ireland by virtue of the powers conferred on it by Sections 75 and 111 of the Unemployment Insurance Act (Northern Ireland), 1936, and of all other powers in that behalf hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Unemployment Insurance (Special Arrangements) (Amendment) Regulations (Northern Ireland), 1937, and shall come into force on the date hereof, and they shall be read as one with the Unemployment Insurance (Special Arrangements) Regulations (Northern Ireland) 1937 (hereinafter referred to as “ the principal Regulations ”).

Short title  
and com-  
mencement

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

12 Geo. 5.  
c. 4.

2. Regulation 8 of the principal Regulations shall have effect as if the following paragraphs were inserted at the end thereof :—

Amendment  
of Regula-  
tion 8 of  
principal  
Regulations.

“ (4) A member who in accordance with the procedure for dealing with claims contained in an arrangement gives notice of a claim, shall be treated as if on the day on which he