

UNEMPLOYMENT INSURANCE

*Emergency Powers
Regulations, p. 551*

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**Emergency Powers (Amendment) Regulations (Northern
Ireland), 1946.**

REGULATIONS, DATED 1ST APRIL, 1946, MADE BY THE MINISTRY OF
LABOUR UNDER THE UNEMPLOYMENT INSURANCE (EMERGENCY
POWERS) ACT (NORTHERN IRELAND), 1939.

1946. No. 55

The Ministry of Labour by virtue of the powers conferred on it by the Unemployment Insurance (Emergency Powers) Act (Northern Ireland), 1939, and of all other powers enabling it in that behalf, with the approval of the Ministry of Finance, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Unemployment Insurance (Emergency Powers) (Amendment) Regulations (Northern Ireland), 1946, and these Regulations and the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 to 1942, may be cited together as the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 to 1946.

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

2. The following paragraph shall be substituted for paragraph (1) of Regulation 7 of the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 (hereinafter referred to as "the Principal Regulations.")

"(1) Subject to these Regulations, and during the operation thereof, Section 32 (which relates to the right to and the period of benefit) and Section 33 (which relates to the reckoning of benefit years) of the Act shall, in their application to benefit other than agricultural benefit, have effect subject to the modifications and adaptations specified in the Second Schedule to these Regulations."

3. In the principal Regulations the words "First Schedule" shall be substituted for the word "Schedule" and the following Schedule shall be added after the First Schedule :—

SECOND SCHEDULE

MODIFICATIONS AND ADAPTATIONS OF SECTIONS 32 AND 33 OF THE ACT

Section 32.

- (1) In paragraph (a) of subsection (1), the words "one hundred and eighty" shall be substituted for the words "one hundred and fifty-six".
- (2) In paragraph (b) of subsection (2), the words "five for every eight" shall be substituted for the words "three for every five"; and the words "four years" shall be substituted for the words "five years" in both places in which these words occur.
- (3) In paragraph (a) of subsection (3), the word "four" shall be substituted for the word "five" in both places in which that word occurs.
- (4) The following provisoes shall be added at the end of subsection (4) :—

" Provided that

- (a) an insured contributor who had before the 8th April, 1946, in a benefit year current on that date, exhausted his rights to benefit under the provisions of the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 to 1942, then in force, shall not by reason only of that fact be treated as having exhausted his rights to benefit in that benefit year if on that date he was qualified for additional days under the foregoing provisions of this Section ;
- (b) an insured contributor
 - (i) in whose case a benefit year had ended between the 31st December, 1945, and the 8th April, 1946 (both days exclusive) ; and
 - (ii) who had during that period become a person who had exhausted his rights to benefit under the provisions of the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 to 1942, then in force ;

shall be entitled to receive in respect of the benefit year so ended as aforesaid benefit for additional days of unemployment, calculated in accordance with the foregoing provisions of this Section, which occur on or after the 8th April, 1946, and before the Monday next after the end of the calendar week for which there is paid the last of the ten contributions mentioned in the said paragraph (b) of subsection (1) of the next following Section of this Act ; so however that no such insured contributor shall be deemed not to have exhausted his benefit rights in that

benefit year by reason only of such entitlement to benefit for such additional days."

Section 33

In paragraph (b) of subsection (1), the reference to "the last day in that benefit year in respect of which he received benefit" shall

- (i) in the case of such an insured contributor as is mentioned in proviso (a) to subsection (4) of Section 32 of the Act; and
- (ii) in relation to the benefit year of such an insured contributor which was current on the 8th April, 1946;

be treated as a reference to the day in that benefit year on which he exhausted his rights to benefit under the provisions of the Unemployment Insurance (Emergency Powers) Regulations (Northern Ireland), 1939 to 1942, then in force.

Given under the Official Seal of the Ministry of Labour for Northern Ireland this 1st day of April, nineteen hundred and forty-six.

(L.S.)

F. C. S. Moore,
Assistant Secretary to the Ministry of Labour
for Northern Ireland.

The Ministry of Finance for Northern Ireland hereby approves of the foregoing Regulations.

Given under the Official Seal of the Ministry of Finance for Northern Ireland this 3rd day of April, nineteen hundred and forty-six.

(L.S.)

W. D. Scott,
Secretary to the Ministry of Finance
for Northern Ireland.

EXPLANATORY NOTE.

The purpose of this regulation is substantially to reinstate from 8th April, 1946, with certain modifications the provisions for days of unemployment benefit other than agricultural benefit additional to the standard period of benefit which were suspended at the outbreak of war. The pre-war added days rule enabled an unemployed person with a good record of contributions to extend the then standard period of 156 days of benefit to a full year. The new rule will achieve the same result on the basis of the present standard period of 180 days.

The regulation also provides as a transitional arrangement that those whose benefit year had ended before 8th April, 1946, and who had exhausted the standard period of 180 days between 1st January, 1946, and 7th April, 1946, shall also be eligible for added days under the rule as from 8th April, 1946.