

Medical Certification

REGULATIONS, DATED 12TH JUNE, 1952, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND), 1946.

1952. No. 117.

The Ministry of Labour and National Insurance, in exercise of the powers conferred by sub-section (1) of section 51 of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946, and of all other powers enabling it in that behalf, hereby makes the following regulations :—

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Medical Certification) Amendment Regulations, (Northern Ireland), 1952, shall be read as one with the National Insurance (Industrial Injuries) (Medical Certification) Regulations (Northern Ireland), 1948, as amended (hereinafter referred to as "the principal regulations") and shall come into operation on the 16th June, 1952.

Citation, interpretation and commencement.

2. In paragraph (2) of regulation 1 of the principal regulations (which contains definitions and general provisions), the following definition shall be inserted after the definition of "incapacity" :—

Amendment of the principal regulations.

" 'signature' means, in relation to any certificate, the name by which the person giving the certificate is usually known (any name other than the surname being either in full or otherwise indicated) written by that person in his own handwriting; and the expression 'signed' shall be construed accordingly; "

3.—(1) Rules 1 and 2 and 7 to 14 of the rules for medical certification contained in the schedule to the principal regulations shall be amended in accordance with the following provisions of this regulation, and shall accordingly have effect as set out in the First Schedule to these regulations.

(2) In rule 1, after the words "medical practitioner", there shall be inserted the words "not being the claimant".

(3) At the end of rule 2, there shall be added the following words :—

"and shall bear, opposite the words 'Doctor's Signature', the signature of the certifying practitioner written after there have been entered on the certificate the claimant's name and a statement of the disease or injury."

(4) In rule 7, the words "or 12" shall be omitted and, after the word "incapacity", there shall be added the words :—

“ but if, subject to the following provisions of these rules,—

- (a) the claimant having obtained a certificate in the form of a first certificate which relates to incapacity which began on the Thursday, Friday, Saturday or Sunday of a contribution week, that certificate is furnished in that contribution week or in the next following contribution week ; or
 - (b) the claimant having obtained in a contribution week a certificate in the form of a final certificate which specifies the Monday, Tuesday or Wednesday of the next following contribution week as the date on which, in the opinion of the practitioner, the claimant will become fit to resume work, that certificate is furnished on or before that date ;
- the provisions of this rule shall, in either case, be deemed to have been complied with in relation to both those contribution weeks.”

(5) At the end of rule 8, the following words shall be added :—

“ If the claimant, in the opinion of the practitioner, will become fit to resume work on a date not later than the end of the third day after the date of the examination to which a first certificate relates, the certificate shall specify the first mentioned date.”

(6) In rule 9,—

- (a) the words “ is fit to resume work immediately after, or ” and the words “ on a day ” shall be omitted ;
- (b) for the words “ the third day after,” there shall be substituted the words “ the end of the third day after ” ; and
- (c) the words “ covering only the period up to and including the date of the examination on which the certificate is based ” shall be added at the end of the said rule.

(7) In rule 10,—

- (a) for the words “ rule 11, 12 or 13 ”, there shall be substituted the words “ the provisions of rule 11 or 12 ” ; and
- (b) the words “ covering only the period up to and including the date of the examination on which the certificate is based ” shall be added at the end of the said rule.

(8) In rule 11, all the words following the words “ unless otherwise directed by the Ministry ” shall be omitted, and the following words shall be substituted therefor :—

“ furnish a certificate in the form of an intermediate certificate covering the period up to and including the date of the examination on which the certificate is based, and a specified number of weeks thereafter not exceeding four.”

(9) Rule 12 shall be omitted.

(10) In rule 13 (which shall be renumbered " 12 "), for the words " is, or will become on a day not later than ", there shall be substituted the words " will become, not later than the end of ".

(11) For rule 14, the following rule shall be substituted :—

" 13. Before resuming work, every claimant shall obtain a certificate specifying the date on which, in the opinion of the practitioner, the claimant will become fit to resume work."

4. For the forms of certificates set out in the schedule to the principal regulations, there shall be substituted the forms of certificates set out in the Second Schedule to these regulations.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 12th day of June, 1952, in the presence of

(L.S.)

William Allen,

Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

FIRST SCHEDULE

Regulation 3.

CONTAINING THE RULES FOR MEDICAL CERTIFICATION (SET OUT IN THE SCHEDULE TO THE PRINCIPAL REGULATIONS) WHICH ARE AMENDED BY THESE REGULATIONS *

1. In these rules, unless the context otherwise requires—

" certificate " means a certificate of incapacity ;

" claimant " means the person in respect of whom a certificate is given ;

" practitioner " means a registered medical practitioner *not being the claimant* ;

" the Board " means the Northern Ireland General Health Services Board constituted in accordance with the provisions of the Health Services Act (Northern Ireland), 1948.

2. Every certificate shall be in writing in ink or other indelible substance, and shall contain the following particulars :—

(a) the claimant's name ;

(b) the date of the examination on which the certificate is based ;

(c) a concise statement of the disease or injury by which the claimant is, in the practitioner's opinion, at the time rendered incapable of work ;

(d) the date on which the certificate is given ;

(e) the address of the practitioner ;

and shall bear, opposite the words " Doctor's Signature ", the signature of the certifying practitioner written after there have been entered on the certificate the claimant's name and a statement of the disease or injury.

* The words added or substituted by these regulations are shown in italics.

7. Except in any case to which the provisions of rule 11 apply, a certificate shall be furnished in every contribution week during the continuance of the incapacity ; but if, subject to the following provisions of these rules, —

- (a) *the claimant having obtained a certificate in the form of a first certificate which relates to incapacity which began on the Thursday, Friday, Saturday or Sunday of a contribution week, that certificate is furnished in that contribution week or in the next following contribution week ; or*
- (b) *the claimant having obtained in a contribution week a certificate in the form of a final certificate which specifies the Monday, Tuesday or Wednesday of the next following contribution week as the date on which, in the opinion of the practitioner, the claimant will become fit to resume work, that certificate is furnished on or before that date ;*

the provisions of this rule shall, in either case, be deemed to have been complied with in relation to both those contribution weeks.

8. Where the claim is the first claim for injury benefit made by the claimant after he has become or again become incapable of work, the certificate shall be in the form of a first certificate. *If the claimant, in the opinion of the practitioner, will become fit to resume work on a date not later than the end of the third day after the date of the examination to which a first certificate relates, the certificate shall specify the first mentioned date.*

9. Where the claim is in respect of a day or days of incapacity immediately following the day in respect of which a first certificate has been given, the claimant shall furnish a second certificate, which must have been given at the expiration of not more than seven days from the date of the first certificate. If, in the opinion of the practitioner, the claimant will become fit to resume work not later than *the end of the third day after the date of the examination to which a second certificate relates, that certificate shall be in the form of a final certificate ; and otherwise it shall be in the form of an intermediate certificate covering only the period up to and including the date of the examination on which the certificate is based.*

10. Where the claim is in respect of a day or days of incapacity after the last day in respect of which a second certificate has been given, the certificate shall, except in any case to which *the provisions of rule 11 or 12 apply*, be in the form of an intermediate certificate covering *only the period up to and including the date of the examination on which the certificate is based.*

11. Where the incapacity has continued for not less than twenty-eight days, and the practitioner is satisfied that the incapacity is likely to continue for a long period, the claimant may, unless otherwise directed by the Ministry, *furnish a certificate in the form of an intermediate certificate covering the period up to and including the date of the examination on which the certificate is based, and a specified number of weeks thereafter not exceeding four.*

12. If at the date of the examination to which a certificate other than a first or second certificate relates the claimant, in the opinion of the practitioner, *will become, not later than the end of the third day after that date, fit to resume work, that certificate shall be in the form of a final certificate.*

13. *Before resuming work, every claimant shall obtain a certificate specifying the date on which, in the opinion of the practitioner, the claimant will become fit to resume work.*

SECOND SCHEDULE

Regulation 4.

CONTAINING FORMS OF CERTIFICATES OF INCAPACITY SUBSTITUTED FOR THE FORMS OF SUCH CERTIFICATES SET OUT IN THE SCHEDULE TO THE PRINCIPAL REGULATIONS

FIRST CERTIFICATE
CONFIDENTIAL

To

I CERTIFY that I have examined you on the undermentioned date and that in my opinion you were incapable of work at the time of that examination by reason of

*In my opinion you will be fit to resume work to-day/to-morrow/on day next.†
Doctor's Signature.....

Date of examination.....

Date of signing.....

Any other remarks by Doctor.....

* Delete if inappropriate.
† The day to be indicated must not be more than THREE days after the date of the examination.

INTERMEDIATE CERTIFICATE
CONFIDENTIAL

To

I CERTIFY that I have examined you on the undermentioned date and that in my opinion by reason of.....

I. (For use only when weekly certificates are to be given.)
you have remained incapable of work up to and including that date.

Doctor's Signature.....

Date of examination.....

Date of signing.....

II. (For use only when the incapacity has continued for 28 DAYS OR MORE and is likely to be prolonged.)

you have remained incapable of work up to and including that date and will be incapable of work for a further period of..... weeks * therefrom.

Doctor's Signature.....

Date of examination.....

Date of signing.....

Any other remarks by Doctor.....

* The period entered must not exceed FOUR WEEKS.

FINAL CERTIFICATE
CONFIDENTIAL

To

I CERTIFY that I have examined you on the undermentioned date and that in my opinion you have remained incapable of work up to the time of that examination by reason of

In my opinion you will be fit to resume work to-day/tomorrow/on.....day next.*
Doctor's Signature

Date of examination.....

Date of signing.....

Any other remarks by Doctor.....

* *The day to be indicated must not be more than THREE days after the date of the examination.*

NON-CONTRIBUTORY OLD AGE PENSIONS

REGULATIONS, DATED 13TH AUGUST, 1952, MADE BY THE NATIONAL ASSISTANCE BOARD FOR NORTHERN IRELAND, IN EXERCISE OF THE POWERS CONFERRED UPON THEM BY SECTION 12 OF THE OLD AGE PENSIONS ACT (NORTHERN IRELAND), 1936, AS AMENDED BY THE NATIONAL ASSISTANCE ACT (NORTHERN IRELAND), 1948.

1952. No. 166

The National Assistance Board for Northern Ireland by virtue of the powers conferred upon them by section 12 of the Old Age Pensions Act (Northern Ireland), 1936, hereby make the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the Non-Contributory Old Age Pensions (Amendment) Regulations (Northern Ireland), 1952, shall be read as one with the Non-Contributory Old Age Pensions Regulations, (Northern Ireland), 1948, (hereinafter referred to as "the principal regulations") and shall come into operation on the 29th September, 1952.

Amendment of regulation 14 of the principal regulations

2.—(1) Paragraph (2) of regulation 14 of the principal regulations (which provides that where a person is undergoing free of charge medical or other treatment as an in-patient in a hospital or similar institution and would but for that regulation be in receipt of a pension at a weekly rate exceeding five shillings, that pension shall be adjusted, subject to certain exceptions, so that the weekly rate thereof shall be five shillings) shall be amended in accordance with the next following paragraph.