

1959. No. 126

[C]

NATIONAL ASSISTANCE

Disregard of Assets

ORDER, DATED 31ST JULY, 1959, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE NATIONAL ASSISTANCE (AMENDMENT) ACT (NORTHERN IRELAND), 1959.

The Ministry of Labour and National Insurance, after consultation with the National Assistance Board, in exercise of the powers conferred by section 1 of the National Assistance (Amendment) Act (Northern Ireland), 1959(a), and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation, interpretation and commencement

1.—(1) This Order may be cited as the National Assistance (Disregard of Assets) Order (Northern Ireland), 1959, and shall come into operation on the 7th September, 1959.

(2) In this Order—

“the Act” means the National Assistance Act (Northern Ireland), 1948(b).

Amendment of the Second Schedule to the Act

2.—(1) Paragraphs 3 and 5 of the Second Schedule to the Act (which Schedule sets out rules as to disregarding certain assets in computing resources) shall be amended in accordance with the provisions of the following paragraphs and shall accordingly have effect as set out in the Schedule.

(2) In the said paragraph 3—

(i) in head (a), for the words “fifty pounds” there shall be substituted the words “one hundred pounds”;

(ii) in head (b), for the words “fifty pounds” and the words “four hundred pounds” there shall be substituted respectively the words “one hundred pounds” and the words “six hundred pounds”.

(3) In the said paragraph 5—

(i) in sub-paragraph (1), for the words “one pound” there shall be substituted the words “one pound and ten shillings”;

(ii) in head (a) and in head (b) of sub-paragraph (2), for the words “ten shillings and six pence” there shall be substituted the words “fifteen shillings”.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 31st day of July, nineteen hundred and fifty-nine.

(L.S.)

W. N. McWilliam,

Secretary.

SCHEDULE

Article 2

**Containing provisions of the Second Schedule
to the Act as amended by this Order***

Paragraph 3 as amended

3. Any capital resources not disregarded by virtue of either of the preceding paragraphs shall—

- (a) so far as their aggregate value does not exceed *one hundred pounds*, be disregarded together with all income therefrom;
- (b) so far as their aggregate value exceeds *one hundred pounds* but does not exceed *six hundred pounds*, be treated as equivalent to a weekly income of sixpence for each complete twenty-five pounds.

Paragraph 5 as amended

5.—(1) Any such payment or part of a payment as is specified in the following provisions of this paragraph shall be disregarded up to the amount of *one pound and ten shillings* a week or, if the person in question is in receipt of more than one payment so specified, up to the said amount in the aggregate.

(2) The payments and parts of payments hereinbefore referred to are:—

- (a) the first *fifteen shillings* a week of any payment of sick pay received from a friendly society having its registered office or principal place of business in the United Kingdom or a trade union having its registered office in the United Kingdom;
- (b) the first *fifteen shillings* a week of any superannuation payment or superannuation payments in respect of previous service or employment from which the recipient has retired or resigned (whether payable by a former employer or not), not being a payment or payments—
 - (i) on account of a pension under the Old Age Pensions Act (Northern Ireland), 1936, or under or by virtue of the Widows', Orphans' and Old Age Contributory Pensions Acts (Northern Ireland), 1936 to 1941, or under any enactment repealed by any of those Acts; or
 - (ii) on account of a retirement pension under the National Insurance Act (Northern Ireland), 1946;
- (c) any payment by way of attendance allowance under section thirteen of the National Insurance Act (Northern Ireland), 1946, and any payment by way of maternity allowance under section fourteen of that Act;
- (d) any of the following payments, that is to say:—
 - (i) any payment in respect of retired pay or pension to which section sixteen of the Finance Act, 1919(a), applies, including any payment in respect of a dependant's allowance attached to such a pension;
 - (ii) any payment in respect of a disablement pension awarded under the Personal Injuries (Emergency Provisions) Act, 1939(b), including an increase in such a pension in respect of dependants;
 - (iii) any weekly payment by way of compensation under any enactment relating to workmen's compensation;
 - (iv) any payment by way of disablement benefit under section twelve of the National Insurance (Industrial Injuries) Act (Northern Ireland), 1946.

(a) 9 & 10 Geo. 5, c. 32.

(b) 2 & 3 Geo. 6, c. 82.

*The words substituted by this Order are shown in italics.