

1972. No. 160

[C]

## NATIONAL INSURANCE

## Classification

REGULATIONS, DATED 10TH JULY 1972, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES, IN CONJUNCTION WITH THE MINISTRY OF FINANCE, UNDER THE NATIONAL INSURANCE ACT (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services, in conjunction with the Ministry of Finance so far as relates to matters with regard to which the Ministry of Finance has so directed, in exercise of powers conferred by sections 1(3) and 15(1) of the National Insurance Act (Northern Ireland) 1966(a), and of all other powers enabling it in that behalf, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 101(3) of that Act:

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the National Insurance (Classification) Regulations (Northern Ireland) 1972, and shall come into operation on 7th August 1972.

(2) In these regulations—

“the Act” means the National Insurance Act (Northern Ireland) 1966;

“hospital” means any institution for the reception and treatment of persons suffering from illness (including mental disorder within the meaning of the Mental Health Act (Northern Ireland) 1961(b)), any maternity home, and any institution for the reception and treatment of persons during convalescence or persons requiring medical rehabilitation, and includes clinics and out-patient departments maintained in connection with any such institution or home as aforesaid;

“nurse” means any person who is a registered nurse, an enrolled nurse, or a certified midwife within the meaning of the Nurses and Midwives Act (Northern Ireland) 1970(c) and any other person who is within a class of persons prescribed in any regulations(d) for the time being in force under section 11(1) of the Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971(e).

*Classification of insured persons*

2.—(1) For the purposes of the Act, the classification of insured persons shall be modified in accordance with paragraphs (2) to (4).

(2) Subject to the provisions of paragraphs (3) and (4) every insured person shall, in respect of any employment specified in any paragraph in column (A) of Part I of Schedule 1, be treated as an employed person in so far as he is gainfully occupied in such employment and is not a person specified in the corresponding paragraph in column (B) of that Part.

(a) 1966. c. 6 (N.I.).

(b) 1961. c. 15.

(c) 1970. c. 11 (N.I.).

(d) S.R. & O. (N.I.) 1950, No. 18.

(e) 1971. c. 32 (N.I.).

(3) Subject to the provisions of paragraph (4), every insured person shall, in respect of any employment specified in any paragraph in column (A) of Part II of Schedule 1, be treated as a self-employed person in so far as he is gainfully occupied in such employment and is not a person specified in the corresponding paragraph in column (B) of that Part:

Provided that for the purpose of graduated contributions paragraph 12 of that Part shall not apply to the employment of a person on any day or days in any contribution week in continuation of employment by the same employer in which services are or would be rendered normally for more than 8 hours in a week.

(4) Every insured person shall, in respect of any employment specified in any paragraph in column (A) of Part III of Schedule 1, be treated as a non-employed person, and any such employment shall be disregarded, in so far as he is not a person specified in the corresponding paragraph in column (B) of that Part.

*Employments treated as continuing*

3. For the purposes of the Act, the employment of a person shall be treated as continuing in the circumstances specified in Schedule 2.

*Special provisions with respect to persons declared by Supreme Court to be included in a particular class of insured persons*

4.—(1) Where, under the provisions of the Act relating to references and appeals to the Supreme Court<sup>(f)</sup>, the Supreme Court decides any question as to the class of insured persons in which a person is to be included, and that decision is inconsistent with some previous determination of a question by the Ministry, then, if the Ministry is satisfied that contributions of a prior class have been paid by or in respect of any person by reason of that determination or in the reasonable belief that that determination was applicable, it may, if it appears to it that it would be in the interests of the person by or in respect of whom such contributions have been paid, or of any claimant or beneficiary by virtue of that person's insurance, so to do, direct that that person shall be treated as though he had been included in the class of insured persons corresponding to the contributions paid during any contribution weeks for which contributions of a prior class were so paid before the date on which the decision of the Supreme Court was given, and, if such a direction is given, that person shall be deemed to have been included in that class accordingly for any such weeks.

(2) In any case where the Ministry, on new facts being brought to its notice, or on it being satisfied that the decision was given in ignorance of, or was based on a mistake as to, some material fact, has revised a determination of a question previously given by it, the provisions of this regulation shall apply with the necessary modifications in the same manner as they apply where the Supreme Court has given a decision inconsistent with a determination previously given by the Ministry.

(3) In this regulation the expression "contributions of a prior class" means, in relation to a non-employed person, contributions as an employed or self-employed person and employer's contributions, and, in relation to a self-employed person, contributions as an employed person and employer's contributions.

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<sup>(f)</sup> See ss. 64(1) and (3) and 72(1) and (4), National Insurance Act (Northern Ireland) 1966.

*Persons to be treated as employers*

5. In relation to any employment specified in any paragraph in column (A) of Schedule 3, the person specified in the corresponding paragraph in column (B) of that Schedule shall for the purposes of the Act be treated as the employer of the employed person concerned.

*Effect of regulations for the purposes of section 42 of the Act*

6. The provisions of these regulations shall not have effect for the purpose of the determination of any question whether a person is or is not engaged in a gainful occupation which arises under section 42 of the Act (increase of benefit for adult dependants) or any regulations(g) made thereunder.

*Revocations*

7. The regulations specified in column (2) of Schedule 4 are hereby revoked to the extent mentioned in column (3) of that Schedule.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 10th day of July 1972.

(L.S.)

S. H. O'Fee,  
Assistant Secretary.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 10th day of July 1972.

(L.S.)

C. F. Darling,  
Assistant Secretary.

## SCHEDULE 1

## Regulation 2

## PART I

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as employed persons.</i></p> <p>1. Employment under a public or local authority constituted in Northern Ireland (not being employment under the Crown) notwithstanding that it is not employment under a contract of service.</p> <p>2. Employment of a medical practitioner or a dental practitioner—</p> <p>(a) involving whole-time service in any hospital; or</p> <p>(b) in which he is wholly or mainly engaged and is remunerated by salary.</p> <p>3. Employment of a nurse as nurse for the sick or as midwife, notwithstanding that the employment is not under a contract of service.</p> <p>4. Employment in Northern Ireland in plying for hire with any vehicle or vessel the use of which is obtained under any contract of bailment (other than a hire-purchase agreement) in consideration of the payment of a fixed sum or a share in the earnings or otherwise.</p>	<p><i>Persons excepted from the operation of column (A).</i></p> <p>1. Any person in employment specified in paragraph 1 in column (A) where the service ordinarily performed by the person in that employment (or, if he is employed in more than one such employment, the aggregate service performed by him in those employments) is part-time service only or, where that employment is—</p> <p>(a) as a medical practitioner or dental practitioner on the list of the Northern Ireland General Health Services Board under the Health Services Act (Northern Ireland) 1971(h);</p> <p>(b) as a chaplain or other minister of religion;</p> <p>(c) otherwise than as an officer or servant of a public or local authority.</p> <p>2. None.</p> <p>3. Any person in employment specified in paragraph 3 in column (A) (other than employment under a public or local authority) in any contribution week in which that person is not exclusively so employed by one employer for at least one day.</p> <p>4. None.</p>

(h) 1971. c. 1 (N.I.).

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as employed persons.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>5. Employment (not being employment under a contract of service)—</p> <p>(a) as the Chief Clerk or the Assistant Chief Clerk or the Taxing Master or one of the several registrars of the Supreme Court of Judicature of Northern Ireland (including employment as an assistant registrar or deputy assistant registrar or district registrar); or</p> <p>(b) in the county court service for Northern Ireland in the capacity of clerk of the Crown and peace or whole-time registrar.</p> <p>6. Employment (notwithstanding that it is not employment under a contract of service) as an office cleaner or in any similar capacity in any premises other than those used as a private dwelling house.</p> <p>7. Employment (notwithstanding that it is not employment under a contract of service) as a clerk, secretary, typist or book-keeper or in any similar capacity, or as a telephonist or office machine operator where the person employed is supplied by or through the agency of some third person and where the remuneration of the person employed is paid by or through or on the basis of accounts submitted by that third person.</p>	<p>5. None.</p> <p>6. None.</p> <p>7. Any person in employment specified in paragraph 7 in column (A) where the services of the person employed are rendered in his own home or on other premises not under the control or management of the person for whom the services are rendered (except where such other premises are premises at which the person employed is required, by reason of the nature of the services, to render the services).</p>

## PART II

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as self-employed persons.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>8. Employment of a person (not being a pre-1948 contributor under or by virtue of the Act(i)) in any employment by virtue of which he would but for the provisions of this paragraph be an employed person, if—</p> <p>(a) the person is not ordinarily resident in the United Kingdom; and</p> <p>(b) the employer of that person is not so ordinarily resident, and has no place of business in the United Kingdom.</p> <p>9. Employment in or about a cathedral, church or other place of religious worship as (a) member of the choir, (b) organist or other musician, (c) precentor, (d) beadle, (e) caretaker, (f) chapel keeper, (g) church officer, (h) clerk, (i) doorkeeper, (j) pew-opener, (k) sacristan, (l) sexton or (m) vergier, including duties incidental to the employment.</p> <p>10. Employment as a sub-postmaster remunerated by scale payment.</p> <p>11. Employment as an estate bailiff, game watcher, shore watcher, wood ranger or bog ranger.</p>	<p>8. None.</p> <p>9. Any person (not being a person mainly dependent for his livelihood on his earnings from other employment as a self-employed person, or, in the case of employment as a precentor, not being a minister of religion) whose weekly earnings from any one or more of the employments specified in paragraphs 9 and 41 in column (A) include the provision of board and lodging by the employer or are ordinarily more than £5-00.</p> <p>10. Any person who renders on the average 18 or more hours' personal service weekly as a sub-postmaster remunerated by scale payment and is not mainly dependent for his livelihood on the earnings derived by him from any occupation other than employment under the Post Office.</p> <p>11. Any person whose employment in any one or more of the capacities specified involves whole-time service.</p>

(i) See ss. 107 and 109 and Schedule 9 paragraph 17, *ibid.* and S.R. & O. (N.I.) 1948, No. 129, reg. 2; S.R. & O. (N.I.) 1948, No. 228, reg. 2 and S.R. & O. (N.I.) 1948, No. 237, reg. 2.

<p style="text-align: center;"><b>Column (A)</b></p> <p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as self-employed persons.</i></p>	<p style="text-align: center;"><b>Column (B)</b></p> <p><i>Persons excepted from the operation of column (A).</i></p>
<p>12. Employment of a person in any capacity by any one employer on any day or days in any contribution week on which that person renders services in that employment where—</p> <p>(a) if the employment is in continuation of employment by that employer in which services are or would be rendered normally for more than 8 hours in a week, such services are rendered in that week for not more than 4 hours; or</p> <p>(b) in any other case, such services are not rendered in that week for more than 8 hours.</p> <p>13. Employment of a person—</p> <p>(a) in any employment or employments by any one employer; or</p> <p>(b) in any employment or employments by two or more employers who carry on business in association,</p> <p>where the weekly earnings (or, where in either case there is more than one such employment, the aggregate weekly earnings) derived therefrom are ordinarily not more than £5.00.</p>	<p>12. Any person employed as specified in paragraph 12 in column (A), (a) who is employed in loading, unloading, moving or handling goods in, or at any dock, wharf or quay or in loading, unloading or coaling any ship in any dock, harbour or canal or in assisting in the navigating or mooring of vessels in or in the neighbourhood of any dock, harbour or canal if he is normally employed in any such employment, or is employed in taking or assisting in taking vessels into or out of dry dock or (b) who is employed in any contribution week in any employment so specified which is one of two or more such employments by different employers who carry on business in association, to the extent following:</p> <p>(i) where in the immediately preceding week or weeks the person has been in the employment of any one or more such employers and has rendered or normally would have rendered services in that employment or those employments for more than 8 hours a week in aggregate, in respect of any services rendered by him in such employment or employments in the contribution week in excess of 4 hours in aggregate;</p> <p>(ii) in any other case, in respect of services rendered by him in such employments in the contribution week in excess of 8 hours in aggregate.</p> <p>13. Any person employed—</p> <p>(a) in one or more of the employments specified in paragraph 13(a) or 13(b) in column (A) in any contribution week in which—</p> <p>(i) the earnings include the provision of board and lodging by the employer; or</p> <p>(ii) the earnings (or, where in either case there is more than one such employment, the aggregate earnings) derived therefrom are more than £5.00.</p> <p>(b) in any employment described in paragraph 12(a) in column (B).</p>

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as self-employed persons.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>14. Employment as an agent paid by commission or fees or a share in the profits, or partly in one and partly in another of such ways, where the person so employed is mainly dependent for his livelihood on his earnings from some occupation other than employment as such an agent, or where he is ordinarily employed as such agent by more than one employer, and his employment under no one of such employers is that on which he is mainly dependent for his livelihood.</p>	<p>14. None.</p>
<p>15. Employment under a contract of service by the insured person's wife for the purposes of a trade or business.</p>	<p>15. None.</p>
<p>16. Employment under contract of service of a married woman by her husband.</p>	<p>16. None.</p>
<p>17. Employment of a nurse as nurse for the sick or as midwife in any contribution week in which the nurse is not exclusively so employed by one employer for at least one day.</p>	<p>17. Any person employed as specified in paragraph 17 in column (A) who is so employed under a public or local authority.</p>
<p>18. Employment, involving part-time service only, by the Ministry of Agriculture, in collecting and furnishing information about prices in local markets.</p>	<p>18. None.</p>
<p>19. Occasional employment by any one employer involving planting or sowing, or picking, lifting, gathering, collecting or harvesting, as the case may be, plants or plant produce (including fruit, vegetables, flowers, grain, bulbs, potatoes or any other root crops), or involving any operation ancillary thereto.</p>	<p>19. Any person employed as specified in paragraph 19 in column (A)—</p> <p>(a) who is ordinarily employed in employed contributor's employment or is ordinarily gainfully occupied in agriculture (including horticulture and forestry); and</p> <p>(b) who produces to his employer satisfactory evidence that he is so ordinarily employed or occupied.</p>



<p style="text-align: center;">Column (A)</p> <p><i>Employments in respect of which, subject to the provisions of regulation 2 and to the exceptions in column (B) of this Part, persons are treated as self-employed persons.</i></p>	<p style="text-align: center;">Column (B)</p> <p><i>Persons excepted from the operation of column (A).</i></p>
<p>20. Employment, involving part-time service only, as a Probation Officer under the Probation Act (Northern Ireland) 1950(j).</p>	<p>20. None.</p>
<p>21. Employment, involving part-time service only, as a caretaker of sand-pits, gravel-pits, or of plantations on an estate.</p>	<p>21. None.</p>
<p>22. Employment, involving part-time service only, as a water-bailiff, that is to say, a person employed to protect a river, lake or water-course from pollution or trespass.</p>	<p>22. None.</p>
<p>23. Employment, involving occasional attendance only, as keeper of a county court or petty sessions court.</p>	<p>23. None.</p>
<p>24. Employment in the cooking or preparation of meals provided for school children by an education authority where the work is performed in the home of the person so employed.</p>	<p>24. None.</p>

## PART III

<p style="text-align: center;">Column (A)</p> <p><i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i></p>	<p style="text-align: center;">Column (B)</p> <p><i>Persons excepted from the operation of column (A).</i></p>
<p>25. Any employment or employments as a self-employed person (including any employment in respect of which a person is, under these regulations, treated as a self-employed person) where the insured person is not ordinarily gainfully occupied in any such employment or employments, or where the weekly earnings (or, where there is more than one such employment, the aggregate weekly earnings) derived therefrom are ordinarily less than £4.00.</p>	<p>25. None.</p>
<p>26. Employment of a person by any one employer in any contribution week—</p> <p>(a) on the Sunday where services (not exceeding in length a normal working day) are rendered in that employment only on that day in that week and that person is also employed by the same employer on the Monday of the succeeding contribution week; or</p> <p>(b) on the Monday where services (not exceeding in length a normal working day) are rendered in that employment only on that day in that week and that person has also been employed by the same employer only on the Saturday, or on the Friday and the Saturday, and on the Sunday in the preceding contribution week.</p>	<p>26. None.</p>
<p>27. Employment by the father, mother, grandfather, grandmother, stepfather, stepmother, son, daughter, grandson, grand-daughter, stepson, stepdaughter, brother, sister, half-brother or half-sister of the insured person, in so far as the employment—</p> <p>(a) is employment in a private dwelling-house in which both the insured person and the employer reside; and</p> <p>(b) is not employment for the purpose of any trade or business carried on there by the employer.</p>	<p>27. None.</p>

Column (A)	Column (B)
<i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i>	<i>Persons excepted from the operation of column (A).</i>
28. Employment by the insured person's wife otherwise than for the purposes of a trade or business whether or not under a contract of service.	28. None.
29. Employment of a married woman (whether or not under contract of service) by, or as partner of, or in any similar association with, her husband.	29. Any person employed as specified in paragraph 29 in column (A), where that employment is in a trade or business, and she is ordinarily engaged therein for not less than 24 hours in a contribution week.
30. Employment, involving part-time service only, as a member of a fire brigade maintained in pursuance of the Fire Services Act (Northern Ireland) 1969(k).	30. None.
31. Employment, involving part-time service only— (a) in coast-watching for life-saving purposes; (b) in the operation of a life-boat; or (c) in the operation of a rocket or other life-saving apparatus or any gear connected therewith; and in any duties ancillary to such operations.	31. None.
32. Employment, involving part-time service only, in connection with the relief of light keepers or otherwise in attendance upon lighthouses, or in connection with the care or upkeep of minor lights, buoys, beacons, signals or tide-gauges.	32. None.
33. Employment as secretary or clerk of a society, club, committee, philanthropic institution, school or other similar body or institution, where personal service is ordinarily required only occasionally or outside the ordinary hours of work.	33. None.
34. Employment, involving part-time service only, in the performance of clerical duties after 6 p.m. or outside the ordinary hours of work.	34. None.

Column (A)	Column (B)
<i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i>	<i>Persons excepted from the operation of column (A).</i>
35. Employment, for a period not exceeding one day on each occasion, as an occasional helper to or substitute for one or more weavers regularly employed in a linen, cotton, woollen, worsted, silk or artificial silk mill, where the employer of the weaver pays no wages or other pecuniary remuneration in respect of the employment to the person so employed as a helper or substitute.	35. None.
36. Employment as a caretaker in respect of which no wages are paid, or other money payments made, either by the employer or by any other person.	36. None.
37. Employment, involving part-time service only, as a caretaker of, or key-keeper at, ancient monuments.	37. None.
38. Employment of a person resident outside the United Kingdom if and to the extent that he is employed in any contribution week by or under any one employer by whom he is also employed under a contract of service outside the United Kingdom in that same contribution week.	38. None.
39. Employment at sittings of the judge or registrar of a county court as a crier, messenger, usher or interpreter involving occasional attendance only.	39. None.
40. Employment as a railway crossing keeper.	40. Any person in employment specified in paragraph 40 in column (A) whose weekly pecuniary remuneration from that employment is ordinarily more than £5·00.
41. Employment— (a) in or about a cathedral, church or other place of religious worship, as (i) acolyte, (ii) bell-ringer or (iii) organ-blower; or (b) as (i) bible woman, (ii) lay preacher or (iii) scripture-reader.	41. Any person (not being a person mainly dependent for his livelihood on his earnings from employment as a self-employed person) whose weekly earnings from any one or more of the employments specified in paragraphs 9 and 41 in column (A), excluding any earnings as precentor by a minister of religion, include the provision of board and lodging by the employer or are ordinarily more than £5·00.

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>42. Employment as a part-time Post Office telephonist (day or night).</p> <p>43. Employment as an auxiliary postman.</p> <p>44. Employment as a part-time indoor assistant for postal and telegraph business.</p> <p>45. Employment as a collector or deliverer of postal letters under allowance.</p> <p>46. Employment as an occasional messenger on Post Office business.</p> <p>47. Employment by any public or local authority to act in relief of gymnasium or lavatory attendants or of attendants of a park, playground or other public open space.</p> <p>48. Employment by a public or local authority or by any company or body responsible for the lighting of any borough or other local area, as a lamplighter or extinguisher, whether the employment does or does not include the duty of cleaning or keeping the lamps in order.</p> <p>49. Employment, involving part-time service only, as a leader, helper or instructor in an institution of further education, including a voluntary youth club or community centre where personal service is required only outside the ordinary hours of work.</p> <p>50. Employment, involving part-time service only, as—</p> <p>(a) caretaker of a graveyard under the control of an urban or rural district council or other burial board within the meaning of the Public Health Acts (Northern Ireland) 1878 to 1971; or</p> <p>(b) caretaker of a cemetery or crematorium constructed under any special Act of Parliament; or</p> <p>(c) caretaker of a water-works under the control of a local authority or other water undertaker.</p>	<p>42 to 57. Any person (not being a person mainly dependent for his livelihood on his earnings from employment as a self-employed person) employed in one or more of the employments specified in paragraphs 42 to 57 in column (A) whose weekly earnings in employment by the same employer in any one or more of the employments so specified include the provision of board and lodging by the employer or are ordinarily more than £5.00.</p>

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>51. Employment under a public or local authority, involving part-time service only, as a home or domestic help.</p> <p>52. Employment, involving part-time service only, by a local education authority or by the manager of a primary school, in the cleansing of drains, cesspools, pits, or offices in or about any such school.</p> <p>53. Employment, involving attendance on Sundays only, by a local education authority or by the manager of a primary school, in relief of a school keeper in any such school.</p> <p>54. Employment, involving part-time service only, in or about a theatre, cinema, music-hall, or any place ordinarily used for public dancing or music or other public entertainment of a like kind as—</p> <ul style="list-style-type: none"> <li>(a) an attendant engaged for the comfort, convenience or safety of the public admitted thereto; or</li> <li>(b)-(i) check-taker,</li> <li style="padding-left: 2em;">(ii) money-taker,</li> <li style="padding-left: 2em;">(iii) flyman,</li> <li style="padding-left: 2em;">(iv) property-man,</li> <li style="padding-left: 2em;">(v) stage-hand,</li> <li style="padding-left: 2em;">(vi) supernumerary,</li> <li style="padding-left: 2em;">(vii) lighting operator,</li> <li style="padding-left: 2em;">(viii) call boy or</li> <li style="padding-left: 2em;">(ix) dresser.</li> </ul> <p>55. Employment, involving part-time service only, in the delivery of goods from retail establishments.</p>	<p>42 to 57. Any person (not being a person mainly dependent for his livelihood on his earnings from employment as a self-employed person) employed in one or more of the employments specified in paragraphs 42 to 57 in column (A) whose weekly earnings in employment by the same employer in any one or more of the employments so specified include the provision of board and lodging by the employer or are ordinarily more than £5.00.</p>

Column (A)	Column (B)
<p><i>Employments in respect of which, subject to the exceptions in column (B) of this Part, persons are treated as non-employed persons and their employment therein disregarded.</i></p>	<p><i>Persons excepted from the operation of column (A).</i></p>
<p>56. Employment, involving part-time service only, in attendance upon old age or retirement pensioners or persons in receipt of benefit under the Supplementary Benefits &amp;c. Act (Northern Ireland) 1966(l) where the employer is not—</p> <p>(a) the person to whom attendance is given; or</p> <p>(b) the person or body carrying on a hospital or accommodation provided under the Welfare Services Act (Northern Ireland) 1971(m), or any other institution, whether maintained out of monies provided by Parliament or otherwise, in which (as the case may be) the person to whom attendance is given is residing.</p> <p>57. Employment, involving part-time service only, as a sick visitor by or on behalf of a society or other body providing benefits to its members during sickness, or a branch of any such society or body.</p> <p>58. Employment in the Royal Ulster Constabulary Reserve.</p> <p>59. Employment in connection with the recording or counting of votes for the purposes of—</p> <p>(a) a Parliamentary or local government election; or</p> <p>(b) an election held for the purposes of a society, association or similar body.</p> <p>60. Employment, involving part-time service only, by the Ministry of Defence (Air) as a member of the Royal Observer Corps.</p> <p>61. Employment as a member of the Northern Ireland Hospital Service Reserve.</p> <p>62. Employment, involving part-time service only, by the Ministry of Defence (Navy) as a member of the Royal Naval Auxiliary Service.</p>	<p>42 to 57. Any person (not being a person mainly dependent for his livelihood on his earnings from employment as a self-employed person) employed in one or more of the employments specified in paragraphs 42 to 57 in column (A) whose weekly earnings in employment by the same employer in any one or more of the employments so specified include the provision of board and lodging by the employer or are ordinarily more than £5.00.</p> <p>58. Any person who renders services on more than 4 consecutive days in employment specified in paragraph 58 in column (A).</p> <p>59. None.</p> <p>60. Any person in employment specified in paragraph 60 in column (A) where he is undergoing training or instruction for a period of not less than 72 consecutive hours.</p> <p>61. Any person in employment specified in paragraph 61 in column (A) where he renders services in that employment for 24 hours or more in a contribution week.</p> <p>62. Any person in employment specified in paragraph 62 in column (A) where he is undergoing training or instruction for a period of not less than 72 consecutive hours.</p>

(l) 1966. c. 28 (N.I.).

(m) 1971. c. 2 (N.I.).

SCHEDULE 2

Regulation 3

**Circumstances in which employment is treated as continuing**

Where an insured person is employed as a self-employed person and is ordinarily so employed, that employment shall be treated as continuing unless and until he is no longer ordinarily employed in any gainful occupation in Northern Ireland (other than an employment specified in Part III of Schedule 1 which is to be disregarded):

Provided that—

- (a) any week during the whole or part of which he is engaged in an employed contributor's employment shall (subject to the provisions of paragraph (b)) not be taken into account for the purposes of this Schedule;
- (b) this Schedule shall cease to apply to a person if and when in a period of 13 consecutive weeks he has been engaged in an employed contributor's employment for 10 of those weeks.

SCHEDULE 3

Regulation 5

**Employments in respect of which persons are treated as employers**

<p>Column (A)</p> <p><i>Employments.</i></p>	<p>Column (B)</p> <p><i>Persons treated as employers.</i></p>
<p>1. Employment in Northern Ireland in plying for hire with any vehicle or vessel the use of which is obtained under any contract of bailment (other than a hire-purchase agreement) in consideration of the payment of a fixed sum or a share in the earnings or otherwise.</p> <p>2. Employment of a casual nature for the purposes of any game or recreation of a person who is engaged or paid for that employment through a club.</p> <p>3. Employment of a nurse as a nurse for the sick or as a midwife, whether under a contract of service or not, not being employment specified in paragraph 3 in column (B) of Schedule 1, or paragraph 17 in column (A) of that Schedule, where the pecuniary remuneration in respect of that employment is received—</p> <ul style="list-style-type: none"> <li>(a) from, or on the nurse's behalf by, any person carrying on an agency for the supply of nurses within the meaning of the Nursing Homes and Nursing Agencies Act (Northern Ireland) 1971; or</li> <li>(b) from any local authority; or</li> <li>(c) from any person or body of persons carrying on a hospital.</li> </ul>	<p>1. The person from whom the use of the vehicle or vessel is so obtained.</p> <p>2. The club.</p> <p>3. Where the pecuniary remuneration is received on the nurse's behalf by any person carrying on such an agency as is specified in paragraph 3(a) in column (A), the agency and in any other case, the person or body from whom the pecuniary remuneration is received.</p>



Column (A) <i>Employments.</i>	Column (B) <i>Persons treated as employers.</i>
<p>4. Employment of a nurse as nurse for the sick or as midwife, whether under contract of service or not, not being employment specified in paragraph 3 in column (B) of Schedule 1, or paragraph 17 in column (A) of that Schedule, where the pecuniary remuneration in respect of the employment is received from a patient or from a third person (not being a person, authority or body specified in subparagraphs (a), (b) and (c) of paragraph 3 in this column) on behalf of such a patient.</p> <p>5. Employment as an office cleaner or in any similar capacity in any premises other than those used as a private dwelling house.</p> <p>6. Employment, whether under a contract of service or not, as a clerk, secretary, typist or book-keeper or in any similar capacity, or as a telephonist or office machine operator where the person employed is supplied by or through the agency of some third person and where the remuneration of the person employed is paid by or through or on the basis of accounts submitted by that third person not being employment specified in paragraph 7 in column (B) of Part I of Schedule 1.</p>	<p>4. The patient.</p> <p>5. (a) Where the person employed is supplied by, or through the agency of, some third person and receives his remuneration from, or through the agency of that third person, that third person; (b) in any other case, the person with whom the person employed contracted to do the work.</p> <p>6. The third person by whom or through whose agency the person employed is supplied.</p>

**SCHEDULE 4**  
**Regulations Revoked**

Regulation 7

<i>Statutory Rules and Orders of Northern Ireland</i>	<i>Citation</i>	<i>Extent of revocation</i>
(1)	(2)	(3)
S.R. & O. (N.I.) 1948, No. 222	The National Insurance (Classification) Regulations (Northern Ireland) 1948.	The whole regulations.
S.R. & O. (N.I.) 1950, No. 25	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1950.	The whole regulations.
S.R. & O. (N.I.) 1950, No. 111	The National Insurance (Classification) Amendment (No. 2) Regulations (Northern Ireland) 1950.	The whole regulations.
S.R. & O. (N.I.) 1950, No. 124	The National Insurance (Classification) Amendment (No. 3) Regulations (Northern Ireland) 1950.	The whole regulations.
S.R. & O. (N.I.) 1951, No. 117	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1951.	The whole regulations.
S.R. & O. (N.I.) 1952, No. 175	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1952.	The whole regulations.
S.R. & O. (N.I.) 1954, No. 96	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1954.	The whole regulations.
S.R. & O. (N.I.) 1957, No. 270	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1957.	The whole regulations.
S.R. & O. (N.I.) 1960, No. 119	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1960.	The whole regulations.
S.R. & O. (N.I.) 1960, No. 194	The National Insurance (Graduated Contributions and Non-participating Employments Miscellaneous Provisions) Regulations (Northern Ireland) 1960.	Regulation 13.

<i>Statutory Rules and Orders of Northern Ireland</i>  (1)	<i>Citation</i>  (2)	<i>Extent of revocation</i>  (3)
S.R. & O. (N.I.) 1968, No. 239	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1968.	The whole regulations.
S.R. & O. (N.I.) 1969, No. 257	The National Insurance and Industrial Injuries (Classification, and Collection of Contributions) Amendment Regulations (Northern Ireland) 1969.	In regulation 1(2) the definition of "the Classification Regulations". Regulations 2 and 3.
S.R. & O. (N.I.) 1970, No. 15	The Family Allowances, National Insurance, Industrial Injuries and Miscellaneous Provisions (Decimalisation of the Currency) Regulations (Northern Ireland) 1970.	In the Arrangement of Regulations the entry relating to regulation 5A; regulation 5A.
S.R. & O. (N.I.) 1970, No. 38	The National Insurance (Classification) Amendment Regulations (Northern Ireland) 1970.	The whole regulations.
S.R. & O. (N.I.) 1970, No. 172	The National Insurance (Classification) Amendment (No. 2) Regulations (Northern Ireland) 1970.	The whole regulations.
S.R. & O. (N.I.) 1970, No. 187	The Family Allowances, National Insurance, Industrial Injuries and Miscellaneous Provisions (Decimalisation of the Currency) Amendment Regulations (Northern Ireland) 1970.	Regulation 2.
S.R. & O. (N.I.) 1970, No. 313	The National Insurance (Classification) Amendment (No. 3) Regulations (Northern Ireland) 1970.	The whole regulations.
S.R. & O. (N.I.) 1971, No. 284	The National Insurance and Industrial Injuries (Classification, Contributions and Collection of Contributions) Amendment Regulations (Northern Ireland) 1971.	Regulation 2.

EXPLANATORY NOTE

*(This note is not part of the regulations, but is intended to indicate their general purport.)*

These regulations consolidate the National Insurance (Classification) Regulations (Northern Ireland) 1948 and subsequent amending regulations which are set out in Schedule 4 and are revoked by regulation 7.

No amendments other than those of a drafting or minor nature have been made.