

1951 No. 1801

NATIONAL INSURANCE AND INDUSTRIAL INJURIES

**The National Insurance and Industrial Injuries
(Reciprocal Multilateral Agreement) (Belgium)
Order, 1951**

Made - - - - 4th October, 1951

Coming into Operation 5th October, 1951

[Bilateral and multilateral reciprocal social security agreements between the United Kingdom and other Member States of the European Communities have generally been superseded, for nationals of those States, by the provisions of Council Regulations (EEC) Nos. 1408/71 and 574/72 to the extent provided by Article 6 of Regulation (EEC) No. 1408/71 subject to the exceptions prescribed by that Article and set out in Articles 7, 8 and 46(4) of that Regulation. The following Instrument, while generally superseded for the above reason, is included here in view of the possibility of its continuing interest for persons or matters not covered by that Regulation.]

At the Court of St. James, the 4th day of October, 1951

Present,

Her Majesty The Queen

Her Royal Highness the Princess Elizabeth

Lord Chancellor
Lord President

Mr. Secretary Ede
Sir Alan Lascelles

Whereas His Majesty, in pursuance of the Regency Acts, 1937 and 1943, was pleased, by Letters Patent dated the Twenty-seventh day of September, 1951, to delegate and grant unto Her Majesty The Queen, Her Royal Highness The Princess Elizabeth Duchess of Edinburgh, Lady of the Most Noble Order of the Garter, C.I., Her Royal Highness The Princess Margaret, C.I., His Royal Highness The Duke of Gloucester, K.G., K.T., K.P., G.M.B., G.C.M.G., G.C.V.O., and Her Royal Highness The Princess Royal, C.I., G.C.V.O., G.B.E., or any two of them, as Counsellors of State, full power and authority during the period of His Majesty's illness to summon and hold on His Majesty's behalf His Privy Council and to signify thereat His Majesty's approval of any matter or thing to which His Majesty's approval in Council is required:

And Whereas at Paris on the seventh day of November, nineteen hundred and forty-nine a Convention between the Governments of the United Kingdom of Great Britain and Northern Ireland, Belgium, France, Luxembourg and the Netherlands to extend and co-ordinate social security schemes in their application to the nationals of the parties to the Brussels Treaty (which Convention is set out in the Schedule hereto) was signed on behalf of those Governments:

And Whereas by Article 13 of the said Convention it was provided that the Convention should enter into force, between those signatories which had ratified it, two months after the day on which the third instrument of ratification had been deposited with the Secretary-General of the Brussels Treaty Permanent Commission and should enter into force for each of the other signatories on the first day of the month following that in which its instrument of ratification was deposited:

And Whereas the said Convention was ratified by the Governments of the United Kingdom of Great Britain and Northern Ireland, France and the Netherlands, and the third instrument of ratification was deposited on the 15th day of March, 1951, and accordingly the said Convention entered into force between those Governments on the 15th day of May, 1951:

And Whereas the said Convention has been ratified by the Government of Belgium, and its instrument of ratification was deposited on the 20th day of September, 1951, and accordingly the said Convention enters into force for that Government on the 1st day of October, 1951:

And Whereas by section 64 of the National Insurance Act, 1946(a), and section 85 of the National Insurance (Industrial Injuries) Act, 1946(b), it is provided that His Majesty may by Order in Council make provision for modifying or adapting those Acts in their application to cases affected by agreements with other governments providing for reciprocity in the matters specified in those sections:

Now, therefore, Her Majesty The Queen and Her Royal Highness The Princess Elizabeth, being authorised thereto by the said Letters Patent, and in pursuance of the said section 64 of the National Insurance Act, 1946, and the said section 85 of the National Insurance (Industrial Injuries) Act, 1946, and of all other powers in that behalf, do hereby, by and with the advice of His Majesty's Privy Council, on His Majesty's behalf, order, and it is hereby ordered, as follows:-

Citation, commencement and interpretation

1.—(1) This Order may be cited as the National Insurance and Industrial Injuries (Reciprocal Multilateral Agreement) (Belgium) Order, 1951, and shall come into operation on the 5th October, 1951.

(2) The Interpretation Act, 1889(c), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Modification of Acts

2. The provisions contained in the Convention set out in the Schedule to this Order shall have full force and effect, so far as the same relate to England, Wales and Scotland and provide by way of agreement with the Government of Belgium for reciprocity in any matters specified in either subsection (1) of section 64 of the National Insurance Act, 1946, or subsection (1) of section 85 of the National Insurance (Industrial Injuries) Act, 1946 (which subsections relate to reciprocal agreements with other governments), and the National Insurance Acts, 1946 to 1951, shall have effect subject to such modifications as may be required therein for the purpose of giving effect to any such provisions.

F. J. Fernau.

(a) 9 & 10 Geo. 6. c.67.

(b) 9 & 10 Geo. 6. c.62.

(c) 52 & 53 Vict. c.63.

SCHEDULE
CONVENTION
BETWEEN THE GOVERNMENTS OF THE
UNITED KINGDOM OF GREAT BRITAIN AND
NORTHERN IRELAND, BELGIUM, FRANCE,
LUXEMBOURG AND THE NETHERLANDS TO EXTEND
AND CO-ORDINATE SOCIAL SECURITY SCHEMES IN
THEIR APPLICATION TO THE NATIONALS OF THE
PARTIES TO THE BRUSSELS TREATY

Paris, 7th November, 1949

[The Convention set out at this point in this Instrument is not reproduced here, but is fully reproduced at p. 9.9501 in this volume.]

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order gives effect in England, Wales and Scotland to the Convention (set out in the Schedule to the Order) made between the Governments of the United Kingdom of Great Britain and Northern Ireland, Belgium, France, Luxembourg and the Netherlands (Cmd. 7911) in so far as the provisions of that Convention provide for reciprocity with Belgium (which has now ratified the Convention) in relation to the National Insurance Acts, 1946 to 1951, and modifies those Acts in their application to cases affected by any such provisions of the Convention.

