



BILLE UM CHONGNAMH DHIOMHAOINTIS, 1933.
UNEMPLOYMENT ASSISTANCE BILL, 1933.

Mar do tugadh isteach.

As introduced.

ARRANGEMENT OF SECTIONS.

Section.

PART I.

PRELIMINARY AND GENERAL.

1. Short title.
2. Definitions.
3. Commencement.
4. Definition of unemployment.
5. Dependants.
6. Unemployment assistance officers.
7. Regulations.
8. Taking of statutory declarations by unemployment assistance officers, etc.

PART II.

QUALIFICATION CERTIFICATES.

9. The Unemployment Appeals Committee.
10. Qualification certificates.
11. Determination of applications for qualification certificates.
12. Revocation and amendment of qualification certificates.
13. Calculation of the means of persons.

PART III.

UNEMPLOYMENT ASSISTANCE.

14. Right to receive unemployment assistance.
15. The statutory conditions.
16. Disqualifications for receiving unemployment assistance.
17. Rates of unemployment assistance.
18. Variation of the rates of unemployment assistance.
19. Payment of unemployment assistance.

Section.

20. Determination of applications for unemployment assistance.
21. Courts of referees and the Umpire.
22. Regulations in respect of courses of instruction.
23. Unemployment assistance to be inalienable.

PART IV.

UNEMPLOYMENT ASSISTANCE FUND

24. Establishment of the unemployment assistance fund.
25. Payments into the unemployment assistance fund.
26. Payments out of the unemployment assistance fund.
27. Levying of rates by local authorities.

PART V.

MISCELLANEOUS.

28. Repayment of unemployment assistance improperly received.
29. Penalty for false statements, etc.
30. Prosecutions.
31. Birth, marriage, and death certificates.
32. Exemption from stamp duty.

SCHEDULE.

SAORSTÁT EIREANN.

BILLE UM CHONGNAMH DHIOMHAOINTIS, 1933.

UNEMPLOYMENT ASSISTANCE BILL, 1933.

BILL

5

entitled

AN ACT TO PROVIDE FOR THE RELIEF OF UNEMPLOYED PERSONS AND TO MAKE SUCH FINANCIAL AND OTHER PROVISIONS AS MAY BE REQUIRED FOR THAT PURPOSE.

10 BE IT ENACTED BY THE OIREACHTAS OF SAORSTÁT EIREANN AS FOLLOWS:—

PART I.

PRELIMINARY AND GENERAL.

1.—This Act may be cited as the Unemployment Assistance Short title.
15 Act, 1933.

2.—(1) In this Act—

Definitions.

the expression “ The Minister ” means the Minister for Industry and Commerce;

20 the word “ prescribed ” means prescribed by regulations made by the Minister under this Act.

(2) Each of the following shall be an urban area for the purposes of this Act, that is to say—

(a) every county borough,

(b) the borough of Dun Laoghaire,

25 (c) every urban district and town the population of which (as shown by the census of population which is for the time being the latest such census) exceeds seven thousand.

3.—(1) This Act (except so much thereof as authorises persons
30 to apply for qualification certificates or to apply for unemployment assistance) shall come into operation immediately upon the passing thereof. *Commencement.*

(2) So much of this Act as authorises persons to apply for qualification certificates shall come into operation in relation to
35 every urban area on such day as may be appointed in respect of such area by an order of the Minister under this sub-section, and different days may be so appointed in relation to different urban areas or some of such areas.

(3) So much of this Act as authorises persons to apply for
40 qualification certificates shall come into operation in relation to

every part of Saorstát Éireann not included in any urban area on such day as may be appointed by order of the Minister under this sub-section.

(4) So much of this Act as authorises persons to apply for unemployment assistance shall come into operation in relation to every urban area on such day as may be appointed in respect of such area by order of the Minister under this sub-section, and different days may be so appointed in relation to different urban areas or some of such areas.

(5) So much of this Act as authorises persons to apply for unemployment assistance shall come into operation in relation to every part of Saorstát Éireann not included in any urban area on such day as may be appointed by order of the Minister under this sub-section.

Definition of unemployment.

4.—(1) A person shall not be deemed to be unemployed within the meaning of this Act—

(a) on any day on which he works for wages or other remuneration, whether paid in money or in goods or otherwise howsoever, nor

(b) during any period which is in respect of such person an employment period within the meaning of this section.

(2) For the purposes of this Act two periods of unemployment of not less than two days each, separated by a period of not more than two days, during which a person has not been employed for more than twenty-four hours shall in relation to such person be treated as a continuous period of unemployment, and the expression “continuously unemployed” shall have a corresponding meaning.

(3) The Minister may by regulations made by him under this Act prescribe, either generally or in respect of any particular class or classes of persons or any particular district or districts, any period to be an employment period and accordingly no person of such class or resident in such district shall during such employment period be regarded as unemployed within the meaning of this Act.

Dependants.

5.—For the purposes of this Act the following and no other persons shall be the dependants of any particular person, that is to say:—

(a) such person's wife, if but only if she is living with such person and does not work (otherwise than at her usual household duties) regularly for wages or other remuneration, and

(b) such person's husband, if but only if he is living with and supported by such person and is prevented by physical or mental infirmity from supporting himself, and

(c) such person's unemployed children (including step-children and children in respect of whom he or she has placed himself or herself in *loco parentis*) who have not attained the age of eighteen years and are wholly or mainly supported by such person, and

(d) such person's mother, if but only if such person has undertaken responsibility for her support and she has not attained the age of seventy years and either she is a widow and is prevented by physical or mental infirmity from supporting herself or both she and her husband are invalids and prevented by physical or mental infirmity from supporting themselves, and

(e) such person's father, if but only if such person has undertaken liability for his support and he has not attained the age of seventy years and is an invalid and prevented by physical or mental infirmity from supporting himself, and

(f) such person's orphan brothers and sisters who either have not attained the age of eighteen years and are normally supported by such person or have attained the age of eighteen years and have not attained the age of seventy years and are, through physical or mental infirmity, prevented from supporting themselves and are normally supported by such person.

6.—(1) The Minister may, with the sanction of the Minister for Finance, appoint such and so many persons as he thinks proper to be unemployment assistance officers for the purposes of this Act, and every person so appointed shall hold his office as such officer upon such terms and conditions and at such remuneration as the Minister shall, with the sanction of the Minister for Finance, determine.

Unemployment
assistance
officers.

(2) Regulations made by the Minister under this Act may, subject to the provisions of this Act, prescribe the practice and procedure to be observed by unemployment assistance officers in the performance of their functions under this Act.

(3) In this Act the expression "unemployment assistance officer" means an unemployment assistance officer appointed under this section.

7.—(1) The Minister may by order make regulations prescribing any matter or thing which is referred to in this Act as prescribed or to be prescribed or any matter or thing which is expressly authorised by this Act to be prescribed by regulations made by the Minister under this Act.

Regulations.

(2) Regulations made by the Minister under this section prescribing a form of application for any purpose under this Act may require that all or any of the statements made by the applicant in such form be verified by statutory declaration.

8.—Where any regulations made under the immediately preceding section require all or any of the statements made by an applicant in a form of application prescribed by such regulations for any purpose under this Act to be verified by statutory declaration, such statutory declaration may be taken and received by an unemployment assistance officer or by any other officer of the Minister authorised by the Minister in that behalf.

Taking of
statutory
declarations by
unemployment
assistance
officers, etc.

PART II.

QUALIFICATION CERTIFICATES.

9.—(1) As soon as conveniently may be after the passing of this Act the Minister shall constitute an Unemployment Appeals Committee for the purposes of this Part of this Act.

The
Unemployment
Appeals
Committee.

(2) The Unemployment Appeals Committee shall consist of such and so many persons as the Minister shall from time to time at his discretion appoint to be members thereof.

(3) Regulations made by the Minister under this Act may prescribe the tenure and duration of office of members of the Unemployment Appeals Committee and the practice and procedure to be observed by such Committee in the performance of their functions under this Act.

10.—(1) Any person may, subject to the provisions of this section, apply in the prescribed manner for a qualification certificate.

(2) Where an application for a qualification certificate is duly made by a person for the time being entitled under the immediately preceding sub-section to make such application and such person shows in the prescribed manner that he fulfils the conditions, so far as they are applicable, stated in the next following sub-section of this section shall be entitled to receive a certificate (in this Act referred to as a qualification certificate) certifying that he fulfils the said conditions.

(3) The conditions referred to in the foregoing sub-section of this section as the conditions to be fulfilled by a person applying for a qualification certificate are:—

- (a) that he is a citizen of Saorstát Eireann; 15
- (b) that he has attained the age of eighteen years and has not attained the age of seventy years;
- (c) that his means, calculated in accordance with this Act, do not exceed in case he is resident in a county borough or the borough of Dun Laoghaire, fifty-two pounds or, 20 in case he is resident elsewhere, thirty-nine pounds per annum or such greater or lesser amount as shall for the time being be prescribed;
- (e) that his parents, children, or other relatives are unable to maintain him and that he is not or would not 25 ordinarily be maintained or maintainable by them;
- (f) in the case of a married woman either
 - (i) that her husband is a dependant of her or
 - (ii) that neither she nor her husband is a dependant of the other and she has one or more dependants; 30
- (g) in the case of a widow or spinster, that she has one or more dependants.

(4) Every qualification certificate shall be in the prescribed form and shall contain a statement of the weekly rate corresponding to the annual rate calculated in accordance with this Act of the means of the person to whom such certificate relates. 35

(5) No application for a qualification certificate shall be made by any person unless and until so much of this Act as authorises persons to apply for qualification certificates has come into force in relation to the area within which such person resides. 40

11.—(1) Every application for a qualification certificate shall be received and considered and every such application and every question arising thereon shall be determined by an unemployment assistance officer, and every question arising in relation to a qualification certificate after the issue of such certificate shall also be determined by an unemployment assistance officer. 45

(2) An unemployment assistance officer may, if he so thinks proper, instead of determining it himself, refer in the prescribed manner any application or question which falls to be determined by him under this section to the Unemployment Appeals Committee. 50

(3) Any person aggrieved by the refusal by an unemployment assistance officer of an application by such person for a qualification certificate or by the determination under this section by an unemployment assistance officer of any matter may, within twenty-one days after such refusal or determination or such further time (if any) as may in his case be allowed by the Minister, and in the prescribed manner, require such officer to report such refusal or determination to the Unemployment Appeals Committee and thereupon such officer shall report such refusal or determination to the said Committee in the prescribed manner. 55 60

- (4) The Unemployment Appeals Committee shall consider in the prescribed manner and decide every application, question, and determination referred or reported to them under this section, and the decision of the said Committee on any such application, question, or determination shall be final and conclusive.

12.—(1) Whenever the holder of a qualification certificate has ceased to fulfil the conditions specified in such certificate, the following provisions shall have effect, that is to say:—

Revocation and amendment of qualification certificates.

- (a) such holder shall within seven days after such cesser inform an unemployment assistance officer of such cesser and the reason therefor;

- (b) if such holder fails or neglects to comply with the provisions of the immediately preceding paragraph he shall be guilty of an offence under this section and shall be liable on summary conviction thereof to a fine not exceeding twenty pounds and in the case of a continuing offence to a further fine not exceeding two pounds for each day during which the offence is continued.

- (2) Whenever an unemployment assistance officer is satisfied that the holder of a qualification certificate has ceased to fulfil the conditions specified in such certificate, he shall revoke such certificate and such revocation shall have effect as from the date of such cesser.

- (3) Whenever an unemployment assistance officer is satisfied—

(a) that a qualification certificate was obtained by fraud or fraudulent misrepresentation, or

- (b) that a qualification certificate was obtained or issued by any innocent misrepresentation or other bona fide mistake,

such unemployment assistance officer shall revoke such certificate and such revocation shall have effect as from the date of the issue of such certificate.

- (4) Whenever an unemployment assistance officer is satisfied that the means of a person who is the holder of a qualification certificate have altered in amount since such certificate was issued, but do not exceed in case he is resident in a county borough or the borough of Dun Laoghaire, fifty-two pounds, or, in case he is resident elsewhere, thirty-nine pounds per annum, such unemployment assistance officer may amend such certificate in such manner as is requisite.

- (5) Whenever a qualification certificate is revoked under this section on account of such certificate having been obtained by fraud or fraudulent misrepresentation, the person to whom such certificate was issued shall, for six months after such revocation, be disqualified for obtaining or holding a qualification certificate.

- (6) Whenever a qualification certificate is revoked or amended by an unemployment assistance officer under this section, the person who was the holder of such certificate immediately before such revocation or at the time of such amendment may within twenty-one days after such revocation or amendment or such further time (if any) as in his case may be allowed by the Minister, and in the prescribed manner require such officer to report such revocation or such amendment (as the case may be) to the Unemployment Appeals Committee, and thereupon such officer shall report to the said Committee in the prescribed manner and the said Committee shall consider such revocation or such amendment.

(7) The Unemployment Appeals Committee shall consider in the prescribed manner every revocation or amendment reported to them under this section and may either, as they think proper, confirm or annul any such revocation and may either, as they think proper, confirm, annul, or vary any such amendment, and in every such case the decision of the said Committee shall be final and conclusive. 5

(8) Where a qualification certificate is revoked, the holder of such certificate shall on demand of an unemployment assistance officer forthwith deliver such certificate to such officer who shall retain it. 10

(9) Every person who on demand being made on him by an unemployment assistance officer under the immediately preceding sub-section for delivery of his qualification certificate fails to deliver forthwith such certificate to such officer shall be guilty of an offence under this section and shall be liable on summary conviction thereof to a fine not exceeding twenty pounds. 15

(10) Where a person is convicted of an offence under this section the court by which he is convicted may, where the circumstances so require, make such order as the court shall think proper for securing the delivery of the qualification certificate in respect of which such offence was committed to an unemployment assistance officer. 20

Calculation of
the means of
persons.

13.—In the calculation of the means of a person for the purpose of this Act the following things and no others shall be deemed to constitute the means of such person, that is to say:— 25

(a) the yearly value of all property belonging to such person (not being property personally used or enjoyed by him) which is invested or is otherwise put to profitable use or is capable of being but is not invested or put to profitable use; 30

(b) all income which such person may reasonably expect to receive during the succeeding year in cash, including the actual or estimated amount of any income which such person may reasonably expect to receive during such succeeding year as head of the household, whether as contributions to the expenses of the household or otherwise, but excluding any income or money coming within any other paragraph of this sub-section and also excluding all moneys earned by such person in respect of his personal employment under a contract of service; 35 40

(c) the yearly value of any advantage accruing to such person from the use of property (other than furniture and personal effects) which is personally used or enjoyed by him; 45

(d) all income and the yearly value of all property of which such person has directly or indirectly deprived himself in order to qualify himself for the receipt of unemployment assistance. 50

PART III.

UNEMPLOYMENT ASSISTANCE.

Right to receive
unemployment
assistance.

14.—(1) Any person who is the holder of a qualification certificate may, subject to the provisions of this section, apply in the prescribed manner for unemployment assistance. 55

(2) Where an application for unemployment assistance is duly made by a person for the time being entitled under the imme-

diately preceding sub-section to make such application and such person delivers to an unemployment assistance officer his qualification certificate and satisfies such officer in the prescribed manner that he complies with the statutory conditions, such person shall, 5 so long as he continues to comply with the statutory conditions and is not disqualified under this Act for receiving unemployment assistance, be entitled, subject to the provisions of this Act, to receive payments (in this Act referred to as unemployment assistance) at such times, in such manner, and at such rate as is 10 or are or shall be appointed by or under this Act.

(3) No application for unemployment assistance shall be made by any person unless and until so much of this Act as authorises persons to apply for unemployment assistance has come into force in relation to the area within which such person resides.

15 (4) When a person is for the time being in receipt of unemployment assistance the qualification certificate of such person shall be retained at the prescribed place, during the prescribed time and in the prescribed manner.

20 15.—(1) The following conditions are referred to in this Act as the statutory conditions and shall, subject to the provisions of this Act (including this section) be the conditions to be complied with by the holder of a qualification certificate in order to entitle him to receive unemployment assistance, that is to say:— The statutory conditions.

25 (a) that such holder proves that since the date of his application for unemployment assistance he has been continuously unemployed for at least six days;

30 (b) that such holder is capable of work and is available for and genuinely seeking but is unable to obtain employment suitable for him having regard to his age, sex, physique, education, normal occupation, place of residence, and family circumstances;

35 (c) that since his qualification certificate was issued to him he has not done anything and no change of circumstances or other event has occurred which would invalidate such certificate or would disentitle him to hold such certificate;

40 (d) if he has been duly required by an unemployment assistance officer to attend a course of instruction appointed or approved by regulations made under this Part of this Act, that he has duly attended such course in accordance with such requisition;

45 (e) in the case of a person applying for unemployment assistance in an urban area that either he has been ordinarily resident in such urban area for at least one year before his latest application for unemployment assistance or has had at least three months' employment in such urban area within one year before such latest application.

50 (2) A person shall not be deemed to have failed to comply with the statutory conditions by reason only that he has declined an offer of employment in a situation vacant in consequence of a stoppage of work due to a trade dispute.

55 16.—(1) A person shall be disqualified for receiving unemployment assistance:—

(a) while he is resident, whether temporarily or permanently, outside Saorstát Eireann, and

Disqualifications for receiving unemployment assistance.

- (b) while he is undergoing imprisonment or detention in any prison or other place of detention maintained wholly or partly out of public funds, and
- (c) while he is an inmate of any hospital, infirmary, sanatorium, mental home, or other similar institution maintained wholly or partly out of public moneys or by a local authority, and
- (d) while he is in receipt of or entitled to a pension under the Blind Pensions Act, 1920, or any sickness or disablement allowance under the National Health Insurance Acts, 1911 to 1933, or unemployment benefit under the Unemployment Insurance Acts, 1920 to 1930, or any benefit under a special scheme under section 18 of the Unemployment Insurance Act, 1920, or under section 19 of that Act or under a supplementary scheme under section 20 of that Act.

(2) Where a person loses his employment through his misconduct, or voluntarily leaves his employment without just cause, such person shall—

- (a) in case he is an insured contributor under the Unemployment Insurance Acts, 1920 to 1930, and is entitled to unemployment benefit on the expiration of the period of disqualification for receiving unemployment benefit fixed by sub-section (2) of section 8 of the Unemployment Insurance Act, 1920, be disqualified for receiving unemployment assistance for the period during which he is disqualified for receiving unemployment benefit and also for the period of six weeks as from the date on which his right to receive unemployment benefit expires, and
- (b) in any other case, be disqualified for receiving unemployment assistance for the period of three months from the date on which he lost or so left his employment.

(3) Where a person has been convicted of any offence under any section of this Act, such person shall be disqualified for receiving unemployment assistance during the period of three months, or such lesser period (not being less than six weeks), as may be prescribed, from the date on which he is so convicted.

(4) Where a person has been convicted of any crime or offence (other than an offence under a section of this Act) and has on such conviction been sentenced to imprisonment for any term not less than one fortnight, such person shall be disqualified for receiving unemployment assistance for the period of three months from the date on which he is so convicted or for the period of his imprisonment, whichever is the longer.

(5) A person who lost employment by reason of a stoppage of work which was due to a trade dispute at the factory, workshop or other premises at which he was employed, shall be disqualified for receiving unemployment assistance so long as the stoppage of work continues, except in the case where he has, during the stoppage of work, become bona fide employed elsewhere in the occupation which he usually follows or has become regularly engaged in some other occupation

Where separate branches of work which are commonly carried on as separate businesses in separate premises are in any case carried on in separate departments of the same premises, each of those departments shall, for the purposes of this sub-section, be deemed to be a separate factory or workshop or separate premises, as the case may be.

(6) In this section the word "imprisonment" includes penal servitude.

17.—(1) In this section the expression “scheduled rate” means the rate of unemployment assistance stated in the Schedule to this Act which is, in the circumstances for the time being existing, applicable to the person in respect of whom the expression is used. Rates of unemployment assistance.

(2) Whenever a person is entitled under this Act to receive unemployment assistance, such assistance shall be given to him in the form of a money payment at whichever of the following rates is applicable, that is to say:—

30 (a) if he has no means or if he has means not exceeding two shillings per week, at the scheduled rate; and

15 (b) if he has means exceeding two shillings per week, at a rate equal to the scheduled rate reduced by one shilling per week for every shilling or part of a shilling by which the means of such person exceeds two shillings per week.

(3) Whenever in the calculation of the rate at which unemployment assistance is payable to a person, the weekly amount by which the scheduled rate is to be reduced is equal to or exceeds 20 the weekly amount of the scheduled rate, no unemployment assistance shall be payable to such person.

(4) The means of any person for the purpose of this section shall be taken to be the means of such person as stated in the qualification certificate for the time being held by him.

25 18.—The Minister, with the concurrence of the Minister for Finance, may at any time or times by order vary in any manner (whether by addition, omission, or alteration) which he thinks proper all or any of the rates of unemployment assistance stated in the Schedule to this Act or previously fixed under this section, and if any such order is so made all references in this Act to the 30 rates of unemployment assistance stated in the Schedule to this Act shall be construed as referring to those rates with and subject to the variations thereof under this section for the time being in force. Variation of the rates of unemployment assistance.

35 19.—The following provisions shall have effect in relation to the payment of unemployment assistance, that is to say:— Payment of unemployment assistance.

(a) no unemployment assistance shall be payable in respect of the first six days of continuous unemployment in any continuous period of unemployment;

40 (b) no unemployment assistance shall be paid for any period less than one day;

(c) for the purposes of this Part of this Act, no time prior to the relevant application for unemployment assistance shall be reckoned as or as part of a period of 45 unemployment;

(d) no time during which a person is disqualified for receiving unemployment assistance shall be reckoned in the computation of any period of unemployment of such person;

50 (e) subject to the provisions of this Act (including this section), unemployment assistance shall be paid at the prescribed times and in the prescribed manner.

20.—(1) Every application for unemployment assistance shall be received and considered by an unemployment assistance officer 55 and every such application and every question arising thereon or in relation thereto (including in particular the question whether the statutory conditions have been or continue to be complied with and the question whether a person is or is not disqualified Determination of applications for unemployment assistance.

for receiving unemployment assistance) shall be determined by an unemployment assistance officer and such determination by such officer shall, subject to the provisions of this section, be final.

(2) An unemployment assistance officer may, if he so thinks proper, instead of determining it himself, refer in the prescribed manner any application or question which falls to be determined by him under this section to a court of referees. 5

(3) Any person aggrieved by the refusal by an unemployment assistance officer of an application by such person for unemployment assistance or by the allowance by any such officer of unemployment assistance to such person at a lesser rate than was claimed by him, or by the stoppage or reduction in rate by any such officer of unemployment assistance theretofore paid to such person may within twenty-one days after such refusal, allowance or stoppage or such further time (if any) as may in his case be allowed by the Minister, and in the prescribed manner require such officer to report such refusal, allowance, stoppage, or reduction to a court of referees and thereupon such officer shall report in the prescribed manner in accordance with such requisition. 10 15 20

(4) Every court of referees shall consider every matter referred or reported to them under this section and shall make to the unemployment assistance officer concerned such recommendations in regard thereto as they think proper, and thereupon such officer shall give effect to such recommendations unless he disagrees therewith. 25

(5) Whenever an unemployment assistance officer disagrees with a recommendation made by a court of referees to him under this section, such officer shall, if so requested by such court, refer the matter in the prescribed manner to the Umpire. 30

(6) Where a recommendation has been made under this section by a court of referees to an unemployment assistance officer, any association of employed persons of which the person to whom such recommendation relates is a member or (with the leave of the court of referees) the said person may himself within twenty-one days after such recommendation or such further time (if any) as may in his case be allowed by the Minister require such officer to refer the matter to the Umpire, and thereupon such officer shall refer the matter in the prescribed manner to the Umpire. 35

(7) The Umpire shall determine every matter referred to him under this section and his determination thereon shall be final and conclusive. 40

(8) An unemployment assistance officer may at any time, on account of new evidence being submitted to him or new facts coming to his knowledge, reverse or revise any determination previously made by him under this section, and the provisions of this section in relation to the reference or report of matters to a court of referees or to the Umpire shall apply to such reversal or revision in like manner as they applied to the original determination. 45 50

(9) The Umpire may at any time, on account of new evidence having been submitted to him, reverse or revise any determination previously made by him under this section.

(10) Every action of an unemployment assistance officer in pursuance of a recommendation made to him by a court of referees, every determination by the Umpire, and every reversal or revision of a previous determination by any such officer or by the Umpire shall, if such action, determination, reversal, or revision has the effect of allowing unemployment assistance previously refused or increasing unemployment assistance previously allowed, have effect as from the date of the original determination by the unemployment assistance officer. 55 60

21.—(1) Every court of referees for the time being subsisting under and for the purposes of the Unemployment Insurance Act, 1920, as amended or extended by subsequent enactments shall be a court of referees for the purposes of this Act, and accordingly in this Act the expression "court of referees" means a court of referees so subsisting.

Courts of referees and the Umpire.

(2) The Umpire for the time being appointed and acting under and for the purposes of the Unemployment Insurance Act, 1920, as amended or extended by subsequent enactments shall be the Umpire for the purposes of this Act, and accordingly in this Act the expression "the Umpire" means the Umpire so appointed and acting.

(3) Regulations made by the Minister under this Act may prescribe the practice and procedure to be observed by courts of referees and the Umpire respectively in the performance of their respective functions under this Act, and may apply to proceedings before a court of referees or before the Umpire all or any of the provisions of the Common Law Procedure Amendment Act (Ireland), 1856, relating to arbitration.

22.—The Minister may by regulations made by him under this section after consultation with the Minister for Education, make provision for the attendance of unemployed persons at courses of instruction in pursuance of requisitions by unemployment assistance officers and may by such regulations appoint or approve of courses of instruction for that purpose.

Regulations in respect of courses of instruction.

23.—Subject to the provisions of this Act, every assignment of, or charge on, and every agreement to assign or charge unemployment assistance shall be void, and on the bankruptcy of, any person entitled to unemployment assistance, the right to such unemployment assistance shall not pass to any trustee or other person acting on behalf of his creditors.

Unemployment assistance to be inalienable.

PART IV.

UNEMPLOYMENT ASSISTANCE FUND.

24.—(1) As soon as may be after the passing of this Act, the Minister shall establish and thereafter maintain under his management and control a fund which shall be known and is in this Act referred to as the Unemployment Assistance Fund.

Establishment of the Unemployment Assistance Fund.

(2) The Unemployment Assistance Fund shall be audited by the Comptroller and Auditor-General in such manner as the Minister for Finance may direct.

25.—(1) There shall be paid out of moneys provided by the Oireachtas into the Unemployment Assistance Fund during the period commencing on the passing of this Act and ending on the next following 31st day of March, the sum of £450,000 (four hundred and fifty thousand pounds) and such further sums (if any) as the Minister for Finance, after consultation with the Minister, shall determine.

Payments into the Unemployment Assistance Fund.

(2) In every financial year commencing after the 31st day of March next after the passing of this Act, there shall be paid into the Unemployment Assistance Fund the following sums, that is to say:—

(a) by the Minister the sum of £250,000 (two hundred and fifty thousand pounds) out of the Unemployment Fund established and maintained under the Unemployment Insurance Acts, 1920 to 1930;

(b) by the council of every county borough and the council of the borough of Dun Laoghaire a sum equal to the amount of a rate of one shilling and sixpence in the pound on the rateable value at the beginning of the immediately preceding financial year of such county borough or the borough of Dun Laoghaire, as the case may be; 5

(c) by the council of every borough (other than a county borough or the borough of Dun Laoghaire) or urban district having for the time being a population (as shown by the census of population which is for the time being the latest such census) exceeding seven thousand and by the commissioners of every town having commissioners under the Towns Improvement (Ireland) Act, 1854, and for the time being such population as aforesaid, a sum equal to the amount of a rate of ninepence in the pound on the rateable value at the beginning of the immediately preceding financial year of such borough, urban district, or town; 10 15

(d) by the Minister for Finance out of moneys provided by the Oireachtas, such sum as the said Minister after consultation with the Minister, shall determine. 20

Payments out of the Unemployment Assistance Fund.

26.—There shall be paid out of the Unemployment Assistance Fund the following moneys, that is to say:—

(a) all expenses, to such amount as shall be sanctioned by the Minister for Finance, incurred by the Minister in the execution of this Act; 25

(b) all unemployment assistance paid under this Act.

Levying of rates by local authorities.

27.—(1) It shall be the duty of every council and board of commissioners by whom money is payable under this Part of this Act into the unemployment assistance fund in a financial year to pay such money into the said fund in four equal instalments, on the 30th day of June, 30th day of September, 31st day of December, and 31st day of March, in such year, and for that purpose to raise such money by means of the rate by means of which expenses incurred under the Public Health Acts, 1879 to 1931, by such council, or board, are raised, but as a separate item of such rate. 30 35

(2) Where any money is payable under this section into the unemployment assistance fund by a council or board of commissioners, the amount thereof may be deducted from any sums payable from the Local Taxation (Ireland) Account directly or indirectly to such council or board, and be paid into the unemployment assistance fund in discharge of such money. 40

PART V.

45

MISCELLANEOUS.

Repayment of unemployment assistance improperly received.

28.—(1) Every payment of unemployment assistance received by any person while he was disqualified for receiving unemployment assistance or the statutory conditions were not complied with by him or which he was otherwise disentitled to receive shall be repayable by such person to the Minister on demand made in that behalf by an unemployment assistance officer, and, if not so repaid, may be recovered by the Minister as a simple contract debt in any court of competent jurisdiction or by deduction from any payment or payments of unemployment assistance to which such person subsequently becomes entitled. 50 55

(2) Every sum repaid to or recovered by the Minister under this section shall be paid into or disposed of for the benefit of the unemployment assistance fund.

29.—If, for the purpose of obtaining for himself or any other
5 person a qualification certificate or any payment of unemployment
assistance or of avoiding the making by himself or any other
person of any repayment under this Act, any person makes any
statement or representation (whether written or verbal) which is
to his knowledge false or misleading in any material respect, he
10 shall be guilty of an offence under this Act and shall be liable on
summary conviction thereof to a fine not exceeding twenty-five
pounds or, at the discretion of the Court, to imprisonment for
any term not exceeding three months.

Penalty for false statements, etc.

30.—(1) Proceedings for an offence under any section of this
15 Act shall not be instituted except by or with the consent of the
Minister.

Prosecutions.

(2) A prosecution for an offence under any section of this Act
may be brought at the suit of the Minister.

(3) A prosecution for an offence under any section of this Act
20 may be brought at any time within whichever of the following
periods latest expires, that is to say:—

(a) three months after the date on which it is certified in
writing sealed with the official seal of the Minister that
evidence sufficient to justify the institution of such
25 prosecution came into the possession or procurement of
the Minister, or

(b) six months after the commission of the offence.

31.—Where, for the purpose of this Act, the age, marriage, or
death of any person is required to be proved by the production
30 of a certificate of birth, marriage, or death, any person shall, on
presenting a written requisition in such form and containing such
particulars as may be prescribed and, on payment of a fee in the
case of a birth certificate of sixpence, and in the case of a marriage
or death certificate, of one shilling, be entitled to obtain a certified
35 copy of the entry of the birth, marriage, or death, as the case
may be, of that person in the register of births, marriages, or
deaths, as the case may be, under the hand of the registrar or
superintendent registrar or other person having the custody
thereof, and forms for such requisition shall on request be sup-
40 plied without any charge by every registrar of births and deaths,
and by every superintendent registrar or other person having
the custody of the register.

Birth, marriage, and death certificates.

32.—Stamp duty shall not be chargeable on any cheque, pay
order, or other document by which a payment of unemployment
45 assistance is made, nor on any receipt given for any such payment,
nor on any statutory declaration made under and for the purposes
of this Act.

Exemption from stamp duty.

SCHEDULE.
RATES OF UNEMPLOYMENT ASSISTANCE.

Classes of persons to whom the rates of unemployment assistance set out in this Schedule are applicable	Rate of unemployment assistance applicable to persons resident in any county borough or in the borough of Dun Laoghaire	Rate of unemployment assistance applicable to persons resident in any other borough, urban district, or town having a population which (as shown by the census of population which is for the time being the latest such census) exceeds seven thousand	Rate of unemployment assistance applicable to persons resident in any other place in Saorstát Éireann
	per week s. d.	per week s. d.	per week s. d.
Man with no dependants	9 0	7 0	6 0
Man with dependent wife and no other dependant	13 0	10 0	9 0
Man with dependent wife and one other dependant	14 6	11 6	10 0
Man with dependent wife and two other dependants	16 0	12 6	11 0
Man with dependent wife and three other dependants	17 6	13 6	12 0
Man with dependent wife and four other dependants	19 0	14 6	12 6
Man with dependent wife and five or more other dependants ..	20 0	15 0	12 6
Any person who is:—			
(a) a married man whose wife is not a dependant;			
(b) a widower; or			
(c) a single man			
and who has one dependant ..	12 0	9 0	7 6
who has two dependants ..	13 6	10 0	8 6
who has three dependants..	15 0	11 0	9 6
who has four or more dependants	16 6	12 0	10 6
Married woman with dependent husband and no other dependant	11 0	8 6	7 0
Married woman with dependent husband and one other dependant	12 6	9 6	8 0
Married woman with dependent husband and two other dependants	14 0	10 6	9 0
Married woman with dependent husband and three other dependants	15 6	11 6	10 0
Married woman with dependent husband and four other dependants	17 0	12 6	11 0
Married woman with dependent husband and five or more other dependants	18 0	13 6	12 0
A person who is any of the following:			
(a) a spinster;			
(b) a widow;			
(c) a married woman who is not a dependant of her husband, and whose husband is not a dependant,			
and who has one dependant ..	11 0	8 6	7 0
who has two dependants ..	12 6	9 6	8 0
who has three dependants	14 0	10 6	9 0
who has four or more dependants	15 6	11 6	10 0

Saorstát Éireann.

BILLE UM CHONGNAMH DIOMHAOINTIS,
1933.

BILLE

(mar do tugadh isteach)

dá ngairmtear

Acht chun socrúithe do dhéanamh chun fóirthe
ar dhaoine díomhaoine agus chun na
socrúithe airgeadais agus eile is gá chuige
sin do dhéanamh.

*An tAire Tionnscoil agus Tráchtála do thug
isteach.*

*Do hordúíodh, ag Dáil Éireann, do chló-
bhualadh, 9adh Lúnasa, 1933.*

BAILE ATHA CLIATH:
FOILLSITHE AG OIFIG AN tSOLATHAIR.

Le ceannach trí aon díoltóir leabhar, no díreach
ó Oifig Díolta Foillseacháin Rialtais, 5, Sráid
Thobair Phádraig, Baile Atha Cliath, C.2.

Cló-bhuailte ag CAHILL & Co., LTD.

[Luach Tuistiún Glan.]

Wt. 4. 437. 575. 9/33. C.&Co. (3363).

Saorstát Éireann.

UNEMPLOYMENT ASSISTANCE BILL,
1933.

BILL

(as introduced)

entitled

An Act to provide for the relief of unemployed
persons and to make such financial and
other provisions as may be required for
that purpose.

*Introduced by the Minister for Industry and
Commerce.*

*Ordered, by Dáil Éireann, to be printed,
9th August, 1933*

DUBLIN:
PUBLISHED BY THE STATIONERY OFFICE.

To be purchased through any bookseller, or directly
from the Government Publications Sale Office,
5, Nassau Street, Dublin, C.2.

Printed by CAHILL & Co., LTD.

[Fourpence Net.]