

**SOCIAL INSURANCE (INSURABILITY AND SPECIAL CLASSES)
(AMENDMENT) REGULATIONS, 1980**

**Subsidiary
1980/138**

Regulations made under s. 48 of the Social Insurance Act.

**SOCIAL INSURANCE (INSURABILITY AND SPECIAL
CLASSES) (AMENDMENT) REGULATIONS, 1980**

(LN. 1980/138)

1.1.1981

1.1.1985 r.2

Amending enactments	Relevant current provisions	Commencement date
Act. 2011-29	r. 2(2)(b)	1.7.2011

EU Legislation/International Agreements involved:

In exercise of the powers conferred on him by section 48 of the Social Insurance Ordinance and of all other powers thereunto him enabling, the Governor has made the following regulations:—

Title and commencement.

1. (1) These regulations may be cited as the Social Insurance (Insurability and Special Classes) (Amendment) Regulations, 1980

(2) Regulation 2 shall come into operation on the 1st day of January, 1985.

(3) Except as provided in sub-regulation (2), these regulations shall come into operation on the 1st day of January, 1981.

Revocation of regulation 7 of Booklet 2 of Cap.145.

2. (1) The Social Insurance (Insurability and Special Classes) Regulations (hereinafter referred to as the principal regulations) are amended by revoking regulation 7.

(2) Notwithstanding the revocation of regulation 7 of the principal Act by sub-regulation (1) of this regulation –

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- (a) where any woman has at any time before the 1st day of January, 1985, elected under regulation 7 of the principal regulations not to be liable to pay contributions under the Act for any period during which she is married and during which her husband continues to pay contributions under the Act, that woman shall continue not to be liable to pay such contributions during such period;
- (b) where any woman in receipt of survivor's benefit under the Act has at any time before the 1st day of January, 1985, elected under regulation 7 of the principal regulations not to be liable to pay contributions under the Act for any period during which such benefit is payable, that woman shall continue not to be liable to pay such contributions during such period;
- (c) any woman to whom paragraph (a) or paragraph (d) refers may at any time cancel her election by giving notice, in writing to that effect to the Director, in which event the election shall cease to have effect either at the beginning of the week next but one following the week in which the notice is given, or on such earlier date as the Director may in any case allow, and on the election ceasing to have effect, that woman shall cease to be not liable to pay the contributions to which it relates;
- (d) where any woman cancels her election under paragraph (c), she shall surrender to the Director, at the time of giving notice of cancellation, the certificate of election issued under regulation 7 of the principal regulations prior to its revocation by sub-regulation (1) of this regulation, and shall notify her employer forth with of the cancellation;
- (e) any woman to whom paragraph (a) or paragraph (b) refers, who has not cancelled her election under paragraph (c), shall on taking up any new employment produce forthwith to her new employer the certificate of election issued to her by the Director under regulation 7 of the principal regulations, prior to its revocation by sub-regulation (1) of this regulation, in respect of that election;
- (f) no contribution as an employed person or as a self-employed person shall be credited to any married woman or widow for any week in respect of which an election by her not to be liable to pay contributions is operative by virtue of this sub-regulation.

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(3) Nothing in this regulation shall relieve any employer of any liability imposed on him by the Act in relation to employer's contribution in respect of any woman to whom paragraph (a) or paragraph (b) of sub-regulation (2) refers, being a woman who has not for the time being cancelled under paragraph (c) of that sub-regulation her election.

Amendment of Schedule.

3. The Schedule to the principal regulations is amended by revoking item 2.