

Bulletin No. 18

April, 1969

National Superannuation and Social Insurance

The White Paper on Proposals for Earnings-Related Social Security, which will be of interest to many of our members, is now available from H.M.S.O., Cmnd.3883, price 6s. net. We are pleased to announce that Mr. Richard Crossman, Secretary of State for Social Services, has kindly agreed to address our Association on the evening of Tuesday, 13 May, 1969. He will speak on the White Paper and there will be an opportunity for discussion following the talk. This meeting will be held, as usual, at Aldermary House, Queen Street, London, E.C.4, at 6.30 p.m., coffee being served from 6 p.m.

Luncheon Meeting

The last meeting of the session will take the form of a luncheon to be held on Wednesday, 4 June, 1969. Further details will be advised later, but in the meantime you are asked to book the date.

"Some Sidelights on the Finance Act, 1968"

In a further address to the Association on "Some Estate Duty Aspects of the Finance Act, 1968", reported elsewhere in this Bulletin, Mr. M. A. Weinberg made reference to his previous address under the above title which appeared in Bulletin No. 17. "On that occasion", Mr. Weinberg said:

"I expressed the view that, if a father took out a non-qualifying policy in trust for the absolute benefit of, say, his son, and a chargeable event occurred, the surtax liability fell, as a result of the provisions of paragraph 17(1)(a) of the 9th Schedule, on the son as the individual in whom the rights were vested as beneficial owner and not on the father. Since then, I have learned that the Revenue have informed the L.O.A. that, in their view, where a policy is effected by A for the benefit of B, A is chargeable to surtax and no-one else (that is, in our example, the father is chargeable to surtax and not the son). The Revenue go on to say: 'He is the

settlor and individual ~~meeting~~ the trust: the legal rights are not vested in B. Limited interests are not affected by the legislation; in the case of settled policies only the settlor is chargeable.'

"Unless someone feels like financing the costs of a test case through to the House of Lords to vindicate the honour of a speaker at a B.I.L.A. meeting, the wise thing must be to accept the Revenue ruling. It gives rise to some results which I am sure the Revenue will not like - for instance, if the policy is taken out by the father in trust for the absolute benefit of the son and is on the son's life, and the father dies before the policy is cashed in, then when the policy is cashed in, there will be no-one on whom to charge surtax. In the wording of the Revenue comment, the father is chargeable to surtax and no-one else. And if, during the father's lifetime, it is desired to cash in the policy and it suits the family to have the surtax charged on the son rather than the father, all that is required is for the son - if he is no longer an infant - to call upon the trustees to assign the policy into his name as beneficial owner before cashing it in. So be it."

Colloquium

Mr. E. E. Warman, who has been acting as Colloquium Organising Secretary, now advises the following details.

- Date. From afternoon of Wednesday, 10 September, 1969, to morning of Saturday, 13 September.
- Venue. Magdalen College, Oxford. Accommodation in single rooms with full board has been arranged from lunch on 10 September to lunch on 13 September.
- Themes. A. State regulation and the solvency of life and pension assurers, including investment policy and rates of premium.
- B. The respective roles of State and employer in the provision for old age.

Delegates from Europe will arrive during the afternoon of Tuesday, 9 September, and will receive invitations to a Reception in the evening at the Tallowchandlers Hall given by the Life Offices' Association. The overseas delegates and their wives will be provided with accommodation at a

London hotel overnight and will be conveyed to Oxford by coach on Wednesday morning to arrive at the College by lunch-time. This transport can also be made available for other delegates.

<u>Sessions:</u>	Wednesday afternoon	14.30 - 17.30
	Thursday morning	9.30 - 12.00
	afternoon	16.30 - 18.30
	Friday morning	9.30 - 12.00
	afternoon	14.30 - 17.30
	Saturday morning	9.30 - 12.30

Entertainment:

	<u>Delegates</u>	<u>Ladies</u>
Tuesday evening (in London)	Reception at Tallowchandlers Hall (for overseas delegates and wives)	
Wednesday afternoon		Free
Wednesday evening	Visit to one of the Oxford Theatres	
Thursday afternoon	Tour of Oxford and Colleges	Coach tour of Oxfordshire countryside, inc. Blenheim Palace and the late Sir Winston Churchill's grave
Thursday evening	Civic Dinner in Hall (see note below)	
Friday afternoon		Tour of Oxford and Colleges
Friday evening	Dinner at a riverside hotel	

Note. Civic Dinner. It is hoped that some Civic and College Heads will be guests at the Dinner.

Mornings have been left free for the ladies to look around Oxford, its shops, and to re-visit any of the Colleges. Guide Books are being provided.

Numbers. In order to preserve the atmosphere of a Colloquium it is intended that the delegates would number about 80.

The Colloquium is being sponsored by the L.O.A., but it is estimated that the cost for U.K. delegates, wives, and overseas visitors (other than speakers) with wives will be in the region of £27 per head. This includes four days' residence at the College.

Copies of all papers will be provided for all delegates, and after the Colloquium it is intended to produce a selection of the papers suitably printed and bound which will be available for general distribution.

Further details of the Colloquium are being circulated separately, together with a booking form.

Transit Risks

A lively meeting was held on 11 March when Mr. Noel Wynn, Chairman of the Road Haulage Association, took the chair and addresses were given by Messrs. Basil E. Fry on road risks, K. Thomas on marine transits, and H. Caplan on aviation transits.

Members may like to know that Mr. Basil Fry has produced a useful booklet outlining insurances for members of the furniture warehousing and removing industry and containing informative notes for the guidance of those concerned with road haulage, export packing, and shipping and forwarding. This booklet is available price 3s.6d. from Security and Insurance Services, Salisbury House, London Wall, London, E.C.2. The proceeds from the sale of the booklet are being donated to The Furniture Warehousemen and Removers Benevolent Association.

Library Facilities

The C.I.I. have kindly agreed to house the library of this Association at the Hall, 20, Aldermanbury, London, E.C.2, and to allow our members full use of their facilities.

The Computerization of the Statute Book

Dr. G. B. F. Niblett, who is on the staff of the United Kingdom Atomic Energy Authority's Culham Laboratory, wrote a paper for The Computer Bulletin, Vol.12, No.2, in June 1968 which proposes that electronic digital computers be used to store, search, retrieve and index the full text of such public documents as United Kingdom statutes, statutory instruments, and other ordinances and regulations. It is recommended that priority be given to the electronic storage and retrieval of those statutes which are presently in force. Such a task could be completed within two years

and would form the basis for a national statutory searching and indexing service which could readily be extended to include other categories of legal material.

A reprint of this paper has been placed in our library at the C.I.I. and is available on loan to any member who may be interested.

Statutes in Force - Official Revised Edition

It has already been announced that the Statute Law Committee has approved the publication of a new official edition of the Statute Book, to be prepared in a modified loose-leaf form, with the statutes arranged by subject-matter. The Lord Chancellor has now appointed an Editorial Board to supervise the production of the new edition, and the Editorial Board would like to tell the legal profession and other prospective users of the new edition what at this stage they have in mind and to seek comments. The proposals that follow are provisional: they can be, and no doubt some of them will be, modified, developed or even rejected in the light of comment and public discussion.

The new edition, which it is proposed to call "Statutes in Force - Official Revised Edition", will consist of a number of separate booklets or sheets, one for each statute (although two or more statutes may be printed in a single booklet if there are good reasons for it). A booklet will be indivisible.

The booklets will be suitable for insertion in loose-leaf binders, which will be so designed as to enable a card to be inserted in the spine, giving the subjects which the binder contains.

Each booklet will reflect the amendments which have been made to the statute since it was enacted: and if in the course of time further amendments are effected which make the booklet difficult to read a further revised edition of the statute will be published to replace the earlier one. Facilities will be provided for keeping booklets up-to-date pending the issue of replacement editions.

The new work will be published by instalments, each instalment consisting of one or more groups of booklets, grouped by subject-matter. In addition, it will be possible to purchase separate booklets individually. The subjects for each instalment will be selected by the

Editorial Board, who will be guided by the needs of the legal profession and other users.

Where a statute deals with a main subject and one or more subsidiary subjects, it will be grouped according to the main subject; but those of its provisions which relate to the other subjects will be reprinted with the statutes belonging to those other subjects. Some sections will appear not only in the statute where it appears as a whole but also elsewhere along with other statutory provisions dealing with the same subject-matter. The Board believe that this degree of duplication will be found convenient to users. Only where reprinting the text is thought to be unnecessary will the edition rely on cross-referencing alone.

It is proposed to preface statutes by an Arrangement of Sections whenever this will be helpful to the reader. Preambles to Acts will as a general rule be included, but where they are purely formal (for example, where they simply recite other Acts) a note of their effect may be thought sufficient.

It will be seen that the new edition is designed to be of indefinite duration, since, being in loose-booklet form, it will be capable of self-renewal. With this in mind, the Editorial Board wish to ensure that all considerations of accuracy, practicality and convenience are given due weight in its preparation. For this reason it will welcome any comments or suggestions which any person or organization may have to make. In particular, the Board would be interested to receive views, not only on the form and arrangement of the edition, but also on the order in which statutes or groups of statutes might be selected for inclusion.

The membership of the Editorial Board is as follows:

The Hon. Mr. Justice Scarman, O.B.E.,
Chairman of the English Law Commission

The Hon. Lord Kilbrandon,
Chairman of the Scottish Law Commission

Sir Harvey Druitt, K.C.B.,
Treasury Solicitor

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Parliamentary Draftsman for Scotland

Sir Derek Hilton, M.B.E.,
Past President of The Law Society

A. B. Lyons, Esq.,
Editor, Statutory Publications Office

The Editorial Director is Mr. M. L. Dunlap, to whom all communications should be addressed at Lacon House, Theobalds Road, London, W.C.1.

A.I.M.I.C. Educational Conference

Our friends in the Association of Insurance Managers in Industry and Commerce have arranged a one-day educational conference to be held at the Royal Garden Hotel, Kensington, London, W.8, on 14 May, 1969.

The conference covers a wide range of subjects, including the functions of the insurance manager, products liability on a worldwide basis, engineering insurance - loss prevention through examination of plant during manufacture, and some reflections on the philosophy of reinsurers today.

The fee for the conference is £5. 5s., and further details can be obtained from Mr. G. D. Hole, The Chloride Electrical Storage Co., Ltd., 20-26, Wellesley Road, Croydon, CR9 2BQ.

Membership Subscriptions

Members are reminded that subscriptions became due on 1 March, and it would be appreciated if those members who have not yet paid would kindly forward their subscriptions to the Hon. Treasurer, B.I.L.A., Friendly House, 21-24, Chiswell Street, London, E.C.1. The annual subscription is £2. 5s. or £2 by banker's order.