

not payable, or employed in an employment not described by Part I of the First Schedule to this Act, during any period falling within the period of two years specified in the first statutory condition; the question shall, subject to the provisions of this Act, be decided by the Commission." 5

Appeal to the umpire.

"46. Any person aggrieved by any decision of the Commission made in pursuance of section forty-five, may appeal from that decision to the umpire within six months from the date on which the decision of the Commission is communicated to him or within such longer period as the umpire may allow." 10

Commission or umpire may revise decision.

"47. The Commission or the umpire may, on new facts being brought to its or his notice, rescind or amend any decision given by it or him, as the case may be, under this Act." 15

Commission may refer question to an umpire.

"48. The Commission may, if it thinks fit, refer any question mentioned in section forty-five to the umpire for decision." 20

Question arising during court proceedings.

"49. If a question specified in section forty-five of this Act arises in any legal proceedings, the justice or justices of the peace, magistrate, judge or court before whom it arises shall, if the question has not been decided by the Commission, refer the question to the Commission and defer further proceedings until the Commission's decision is received, and upon receipt of the Commission's decision, shall proceed with the hearing and judgment of the legal proceedings, and where an appeal or reference to the umpire has been made, shall nevertheless proceed with the hearing but defer judgment until the umpire's decision is received." 25 30

6. Section fifty-five of the said Act, section fifty-six of the said Act as amended by section two of chapter thirty-one of the Statutes of 1943-44, and section fifty-seven of the said Act are repealed and the following substituted therefor: 35

Consideration of claims by insurance officer.

"55. (1) The insurance officer shall take into consideration any claim submitted to him for examination under section fifty-four, and 40
 (a) if he is of opinion that the statutory conditions have been fulfilled, he shall declare that a benefit year has been established; or
 (b) if he is of opinion that the statutory conditions have not been fulfilled, he shall 45
 (i) declare that a benefit year has not been established on the ground that one or more of the statutory conditions is not fulfilled, or