Status: *This version of this Instrument contains provisions that are prospective.*
Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Vaccine Damage Payments (Specified Disease) Order 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY INSTRUMENTS

2015 No. 47

PUBLIC HEALTH

The Vaccine Damage Payments (Specified Disease) Order 2015

Made - - - -	*20th January 2015*
Laid before Parliament	*27th January 2015*
Coming into force - -	*28th February 2015*

The Secretary of State for Health, in exercise of the powers conferred by sections 1(2)(i) and 2(2) of the Vaccine Damage Payments Act 1979(**1**), makes the following Order:

PROSPECTIVE

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Vaccine Damage Payments (Specified Disease) Order 2015 and comes into force on 28th February 2015.

(2) In this Order, "the Act" means the Vaccine Damage Payments Act 1979.

Commencement Information

I1 Art. 1 in force at 28.2.2015, see **art. 1(1)**

Additions to the list of diseases to which the Act applies

2.—(1) Subject to paragraph (2), the following are specified as diseases to which the Act applies—

(a) rotavirus; and

(b) influenza, other than influenza caused by a pandemic influenza virus.

(2) Paragraph (1)(b) does not affect any entitlement which arises under the Vaccine Damage Payments (Specified Disease) Order 2009(**2**) (addition of influenza caused by the pandemic influenza A (H1N1) 2009 virus) and references in this Order to pandemic influenza are to be interpreted accordingly.

(**1**) 1979 c.17.
(**2**) S.I. 2009/2516. This Order was revoked by the Vaccine Damage Payments (Specified Disease) (Revocation and Savings) Order 2010, S.I. 2010/1988, subject to savings provisions in Article 4 of the latter Order.

Commencement Information

I2 Art. 2 in force at 28.2.2015, see **art. 1(1)**

Modification of conditions of entitlement

3. The conditions of entitlement in section 2(1) of the Act have effect subject to the following modifications—

(a) in relation to vaccination against rotavirus, in sub-paragraph (ii) of section 2(1)(a), for "5th July 1948" substitute "1st July 2013";

(b) in relation to vaccination against influenza, other than influenza caused by a pandemic influenza virus, in sub-paragraph (ii) of section 2(1)(a), for "5th July 1948" substitute "1st September 2013";

(c) in relation to vaccination against rotavirus or influenza, other than influenza caused by a pandemic influenza virus, for paragraph (b) of section 2(1) substitute—

"(b) that the vaccination was carried out at a time when the person to whom it was given was under the age of eighteen; and".

Commencement Information

I3 Art. 3 in force at 28.2.2015, see **art. 1(1)**

Signed by Authority of the Secretary of State for Health.

Jane Ellison
Parliamentary Under Secretary of State
Department of Health

20th January 2015