STATUTORY RULES OF NORTHERN IRELAND

2007 No. 337

SOCIAL SECURITY

The Pneumoconiosis, etc., (Workers' Compensation) (Prescribed Occupations) Order (Northern Ireland) 2007

Made - - - -	*19th July 2007*
Coming into operation	*10th August 2007*

The Department for Social Development makes the following Order in exercise of the powers conferred by paragraph 8(1) of the Schedule to the Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979(**1**).

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Pneumoconiosis, etc., (Workers' Compensation) (Prescribed Occupations) Order (Northern Ireland) 2007 and shall come into operation on 10th August 2007.

(2) In this Order—

"the Order" means the Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979;

"asbestosis" means fibrosis of the parenchyma of the lungs due to the inhalation of asbestos dust;

"asbestos textiles" means yarn or cloth composed of asbestos or of asbestos mixed with any other material;

"foundry" means those parts of industrial premises where the production of metal articles (other than pig iron or steel ingots) is carried on by casting (not being diecasting or other casting in metal moulds), together with any part of the same premises where any of the following processes are carried on incidentally to such production, namely, the drying and subsequent preparation of sand for moulding (including the reclamation of used moulding sand), the preparation of moulds and cores, knock-out operations and dressing or fettling operations;

"grindstone" means a grindstone composed of natural or manufactured sandstone and includes a metal wheel or cylinder into which blocks of natural or manufactured sandstone are fitted;

"mine" includes every shaft in the course of being sunk, and every level and inclined plane in the course of being driven, and all the shafts, levels, planes, works, tramways and sidings, both

(**1**) S.I. 1979/925 (N.I. 9); the Schedule was inserted by section 52(5) of the Welfare Reform Act (Northern Ireland) 2007 (c. 2 (N.I.))

below ground and above ground, in and adjacent to and belonging to the mine, but does not include any part of such premises on which any manufacturing process is carried on other than a process ancillary to the getting or dressing of minerals or the preparation of minerals for sale;

"silica rock" means quartz, quartzite, ganister, sandstone, gritstone and chert, but not natural sand or rotten rock.

Prescribed occupations

2. For the purposes of paragraph 8(1) of the Schedule to the Order, the occupations prescribed in relation to the diseases to which the Order applies are set out in the Schedule to this Order.

Sealed with the Official Seal of the Department for Social Development on 19th July 2007

John O'Neill
A senior officer of the Department for Social Development

SCHEDULE Article 2

Occupations prescribed in relation to the diseases to which the Order applies

PART 1

Occupations prescribed in relation to Pneumoconiosis

1. Any occupation involving—

(a) the mining, quarrying or working of silica rock or the working of dried quartzose sand or any dry deposit or dry residue of silica or any dry admixture containing such materials (including any occupation in which any of the aforesaid operations are carried out incidentally to the mining or quarrying of other materials or to the manufacture of articles containing crushed or ground silica rock);

(b) the handling of any of the material specified in sub-paragraph (a) in or incidental to any of the operations mentioned in that sub-paragraph, or substantial exposure to the dust arising from such operations.

2. Any occupation involving the breaking, crushing or grinding of flint or the working or handling of broken, crushed or ground flint or materials containing such flint, or substantial exposure to the dust arising from such operations.

3. Any occupation involving sand blasting by means of compressed air with the use of quartzose sand or crushed silica rock or flint, or substantial exposure to the dust arising from sand and blasting.

4. Any occupation involving work in a foundry or the performance of, or substantial exposure to the dust arising from, any of the following operations—

(a) the freeing of steel castings from adherent siliceous substance;

(b) the freeing of metal castings from adherent siliceous substance—

(i) by blasting with an abrasive propelled by compressed air, by steam or by a wheel, or

(ii) by the use of power-driven tools.

5. Any occupation in or incidental to the manufacture of china or earthenware (including sanitary earthenware, electrical earthenware and earthenware tiles), and any occupation involving substantial exposure to the dust arising from such operations.

6. Any occupation involving the grinding of mineral graphite, or substantial exposure to the dust arising from such grinding.

7. Any occupation involving the dressing of granite or any igneous rock by masons or the crushing of such materials, or substantial exposure to the dust arising from such operations.

8. Any occupation involving the use, or preparation for use, of a grindstone or substantial exposure to the dust arising from such operations.

9. Any occupation involving—

(a) the working or handling of asbestos or any admixture of asbestos;

(b) the manufacture or repair of asbestos textiles or other articles containing or composed of asbestos;

(c) the cleaning of any machinery or plant used in any of the operations in the preceding two paragraphs, and of any chambers, fixtures and appliances for the collection of asbestos dust;