STATUTORY RULES OF NORTHERN IRELAND

2000 No. 214

SOCIAL SECURITY

The Social Security (Industrial Injuries) (Prescribed Diseases) (Amendment) Regulations (Northern Ireland) 2000

Made - - - -	*14th June 2000*
Coming into operation	*10th July 2000*

The Department for Social Development, in exercise of the powers conferred by sections 108(2) and (4), 109(2) and (3) and 171(1) to (4) of the Social Security Contributions and Benefits (Northern Ireland) Act 1992(**1**), and now vested in it(**2**), and of all other powers enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Social Security (Industrial Injuries) (Prescribed Diseases) (Amendment) Regulations (Northern Ireland) 2000 and shall come into operation on 10th July 2000.

(2) In these Regulations "the principal Regulations" means the Social Security (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1986(**3**).

Amendment of the principal Regulations

2.—(1) The principal Regulations shall be amended in accordance with paragraphs (2) to (6) of this regulation.

(2) In regulation 2 (prescription of diseases and injuries and occupations for which they are prescribed)—

(a) in paragraph (*a*) for "paragraphs (*b*) and (*c*)" there shall be substituted "the following provisions of this regulation"; and

(b) after paragraph (*d*)(**4**) there shall be added the following paragraph—

(**1**) 1992 c. 7; section 109(2) was amended by paragraph 47 of Schedule 6 to the Social Security (Northern Ireland) Order 1998 (S.I.1998/1506 (N.I. 10)) and section 171(2) was amended by paragraph 28(2) of Schedule 3 to the Social Security Contributions (Transfer of Functions, etc.) (Northern Ireland) Order 1999 (S.I. 1999/671)

(**2**) *See* Article 8(*b*) of S.R. 1999 No. 481

(**3**) S.R. 1986 No. 179; relevant amending rules are S.R. 1989 No. 319, S.R. 1993 Nos. 148 and 350, S.R.1997 No. 158 and S.R. 1999 No. 310 (C. 23)

(**4**) Paragraph (*d*) was added by regulation 2 of S.R. 1993 No. 350

"(e) cataract is not prescribed unless the person was employed in employed earner's employment in an occupation set out in the second column of paragraph A2 of Part I of Schedule 1 to these regulations for a period or periods amounting in aggregate to not less than 5 years.".

(3) In regulation 23 (time for claiming benefit in respect of occupational deafness)—

(a) in paragraph (2)(**5**) after "worked" there shall be inserted "in employed earner's employment"; and

(b) in paragraph (2)(*a***)** for "been employed" there shall be substituted "worked in employed earner's employment".

(4) In regulation 25(1)(*c*)(**6**) (further claims in respect of occupational deafness) after "worked" there shall be inserted "in employed earner's employment".

(5) In regulation 34 (time for claiming benefit in respect of occupational asthma)—

(a) in paragraph (1) after "worked" there shall be inserted "in employed earner's employment";

(b) in paragraph (2) for "be employed" there shall be substituted "work in employed earner's employment";

(c) in paragraph (4) after "worked" there shall be inserted "in employed earner's employment"; and

(d) in paragraph (5) after "worked" there shall be inserted "in employed earner's employment".

(6) In Part I of Schedule 1 (list of prescribed diseases and the occupations for which they are prescribed)—

(a) for the entry relating to the disease numbered A1 (inflammation, ulceration or malignant disease of the skin) there shall be substituted the following entry—

(i) in the first column, the following disease—

"**A1.** Leukaemia (other than chronic lymphatic leukaemia) or cancer of the bone, female breast, testis or thyroid."; and

(ii) in the second column, against the disease numbered A1—

"Exposure to electro-magnetic radiations (other than radiant heat) or to ionising particles where the dose is sufficient to double the risk of the occurrence of the condition.";

(b) in the entry relating to the disease numbered A2 (heat cataract)—

(i) in the first column "Heat" shall be omitted; and

(ii) in the second column, against the disease numbered A2, there shall be substituted the following entry—

"Frequent or prolonged exposure to radiation from red-hot or white-hot material."; and

(c) in the entry relating to the disease numbered D12(**7**) (chronic bronchitis or emphysema, or both) in the first column for head (i) there shall be substituted the following head—

"(i) at least one litre below the appropriate mean value predicted, obtained from the following prediction formulae which give the mean values predicted in litres—

(**5**) Paragraph (2) was amended by Article 9(10) of S.R. 1999 No. 310 (C. 23)
(**6**) Paragraph (1) was amended, and paragraph (2) was substituted, by Article 9(11) of S.R. 1999 No. 310 (C. 23)
(**7**) Prescribed disease D12 was inserted by regulation 7 of S.R. 1993 No. 350 and substituted by regulation 2(4)(*d*) of S.R. 1997 No. 158