1993 No. 325

SOCIAL SECURITY

Pneumoconiosis, etc., (Workers' Compensation) (Payment of Claims) (Amendment) Regulations (Northern Ireland) 1993

Made . . . . . *22nd July 1993*

Coming into operation . . *2nd September 1993*

To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974

The Department of Economic Development(**a**), in exercise of the powers conferred on it by Articles 3(3), 4(3), 11(1) and (4) of the Pneumoconiosis, etc. (Workers' Compensation) (Northern Ireland) Order 1979(**b**) (''the Order'') and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Pneumoconiosis, etc., (Workers' Compensation) (Payment of Claims) (Amendment) Regulations (Northern Ireland) 1993 and shall come into operation on 2nd September 1993.

Interpretation

2. In these Regulations the ''principal Regulations'' means the Pneumoconiosis, etc., (Workers' Compensation) (Payment of Claims) Regulations (Northern Ireland) 1988(**c**).

Amendment of the principal Regulations

3.—(1) The principal Regulations shall be amended in accordance with the following provisions of this regulation in relation to any case in which a person first satisfies the conditions of entitlement to a payment under the Order on or after the date upon which these Regulations come into operation.

(2) For the Schedule to the principal Regulations there shall be substituted the Schedule.

(3) In regulations 5(2) and 7 of the principal Regulations for ''£1,686'' there shall be substituted ''£1,728''.

(**a**) Formerly the Department of Manpower Services: *see* S.I. 1982/846 (N.I. 11) Article 3
(**b**) S.I. 1979/925 (N.I. 9) as amended by S.I. 1985/1209 (N.I. 16) Article 22 and S.I. 1986/1888 (N.I. 18), Article 40 and Schedule 3 and 1992 c. 9 Schedule 2
(**c**) S.R. 1988 No. 242 as amended by S.R. 1989 No. 240, S.R. 1991 No. 120 and S.R. 1992 No. 213

(4) In regulation 6(1) of the principal Regulations for "£3,488" wherever it occurs there shall be substituted "£3,575".

Sealed with the Official Seal of the Department of Economic Development on 22nd July 1993.

(L.S.) *D. Gibson*
Under Secretary

TABLE 1

(1) Table 1 is for the determination of payments to disabled persons under regulation 3 (or regulation 6), and for the determination of payments to dependants of deceased sufferers under regulation 4(1).

(2) The relevant period is the period specified in regulation 3(2) or, in the case of a disabled person to whom regulation 6 applies (Payment where pneumoconiosis is accompanied by tuberculosis) the period specified in paragraph (1)(*b*) of that regulation.

(3) The age to be taken for the purpose of determining the amount payable to a disabled person is his age on the date specified in regulation 3(2) or, in the case of a disabled person to whom regulation 6 applies (Payment where pneumoconiosis is accompanied by tuberculosis), his age on the date specified in paragraph (1) of that regulation. With a view to determining the amount payable to a dependant of a disabled person under regulation 4(1), the age to be taken for the purpose of calculating the sum to be deducted from the amount which would have been payable to the disabled person had he still been alive is the age of the deceased at his last birthday preceding his death.

PAYMENTS TO DISABLED PERSONS TO WHOM IS PAYABLE DISABLEMENT BENEFIT UNDER SECTION 76 OF THE SOCIAL SECURITY (NORTHERN IRELAND) ACT 1975 OR UNDER ANY CORRESPONDING PROVISION OF THE FORMER INDUSTRIAL INJURIES ACTS, OR WOULD BE PAYABLE BUT FOR THE DISABLEMENT AMOUNTING TO LESS THAN THE APPROPRIATE PERCENTAGE.

Age of disabled person	*Percentage assessment for the relevant period*									
	10% or less	11-20%	21-30%	40%	50%	60%	70%	80%	90%	100%
	£	£	£	£	£	£	£	£	£	£
37 and under	20,018	35,749	41,944	43,136	44,327	45,280	46,235	47,187	48,141	49,093
38	19,446	34,318	40,681	42,137	43,373	44,327	45,280	46,235	47,187	48,141
39	18,874	32,887	39,418	41,133	42,422	43,373	44,327	45,280	46,235	47,187
40	18,303	31,457	38,156	40,132	41,466	42,422	43,373	44,327	45,280	46,235
41	17,731	30,028	36,892	39,130	40,515	41,466	42,422	43,373	44,327	45,280
42	17,157	28,599	35,629	38,132	39,561	40,515	41,466	42,422	43,373	44,327
43	16,301	26,930	34,365	37,369	38,895	40,038	40,990	41,944	42,897	43,852
44	15,443	25,261	33,102	36,606	38,226	39,561	40,515	41,466	42,422	43,373
45	14,586	23,593	31,840	35,843	37,560	39,084	40,038	40,990	41,944	42,897
46	13,727	21,926	30,577	35,081	36,892	38,608	39,561	40,515	41,466	42,422
47	12,870	20,257	29,313	34,318	36,225	38,132	39,084	40,038	40,990	41,944
48	12,130	19,588	28,313	32,792	35,081	36,795	37,750	38,703	39,655	40,611
49	11,391	18,923	27,311	31,267	33,938	35,461	36,415	37,369	38,323	39,276
50	10,654	18,255	26,330	29,743	32,792	34,126	35,081	36,033	36,986	37,940
51	9,915	17,588	25,308	28,217	31,649	32,792	33,755	34,698	35,653	36,606
52	9,175	16,921	24,309	26,692	30,504	31,457	32,413	33,364	34,318	35,270
53	8,483	15,730	22,783	25,357	29,360	30,504	31,457	32,413	33,364	34,318
54	7,793	14,538	21,257	24,024	28,217	29,552	30,504	31,457	32,413	33,364
55	7,102	13,346	19,734	22,688	27,072	28,599	29,552	30,504	31,457	32,413
56	6,410	12,154	18,207	21,354	25,930	27,645	28,599	29,552	30,504	31,457
57	5,720	10,962	16,683	20,018	24,789	26,692	27,645	28,599	29,552	30,504