1979 No. 271

SOCIAL SECURITY

Pneumoconiosis, etc., (Workers' Compensation) (Determination of Claims) Regulations (Northern Ireland) 1979

Made . . . . . 3*rd August* 1979
Coming into operation . . . 3*rd September* 1979

The Department of Manpower Services, in exercise of the powers conferred on it by Article 11(1) of the Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979(a) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Pneumoconiosis, etc., (Workers' Compensation) (Determination of Claims) Regulations (Northern Ireland) 1979 and shall come into operation on 3rd September 1979.

(2) In these Regulations "the Order" means the Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979.

Manner of making claims

2. Any claim made under the provisions of the Order by a person who is disabled by a disease to which the Order applies or by the dependant of a person who, immediately before he died, was disabled by a disease to which the Order applies, shall be made in writing, signed by or on behalf of the person making the claim, in such form as the Department may in any particular case allow.

Time for making claims

3.—(1) In the case of a person disabled by a disease to which the Order applies no claim shall be considered for payment by the Department unless it is made within the period of 12 months from the date on which disablement benefit first became payable to that person or, if such benefit first became payable before the Order came into force, before 3rd September 1980.

(2) In the case of a dependant of a person who immediately before he died was disabled by a disease to which the Order applies no claim shall be considered for payment by the Department unless it is made within the period of 12 months from the date of the deceased's death or, if such death occurred before the Order came into force, before 3rd September 1980.

(3) Notwithstanding the provisions of paragraphs (1) and (2) of this Regulation the Department may extend the period for making any claims referred to in the said paragraphs for such further period as it considers appropriate, having regard to the circumstances of any particular case.

Particulars to be supplied as respects claims

4. As respects any claim made under the provisions of the Order the Department may require the applicant to give such information in relation to the claim and supply such evidence in connection therewith as will enable the Department to adequately determine any such claim.

(a) S.I. 1979/925 (N.I. 9)