1967. No. 223 **[C]**

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Prescribed Diseases

REGULATIONS, DATED 16TH AUGUST 1967, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACTS (NORTHERN IRELAND) 1966 AND 1967.

The Ministry of Health and Social Services, in exercise of powers conferred by section 49 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(**a**), section 55 of that Act as modified by section 8 of the National Insurance (No. 2) Act (Northern Ireland) 1966(**b**), and section 56 of the said Industrial Injuries Act of 1966 as extended by section 4 of the National Insurance Act (Northern Ireland) 1967(**c**), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations (Northern Ireland) 1967, shall be read as one with the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1960(**d**) (hereinafter referred to as "the principal regulations") and shall come into operation on 16th August 1967.

Addition to the principal regulations

2. After regulation 34 of the principal regulations there shall be added the following regulation:

"*Effects of emphysema and chronic bronchitis*

34A.—(1) Where any person is disabled by pneumoconiosis or pneumoconiosis accompanied by tuberculosis to an extent which would, if his physical condition were otherwise normal, be assessed at not less than fifty per cent. the effects of any emphysema and of any chronic bronchitis from which that person is found to be suffering shall be treated for the purposes of Part IV of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 and of these regulations as if they were effects of the pneumoconiosis.

(2) Where, in a claim for death benefit, the question arises whether the extent of a person's disablement resulting from pneumoconiosis or from pneumoconiosis accompanied by tuberculosis would, if his physical condition were otherwise normal, have been assessed at not less than fifty per cent.—

(*a*) if there has been no assessment of disablement resulting from pneumoconiosis or from pneumoconiosis accompanied by tuberculosis made during the person's life, or if there is no such assessment current at the time of death, that question shall be determined by a medical board and the provisions of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 and of the National

(**a**) 1966. c. 9 (N.I.).
(**b**) 1966. c. 16 (N.I.).
(**c**) 1967. c. 22 (N.I.).
(**d**) S.R. & O. (N.I.) 1960, No. 209.