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SCHEDULE 1

Article 2

Diseases and occupations to which, in addition to pneumoconiosis and byssinosis, this scheme applies

<i>Description of disease</i>	<i>Nature of occupation</i>
1. Epitheliomatous cancer or ulceration of the skin due to tar, pitch, bitumen, mineral oil (including paraffin), or any compound, product, or residue of any of these substances, including scrotal epithelioma (chimney sweep's cancer).	Any occupation involving: The use or handling of, or exposure to, tar, pitch, bitumen, mineral oil (including paraffin), soot or any compound, product, or residue or any of these substances.
2. Inflammation, ulceration or malignant disease of the skin or subcutaneous tissue or of the bones or anaemia of aplastic type due to X-rays, radium or other radio-active substance.	Exposure to X-rays, radium or other radio-active substance.
3. (a) Carcinoma of the mucous membrane of the nose or associated air sinuses. (b) Primary carcinoma of a bronchus or of a lung.	Work in a factory where nickel is produced by decomposition of a gaseous nickel compound which necessitates working in or about a building or buildings where that process or any other industrial process ancillary or incidental thereto is carried on.
4. Primary neoplasm of the epithelial lining of— (a) the urinary bladder (papilloma of the bladder), (b) the renal pelvis, (c) the ureter, or (d) the urethra.	(a) Work in a building in which any of the following substances is produced for commercial purposes— (i) Alpha-naphthylamine or beta-naphthylamine; (ii) diphenyl substituted by at least one nitro or primary amino group or by at least one nitro and primary amino group; (iii) any of the substances mentioned in sub-paragraph (ii) above if further ring substituted by halogeno, methyl or methoxy groups, but not by other groups; (iv) the salts of any of the substances mentioned in subparagraphs (i) to (iii) above; (v) auramine or magenta; (b) the use or handling of any of the substances mentioned in sub-paragraphs (i) to (iv) of paragraph (a), or work in a process in which any such substance is used or handled or is liberated; (c) the maintenance or cleaning of any plant or machinery used in any such process as is

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<i>Description of disease</i>	<i>Nature of occupation</i>
	<p>mentioned in paragraph (b), or the cleaning of clothing used in any such building as is mentioned in paragraph (a), if such clothing is cleaned within the works of which the building forms a part or in a laundry maintained and used solely in connection with such works.</p> <p>^{F1}(d) exposure to coal tar pitch volatiles produced in aluminium smelting involving the Soderberg process (that is to say the method of producing aluminium by electrolysis in which the anode consists of a paste of petroleum coke and mineral oil which is baked in situ).]</p>
<p>5. Primary malignant neoplasm of the mesothelium (diffuse mesothelioma) of the pleura or of the peritonium.</p>	<p>[^{F2}Exposure to asbestos, asbestos dust or any admixture of asbestos at a level above that commonly found in the environment at large.]</p>
<p>6. Adeno-carcinoma of the nasal cavity or associated air sinuses.</p>	<p>Attendance for work in or about a building where wooden furniture is manufactured.</p>
<p>7. Carcinoma of the nasal cavity or associated air sinuses (nasal carcinoma).</p>	<p>(a) Attendance for work in a building used for the manufacture of footwear or components of footwear made wholly or partly of leather or fibre board; or</p> <p>(b) attendance for work at a place used wholly or mainly for the repair of footwear made wholly or partly of leather or fibre board.</p>
<p>8. [^{F3}Primary carcinoma of the lung where there is accompanying evidence of asbestosis.</p>	<p>(a) [^{F3}The working or handling of asbestos or any admixture of asbestos; or</p> <p>(b) the manufacture or repair of asbestos textiles or other articles containing or composed of asbestos; or</p> <p>(c) the cleaning of any machinery or plant used in any of the foregoing operations and of any chambers, fixtures and appliances for the collection of asbestos dust; or</p> <p>(d) substantial exposure to the dust arising from any of the foregoing operations.</p>
<p>8A. Primary carcinoma of the lung.</p>	<p>Exposure to asbestos for a period of, or periods which amount in aggregate to, five years or more in the course of—</p> <p>(a) the manufacture of asbestos textiles; or</p> <p>(b) the manufacture of gas masks; or</p> <p>(c) spraying asbestos; or</p> <p>(d) asbestos insulation work; or</p>

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<i>Description of disease</i>	<i>Nature of occupation</i>
8B. Unilateral or bilateral diffuse pleural thickening with obliteration of the costophrenic angle.]	<p>(e) applying or removing materials containing asbestos in the course of shipbuilding.</p> <p>(a) (a) The working or handling of asbestos or any admixture of asbestos; or</p> <p>(b) the manufacture or repair of asbestos textiles or other articles containing or composed of asbestos; or</p> <p>(c) the cleaning of any machinery or plant used in any of the foregoing operations and of any chambers, fixtures and appliances for the collection of asbestos dust; or</p> <p>(d) substantial exposure to the dust arising from any of the foregoing operations.]</p>
9. [^{F4} Primary carcinoma of the lung]	<p>(a) (a) [^{F5}Work underground in a tin mine; or</p> <p>(b) exposure to bis (chloromethyl) ether produced during the manufacture of chloromethyl methyl ether; or</p> <p>(c) exposure to zinc chromate, calcium chromate or strontium chromate in their pure forms.]</p>
[^{F6} 10. Primary carcinoma of the lung where there is accompanying evidence of silicosis.]	<p>[^{F6}Exposure to silica dust in the course of—</p> <p>(a) the manufacture of glass or pottery;</p> <p>(b) tunnelling in or quarrying sandstone or granite;</p> <p>(c) mining metal ores;</p> <p>(d) slate quarrying or the manufacture of artefacts from slate;</p> <p>(e) mining clay;</p> <p>(f) using siliceous materials as abrasives;</p> <p>(g) cutting stone;</p> <p>(h) stonemasonry; or</p> <p>(i) work in a foundry.]</p>

- F1** Words in Sch. 1 added (24.6.1993) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1993 \(S.I. 1993/1363\)](#), arts. 1(1), **3(2)**
- F2** Words in Sch. 1 substituted (9.4.1997) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1997 \(S.I. 1997/824\)](#), arts. 1(1), **3(2)**
- F3** Sch. 1 paras. 8-8B substituted for Sch. 1 para. 8 (6.4.2006) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 2006 \(S.I. 2006/638\)](#), arts. 1(1), **3**
- F4** Words in Sch. 1 substituted (24.6.1993) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1993 \(S.I. 1993/1363\)](#), arts. 1(1), **3(3)**

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- F5** Words in Sch. 1 inserted (1.4.1987) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1987 \(S.I. 1987/400\)](#), arts. 1, **2(b)**
- F6** Sch. 1 entry added (24.6.1993) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1993 \(S.I. 1993/1363\)](#), arts. 1(1), **3(4)**

SCHEDULE 2

Article 5

Conditions relating to increase of allowance in respect of a [^{F7}spouse [^{F8}or civil partner]]

- F7** Word in Sch. 2 substituted (1.4.1987) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1987 \(S.I. 1987/400\)](#), arts. 1, **4(a)**
- F8** Words in Sch. 2 heading added (5.12.2005) by [The Civil Partnership \(Pensions, Social Security and Child Support\) \(Consequential, etc. Provisions\) Order 2005 \(S.I. 2005/2877\)](#), art. 1, **Sch. 3 para. 12(4)(a)** (with art. 3)

1. An increase of an allowance under the provisions of article 5 in respect of a [^{F7}spouse [^{F9}or civil partner]] shall not be payable for any period for which an increase of disablement benefit in respect of a [^{F7}spouse [^{F9}or civil partner]] would not be payable under the provisions of—

- (a) section 82(5) of the Social Security Act (disqualification for periods of absence from Great Britain and of imprisonment); or
- (b) regulation 8 of the Social Security Benefit (Dependency) Regulations 1977 (increase of benefit in respect of [^{F7}spouse [^{F9}or civil partner]] not payable where [^{F10}his or her] weekly earnings exceed the amount therein specified).

- F9** Words in Sch. 2 para. 1 inserted (5.12.2005) by [The Civil Partnership \(Pensions, Social Security and Child Support\) \(Consequential, etc. Provisions\) Order 2005 \(S.I. 2005/2877\)](#), art. 1, **Sch. 3 para. 12(4)(b)** (with art. 3)
- F10** Words in Sch. 2 substituted (1.4.1987) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1987 \(S.I. 1987/400\)](#), arts. 1, **4(b)**

2. Where for any period—

- (a) any benefit payable otherwise than under this scheme which is specified as a dependency benefit in regulation 7(2) of the Social Security (Overlapping Benefits) Regulations 1979 (adjustment of dependency benefit under the Social Security Act by reference to other dependency benefits) is payable to a person in respect of [^{F10}his or her][^{F7}spouse [^{F11}or civil partner]] or other adult dependant or to any other person on behalf of [^{F10}his or her][^{F7}spouse [^{F11}or civil partner]]; or
- (b) any one or more of the personal benefits specified in regulation 10(1) of the Social Security (Overlapping Benefits) Regulations 1979 (adjustment of dependency benefit under the Social Security Act by reference to personal benefits) is or are payable to [^{F10}his or her][^{F7}spouse [^{F11}or civil partner]];

at a weekly rate or (if more than one) at an aggregate weekly rate—

- (i) which is equal to or exceeds the amount specified in article 5(2), then for that period an increase of an allowance in respect of [^{F10}his or her][^{F7}spouse [^{F11}or civil partner]] shall not be payable; or

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- (ii) of less than the amount specified in article 5(2), then for that period such increase shall be reduced by an amount equal to the weekly rate or the aggregate weekly rate of such benefit or benefits.

- F10** Words in Sch. 2 substituted (1.4.1987) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1987 \(S.I. 1987/400\)](#), arts. 1, **4(b)**
- F11** Words in Sch. 2 para. 2 inserted (5.12.2005) by [The Civil Partnership \(Pensions, Social Security and Child Support\) \(Consequential, etc. Provisions\) Order 2005 \(S.I. 2005/2877\)](#), art. 1, **Sch. 3 para. 12(4)(c)** (with art. 3)

[^{F12}SCHEDULE 3

Articles 11 and 12

PROVISIONS OF THE 1998 ACT OR REGULATIONS APPLICABLE
(WITH THE NECESSARY MODIFICATIONS) TO THIS SCHEME

- F12** Sch. 3 substituted (5.7.1999) by [The Social Security Act 1998 \(Commencement No. 8, and Savings and Consequential and Transitional Provisions\) Order 1999 \(S.I. 1999/1958\)](#), art. 1, **Sch. 7 para. 9**

<i>Provisions of the 1998 Act or of Regulations</i>	<i>Subject matter</i>
Social Security Act 1998—	
Section 8	Decisions by Secretary of State
Sections 9 and 10	Revisions, and supersession of decisions
Section 11	Regulations with respect to decisions.
Section 12	Appeal to an appeal tribunal
Section 14	Appeal from an appeal tribunal to Commissioner
The Social Security (General Benefit) Regulations 1982—	
Regulation 3	Suspension of payment of benefit during imprisonment etc.
The Social Security (Claims and Payments) Regulations 1987—	
Regulation 4	Making a claim for benefit
Regulation 5	Amendment and withdrawal of claim
Regulation 6	Date of claim
Regulation 16	Date of entitlement under an award for the purpose of payability of benefit and effective date of change of rate
Regulation 17	Duration of awards
Regulation 20	Time and manner of payment: general provision

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<i>Provisions of the 1998 Act or of Regulations</i>	<i>Subject matter</i>
Regulation 20A	Payment on presentation of an instrument for benefit payment
Regulation 21	Direct credit transfer
Regulation 22	Long term benefits
Regulation 25	Payment of attendance allowance and constant attendance allowance at a daily rate
Regulation 28	Fractional amounts of benefit
Regulation 30	Payments on death
Regulation 33	Persons unable to act
Regulation 38	Extinguishment of right to payment where not obtained within prescribed period
Regulation 47	Instruments of payment
Social Security (Payments on Account, Overpayments and Recovery) Regulations 1988—	
Regulation 5	Offsetting prior payment against subsequent award
The Social Security and Child Support (Decisions and Appeals) Regulations 1999—	
Regulation 3	Revision of decisions
Regulation 4	Late application for a revision
Regulation 5	Date from which a decision revised under section 9 takes effect
The Social Security and Child Support (Decisions and Appeals) Regulations 1999—	
Regulation 6	Supersession of decisions
Regulation 7	Date from which a decision superseded under section 10 takes effect
Regulation 8	Effective date for late notification of change of circumstances
Regulation 12	Decisions of the Secretary of State relating to industrial injuries benefit
Regulation 16	Suspension in prescribed cases
Regulation 17	Provision of information or evidence
Regulation 18	Termination in cases of failure to furnish information or evidence
Regulation 19	Suspension and termination for failure to submit to medical examination

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<i>Provisions of the 1998 Act or of Regulations</i>	<i>Subject matter</i>
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F13	F13
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F13	F13
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The Social Security and Child Support (Decisions and Appeals) Regulations 1999—	
F13	F13
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The Social Security Commissioners (Procedure) Regulations 1999—	
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<i>Number of disease in Schedule 1</i>	<i>Date after which death must have occurred</i>
2	31st December 1949
3	27th July 1967
4	27th July 1967 [^{F15} except in the case of a death where benefit is payable by reason only of paragraph (d) in the entry in respect of that disease in Schedule 1, and in that case 24th June 1993]
5	27th July 1967
6	27th May 1969
7	8th August 1979
[^{F16} 8]	[^{F16} 1st April 1985]
[^{F17} 9]	[^{F17} 1st April 1987]
[^{F18} 10]	[^{F18} 24th June 1993]

- F15** Words in Sch. 4 inserted (24.6.1993) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1993 \(S.I. 1993/1363\)](#), arts. 1(1), **4(a)**
- F16** Words in Sch. 4 added (1.4.1985) by [The Pneumoconiosis, Byssinosis, and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1985 \(S.I. 1985/491\)](#), arts. 1, **4**
- F17** Words in Sch. 4 inserted (1.4.1987) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1987 \(S.I. 1987/400\)](#), arts. 1, **3**
- F18** Sch. 4 entry added (24.6.1993) by [The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit \(Amendment\) Scheme 1993 \(S.I. 1993/1363\)](#), arts. 1(1), **4(b)**

SCHEDULE 5

Article 34

Schemes revoked

<i>Citation</i>	<i>Statutory Instrument</i>	<i>Extent of revocation</i>
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit Scheme 1966	S.I. 1966/164	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1966	S.I. 1966/581	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1967	S.I. 1967/1205	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) (No. 2) Scheme 1967	S.I. 1967/1233	The whole of the scheme

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<i>Citation</i>	<i>Statutory Instrument</i>	<i>Extent of revocation</i>
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1969	S.I. 1969/722	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) (No. 2) Scheme 1969	S.I. 1969/1196	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1971	S.I. 1971/1222	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1972	S.I. 1972/1289	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1973	S.I. 1973/1439	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1974	S.I. 1974/944	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1975	S.I. 1975/514	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) (No. 2) Scheme 1975	S.I. 1975/1139	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1977	S.I. 1977/380	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) (No. 2) Scheme 1977	S.I. 1977/992	The whole of the scheme
The Workmen's Compensation Supplementation and Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Further Amendment) Scheme 1977	S.I. 1977/1063	The whole of the scheme
The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1979	S.I. 1979/996	The whole of the scheme

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Changes and effects yet to be applied to :

- Sch.1 amended by [S.I. 1997/824 art.3](#)
- art. 12 amended by
- art.17 substituted by [S.I. 1997/824 art.2](#)
- art. 23 amended by