

Regulations made by the Department for Communities and laid before the Assembly under section 10(2) of the Mesothelioma, etc., Act (Northern Ireland) 2008 for approval of the Assembly before the expiration of six months from the date of their coming into operation

STATUTORY RULES OF NORTHERN IRELAND

2017 No. 186

SOCIAL SECURITY

**The Mesothelioma Lump Sum Payments
(Conditions and Amounts) (Amendment)
(No. 2) Regulations (Northern Ireland) 2017**

Made - - - - 13th September 2017
Coming into operation 25th September 2017

The Department for Communities makes the following Regulations in exercise of the powers conferred by section 1(3) of the Mesothelioma, etc., Act (Northern Ireland) 2008⁽¹⁾.

Citation, commencement and application

1.—(1) These Regulations may be cited as the Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) (No. 2) Regulations (Northern Ireland) 2017 and shall come into operation on 25th September 2017.

(2) In regulation 2—

(a) paragraph (a) applies only in relation to a person—

(i) first diagnosed with diffuse mesothelioma on or after 1st April 2017; or

(ii) where the date of the first diagnosis with diffuse mesothelioma is unknown, if a claim under section 1(1) of the Mesothelioma etc., Act (Northern Ireland) 2008 is made by that person on or after 1st April 2017; and

(b) paragraph (b) applies only in relation to the dependant of a person who dies on or after 1st April 2017 and who, immediately before death, had diffuse mesothelioma.

(1) 2008 c. 9 (N.I.); see section 1(7) of the Departments Act (Northern Ireland) 2016 (c.5 (N.I.))

Amendment of the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations

2. In the Schedule to the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations (Northern Ireland) 2008~~(2)~~—

- (a) for Table 1 substitute the Table set out in Part 1 of the Schedule to these Regulations; and
- (b) for Table 2 substitute the Table set out in Part 2 of the Schedule to these Regulations.

Revocation

3. The Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations (Northern Ireland) 2017 are revoked~~(3)~~.

Sealed with the Official Seal of the Department for Communities on 13th September 2017

(L.S.)

Denis McMahon
A senior officer of the Department for
Communities

(2) S.R. 2008 No. 354; relevant amending Regulations are S.R. 2015 No. 65
(3) S.R. 2017 No. 68

SCHEDULE

Regulation 2

Part 1

“Table 1

Amount of lump sum payment to person with mesothelioma

<i>Age of person with mesothelioma at first diagnosis, or, if unknown, at date of claim</i>	<i>Payment £</i>
37 and under	87,473
38	85,772
39	84,075
40	82,378
41	80,677
42	78,979
43	78,132
44	77,278
45	76,432
46	75,582
47	74,732
48	72,358
49	69,981
50	67,599
51	65,224
52	62,840
53	61,144
54	59,447
55	57,751
56	56,046
57	54,349
58	49,934
59	45,516
60	41,106
61	36,687
62	32,272
63	29,552

Status: This is the original version (as it was originally made).

<i>Age of person with mesothelioma at first diagnosis, or, if unknown, at date of claim</i>	<i>Payment £</i>
64	26,833
65	24,120
66	21,401
67	18,684
68	18,131
69	17,576
70	17,029
71	16,477
72	15,926
73	15,456
74	14,978
75	14,519
76	14,058
77 and over	13,590”

Part 2

“Table 2

Amount of lump sum payment to dependant

<i>Age of person with mesothelioma at death</i>	<i>Payment £</i>
37 and under	45,522
38	44,543
39	43,566
40	42,590
41	41,614
42	40,637
43	39,703
44	38,760
45	37,832
46	36,898
47	35,966
48	34,819

<i>Age of person with mesothelioma at death</i>	<i>Payment £</i>
49	33,670
50	32,526
51	31,383
52	30,238
53	29,298
54	28,367
55	27,433
56	26,492
57	25,561
58	22,976
59	20,382
60	17,794
61	15,202
62	12,609
63	11,869
64	11,134
65	10,381
66	9,640
67 and over	7,537”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke and re-enact the Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations (Northern Ireland) 2017 which would otherwise cease to have effect by virtue of section 10(2) of the Mesothelioma, etc., Act (Northern Ireland) 2008. The Regulations amend the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations (Northern Ireland) 2008 to increase amounts of lump sums payable to people with diffuse mesothelioma or to their dependants under the Mesothelioma, etc., Act (Northern Ireland) 2008. The increase in each case is 1 per cent., rounded up or down to the nearest £1 as appropriate.