

1973. No. 496

[C]

**NATIONAL INSURANCE (INDUSTRIAL INJURIES)****Prescribed Diseases**

REGULATIONS, DATED 12TH DECEMBER 1973, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACTS (NORTHERN IRELAND) 1966 TO 1972.

The Ministry of Health and Social Services on behalf of the Secretary of State, in exercise of powers conferred by section 54 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(a) and section 55 of that Act, as modified by section 8 of the National Insurance (No. 2) Act (Northern Ireland) 1966(b) and section 5 of the National Insurance Act 1972(c), and of all other powers enabling it in that behalf, hereby makes the following regulations being regulations subject to negative resolution in accordance with section 80(2) of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966:

*Citation and commencement*

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations (Northern Ireland) 1973, 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 24th December 1973.

*Amendment of Part I of Schedule 1 to the principal regulations*

2. Part I of Schedule 1 to the principal regulations shall be amended by the addition at the end of the first column of paragraph 39 of the words "or of the epithelial lining of the urethra" and the said paragraph shall accordingly have effect as set out in the Schedule to these regulations.

*Transitional provisions*

3.—(1) Where a person, who has been employed on or at any time after 5th July 1948 in insurable employment in any occupation specified in the second column of paragraph 39 of Part I of Schedule 1 to the principal regulations, is, as the result of primary neoplasm of the epithelial lining of the urethra (hereinafter referred to as "the disease"), either incapable of work or suffering from a loss of faculty on the date on which these regulations come into operation, and the disease is due to the nature of the employment, the provisions of regulation 6 of the principal regulations (date of development) shall be applied subject to the modification that the date on which these regulations come into operation shall be treated as the first day on which he was incapable of work or, as the case may be, as the day on which he first suffered from the relevant loss of faculty, and the date of development shall be determined accordingly.

(a) 1966. c. 9 (N.I.).  
(b) 1966. c. 16 (N.I.).

(c) 1972. c. 57, s. 7.  
(d) S.R. & O. (N.I.) 1960, No. 209.

(2) Where a person to whom paragraph (1) applies is awarded disablement benefit in respect of the disease and claims an increase of that benefit under section 14 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 (increases of disablement pension in cases of special hardship), then, if at any time after having been employed as aforesaid, but before the date on which these regulations come into operation, that person has abandoned any occupation as a result of the disease, the fact that he has abandoned that occupation shall be disregarded in determining his regular occupation for the purposes of the said section 14.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 12th day of December 1973.

(L.S.)

*C. G. Oakes,*  
Assistant Secretary.

## SCHEDULE

Regulation 2

Paragraph 39 of Part I of Schedule 1 to the principal regulations as amended.\*

<i>Description of disease or injury</i>	<i>Nature of occupation</i>
<p>39. Primary neoplasm of the epithelial lining of the urinary bladder (<i>Papilloma of the bladder</i>), or of the epithelial lining of the renal pelvis or of the epithelial lining of the ureter <i>or of the epithelial lining of the urethra.</i></p>	<p>Any occupation involving:</p> <p>(a) Work in a building in which any of the following substances is produced for commercial purposes:</p> <ul style="list-style-type: none"> <li>(i) alpha-naphthylamine or beta-naphthylamine;</li> <li>(ii) diphenyl substituted by at least one nitro or primary amino group or by at least one nitro and primary amino group;</li> <li>(iii) any of the substances mentioned in sub-paragraph (ii) above if further ring substituted by halo-geno, methyl or methoxy groups, but not by other groups;</li> <li>(iv) the salts of any of the substances mentioned in sub-paragraphs (i) to (iii) above;</li> <li>(v) auramine or magenta;</li> </ul> <p>(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;</p> <p>(c) the maintenance or cleaning of any plant or machinery used in any such process as is 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>

\* The words added by these regulations are shown in italics.

## EXPLANATORY NOTE

*(This note is not part of the regulations, but is intended to indicate their general purport.)*

These regulations, by making an addition to the diseases prescribed in Part I of Schedule 1 to the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1960, extend insurance under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 to primary neoplasm of the epithelial lining of the urethra in the case of persons insurably employed in occupations involving the production of certain chemicals.

The regulations also contain transitional provisions relating to persons who are already suffering from the disease on the date when these regulations come into operation.