

## SCHEDULES

### SCHEDULE 3

#### TRANSITIONAL PROVISIONS AND SAVINGS (INCLUDING SOME TRANSITIONAL PROVISIONS RETAINED FROM PREVIOUS ACTS AND ORDERS)

#### PART II

##### SPECIFIC TRANSITIONAL PROVISIONS AND SAVINGS (INCLUDING SOME DERIVED FROM PREVIOUS ACTS AND ORDERS)

##### *Industrial injuries - provision derived from paragraph 12 of Schedule 3 to 1986 Order*

- 18 (1) The Department may by regulations provide for the payment of prescribed amounts in prescribed circumstances to persons who immediately before the repeal of sections 71 to 73 of the 1975 Act were entitled to any benefit by virtue of any of those sections, but in determining the amount which is to be payable in any case or class of cases the Department may take into account—
- (a) the extent to which the weekly rate of industrial death benefit has been modified in that case or class of cases by virtue of section 74 of that Act;
  - (b) the age of the beneficiary and of any person or persons formerly maintained by the deceased; and
  - (c) the length of time that entitlement to the benefit would have been likely to continue if those sections had not been repealed.
- (2) In this paragraph “prescribed” means specified in or determined in accordance with regulations.