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STATUTORY INSTRUMENTS

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**1970 No. 187**

**The British Transport (Compensation  
to Employees) Regulations 1970**

**PART IV**

**LONG-TERM COMPENSATION FOR LOSS OF EMPLOYMENT OR LOSS  
OR DIMINUTION OF EMOLUMENTS OR WORSENING OF POSITION**

**Factors to be considered in determining payment of long-term compensation**

**14.—(1)** For the purpose of determining the amount (subject to the limits set out in these regulations) of long-term compensation (if any) payable under these regulations to any person for loss or diminution of emoluments, the compensating authority shall have regard to such of the following factors as may be relevant, that is to say—

- (a) the conditions upon which the person held the employment which he has lost, or the emoluments of which have been lost or diminished, including in particular its security of tenure, whether by law or practice;
- (b) the emoluments and other conditions, including security of tenure, whether by law or practice, of any work or employment undertaken by the person as a result of the loss of employment;
- (c) the extent to which he has sought suitable employment and the emoluments which he might have acquired by accepting other suitable employment offered to him;
- (d) all the other circumstances of his case:

Provided that if the claimant entered the employment which he has lost or in which he has suffered the diminution of emoluments, after the first material date, no account shall be taken of that fact for the purpose of this regulation.

(2) In ascertaining for the purposes of paragraph (1)(c) whether a person has been offered suitable employment in a case where the cause of the claim for compensation is loss of employment, regulation 7(3) shall apply as it applies for the purpose of ascertaining whether employment is reasonably comparable with employment which has been lost.