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STATUTORY INSTRUMENTS

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**1983 No. 136**

**The Pneumoconiosis, Byssinosis and  
Miscellaneous Diseases Benefit Scheme 1983**

**PART IV**

**MEDICAL BOARD**

**[<sup>F1</sup>Report of a medical practitioner**

**13.**—(1) Subject to the provisions of paragraph (3), the Secretary of State, on consideration of a claim for an allowance in respect of pneumoconiosis or byssinosis, shall refer the case to a medical practitioner for advice.

(2) The Secretary of State need not refer the case as provided in paragraph (1), but may determine that an award cannot be made on the claim if the claimant fails to satisfy him—

- (a) that he fulfils the conditions relating to the allowance;
- (b) that there is reasonable cause for suspecting that he is totally or partially disabled within the meaning of this scheme as a result of pneumoconiosis or byssinosis or, where he has previously been awarded an allowance in respect of partial disablement and claims that he has become totally disabled, that he is totally disabled.

(3) For the purposes of determining whether there is reasonable cause for suspecting that the claimant is totally or partially disabled by pneumoconiosis, the Secretary of State shall have power, in any case where he considers necessary, to obtain a radiological report on the case.]

**F1** Art. 13 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. 5](#)

**Status:**

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There are currently no known outstanding effects for the The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit Scheme 1983, Section 13.