
STATUTORY INSTRUMENTS

2005 No. 841

The Damages (Variation of Periodical Payments) Order 2005

Power to make variable orders

2. If there is proved or admitted to be a chance that at some definite or indefinite time in the future the claimant will —

- (a) as a result of the act or omission which gave rise to the cause of action, develop some serious disease or suffer some serious deterioration, or
- (b) enjoy some significant improvement in his physical or mental condition, where that condition had been adversely affected as a result of that act or omission,

the court may, on the application of a party, with the agreement of all the parties, or of its own initiative, provide in an order for periodical payments that it may be varied.