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STATUTORY INSTRUMENTS

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**2009 No. 2516**

**PUBLIC HEALTH**

**The Vaccine Damage Payments (Specified Disease) Order 2009**

*Made* - - - - *16th September 2009*  
*Laid before Parliament* *18th September 2009*  
*Coming into force* - - *10th October 2009*

The Secretary of State for Work and Pensions makes the following Order in exercise of the power conferred by sections 1(2)(i) and 2(2) of the Vaccine Damage Payments Act 1979<sup>(1)</sup>.

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Vaccine Damage Payments (Specified Disease) Order 2009 and comes into force on 10th October 2009.

(2) In this Order, “the Act” means the Vaccine Damage Payments Act 1979.

**Addition to the diseases to which the Act applies**

2. Influenza caused by the pandemic influenza A (H1N1) 2009 virus is specified as a disease to which the Act applies.

**Modification of conditions of entitlement**

3. The condition of entitlement in section 2(1)(b) of the Act (age or time at which vaccination was carried out) shall be omitted in relation to vaccination against influenza caused by the pandemic influenza A (H1N1) 2009 virus.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Signed by authority of the Secretary of State for Work and Pensions

16th September 2009

*Jim Knight*  
Minister of State  
Department for Work and Pensions

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order adds influenza caused by the pandemic influenza A (H1N1) 2009 virus (“swine flu”) to the diseases to which the Vaccine Damage Payments Act 1979 applies. It also modifies the condition of entitlement in section 2(1)(b) of that Act so that it is not a condition in relation to influenza caused by the pandemic influenza A (H1N1) 2009 virus, that the vaccinated person was under eighteen at the time the vaccination was given or that there was an outbreak of the disease within the United Kingdom or Isle of Man at that time.

A full impact assessment has not been prepared for this Order as it has no impact on business, charities or voluntary bodies.