

## SCHEDULES

### SCHEDULE 11

#### Power to require consideration of revision before appeal

#### **The Mesothelioma, etc., Act (Northern Ireland) 2008 (c. 9)**

**14.—**(1) Section 5 (appeals to appeal tribunal) is amended as follows.

(2) After subsection (1) insert—

“(1A) Regulations may provide that, in such cases or circumstances as may be prescribed, a person may appeal against a determination made on a claim only if the Department has decided whether to reconsider the determination under section 4.

(1B) The regulations may in particular provide that that condition is met only where—

- (a) the decision of the Department was on an application,
- (b) the Department considered issues of a specified description, or
- (c) the decision of the Department satisfied any other condition specified in the regulations.”

(3) In subsection (4)(c) after “an appeal under subsection (1)(a)” insert “(or, where in accordance with regulations under subsection (1A) there is no right of appeal, any purported appeal)”.