

EXPLANATORY NOTE

(This Note is not part of the regulations but is intended to indicate their general purport.)

These regulations come into operation on 19th September 1966 and supersede the provisions for Salad Cream, Mayonnaise and any other Salad Dressing in the Food Standards (Miscellaneous Foods) Regulations (Northern Ireland) 1960.

The regulations specify compositional requirements regulating the amount of vegetable oil, and egg yolk solids contained in salad cream (regulation 4), and requirements for the labelling and advertisement of salad cream (regulations 6 and 7).

The regulations do not apply to salad cream sold for export, to salad cream sold for consumption by Her Majesty's Forces or by a visiting force, or to salad cream sold to a manufacturer for the purposes of his manufacturing business or to a caterer for the purposes of his catering business (regulation 3).

1966. No. 193

[C]

NATIONAL INSURANCE (INDUSTRIAL INJURIES)

Prescribed Diseases

REGULATIONS, DATED 18TH AUGUST 1966, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE NATIONAL INSURANCE (INDUSTRIAL INJURIES) ACT (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services, in exercise of powers conferred by sections 54 and 55 of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966(a), and of all other powers enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations (Northern Ireland) 1966, shall be read as one with the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1960(b) (hereinafter referred to as "the principal regulations") and shall come into operation on 22nd August 1966.

Amendment of Part I of Schedule 1 to the principal regulations

2. Part I of Schedule 1(c) to the principal regulations shall be further amended by the addition at the end of the first and second columns thereof, respectively, of the disease, hereinafter referred to as "mesothelioma", specified in the first column of Schedule 1 hereto and of the occupations set against the said disease in the second column of that Schedule.

(a) 1966. c. 9 (N.I.).

(b) S.R. & O. (N.I.) 1960, No. 209.

(c) As amended by S.R. & O. (N.I.) 1961, No. 101 and 1965, No. 126.

Amendment of regulations 20 and 23 of the principal regulations

3. In the principal regulations, regulation 20 (which relates to the application of provisions for the determination of claims and questions to prescribed diseases) and regulation 23(2) (which relates to the reference of diagnosis and recrudescence questions to a medical practitioner for report), shall be amended by the substitution, for the words "farmer's lung", of the words "each of the diseases numbered 43 and 44 in Part I of the First Schedule".

Amendments to Part VI of the principal regulations

4.—(1) For the heading of Part VI(a) of the principal regulations there shall be substituted the following words: "Special provisions as to Pneumoconiosis, Byssinosis and certain other diseases".

(2) Regulation 37(b) of the principal regulations (which relates to special power of medical board) shall be amended as follows:

(a) for the heading there shall be substituted the words "Special power of medical board in cases of pneumoconiosis, byssinosis and certain other diseases";

(b) for the words "pneumoconiosis, byssinosis or farmer's lung" there shall be substituted the words "pneumoconiosis, byssinosis or each of the diseases numbered 43 and 44 in Part I of the First Schedule";

(c) for the words "farmer's lung" where they secondly occur there shall be substituted the words "the disease numbered 43"; and shall accordingly have effect as set out in Schedule 2.

Transitional provisions

5.—(1) Where a person, who has been employed on or at any time after 5th July 1948 in insurable employment in any of the occupations specified in the second column of Schedule 1 is, as the result of mesothelioma, either incapable of work or suffering from a loss of faculty on the date on which these regulations come into operation, and the disease is due to the nature of the employment, the provisions of regulation 6 of the principal regulations (which relates to the date of development) shall be applied subject to the modification that the said date on which these regulations come into operation shall be treated as the first day on which he was incapable of work or, as the case may be, as the day on which he first suffered from the relevant loss of faculty, and the date of development shall be determined accordingly.

(2) Where a person to whom paragraph (1) applies is awarded disablement benefit in respect of mesothelioma and claims an increase of that benefit under section 14 of the Act (which section relates to increases of disablement pension in cases of special hardship) then, if at any time after having been employed as aforesaid but before the date on which these regulations come into operation that person has abandoned any occupation as a result of the disease, the fact that he has abandoned that occupation shall be disregarded in determining his regular occupation for the purposes of the said section 14.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 18th day of August 1966.

Assistant Secretary.

H. A. Lowry,

(L.S.)

(a) As amended by reg. 6 of S.R. & O. (N.I.) 1965, No. 126.

(b) See Sch. 2 to S.R. & O. (N.I.) 1965, No. 126.

SCHEDULE 1

Regulation 2

Description of disease or injury	Nature of occupation
44. Primary malignant neoplasm of the mesothelium (diffuse mesothelioma) of the pleura or of the peritoneum.	Any occupation involving: <ul style="list-style-type: none"> (a) the working or handling of asbestos or any admixture of asbestos; (b) the manufacture or repair of asbestos textiles or other articles containing or composed of asbestos; (c) the cleaning of any machinery or plant used in any of the foregoing operations and of any chambers, fixtures and appliances for the collection of asbestos dust; (d) substantial exposure to the dust arising from any of the foregoing operations.

SCHEDULE 2

Regulation 4

Regulation 37 of the Principal Regulations as amended*

Special power of medical board in cases of pneumoconiosis, byssinosis and certain other diseases

37. Medical boards shall, when determining any question in respect of *pneumoconiosis, byssinosis or each of the diseases numbered 43 and 44 in Part I of the First Schedule*, have power, in any case where they consider necessary, to make or cause to be made a radiographic examination of the lungs of the claimant, and to obtain the report of a radiologist on the case and in connection with a claim in respect of *the disease numbered 43* shall also have power to make or cause to be made serological and lung function tests and to obtain reports upon the results of such tests.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations, by making an addition to the diseases prescribed in Part I of Schedule 1 to the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations (Northern Ireland) 1960, extend insurance under the National Insurance (Industrial Injuries) Act (Northern Ireland) 1966 to diffuse mesothelioma in the case of persons insurably employed in certain occupations involving exposure to asbestos dust.

The Regulations also contain transitional provisions relating to persons who are already suffering from the disease on the date when these Regulations come into operation.

*The words substituted by these regulations are shown in italics.