

## SCHEDULES

### SCHEDULE 7

#### INDUSTRIAL INJURIES BENEFITS

##### PART I

##### UNEMPLOYABILITY SUPPLEMENT

*Dependency increases: continuation of awards in cases of fluctuating earnings*

- 8 (1) Where a beneficiary—
- (a) has been awarded an increase of benefit under paragraph 4 or 6 above, but
  - (b) ceases to be entitled to the increase by reason only that the weekly earnings of some other person (“the relevant earner”) exceed the amount of the increase or, as the case may be, some specified amount,
- then, if and so long as the beneficiary would have continued to be entitled to the increase, disregarding any such excess of earnings, the award shall continue in force but the increase shall not be payable for any week if the earnings relevant to that week exceed the amount of the increase or, as the case may be, the specified amount.
- (2) In this paragraph the earnings which are relevant to any week are those earnings of the relevant earner which, apart from this paragraph, would be taken into account in determining whether the beneficiary is entitled to the increase in question for that week.