

This Draft Statutory Instrument has been printed in substitution for the Statutory Instrument of the same title published on 23rd January 2012, and is being issued free of charge to all known recipients of that Draft Statutory Instrument.

Draft Regulations laid before Parliament under section 53(3) of the Child Maintenance and Other Payments Act 2008, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2012 No.[]

SOCIAL SECURITY

The Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations 2012

Made - - - - *****
Coming into force - - *1st April 2012*

The Secretary of State for Work and Pensions makes the following Regulations in exercise of the powers conferred by sections 46(3) and 53(1)(1) of the Child Maintenance and Other Payments Act 2008(2).

In accordance with section 53(3) of that Act, a draft of this instrument was laid before Parliament and approved by a resolution of each House of Parliament.

Citation, commencement and application

1.—(1) These Regulations may be cited as the Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations 2012 and come into force on 1st April 2012.

(2) Regulation 2(a) applies only in relation to a person—

(a) first diagnosed with mesothelioma on or after 1st April 2012; or

(b) where the date of their first diagnosis with mesothelioma is unknown, if a claim is made by that person on or after 1st April 2012.

(3) Regulation 2(b) applies only in relation to the dependant of a person who dies on or after 1st April 2012.

(1) Section 53(1) is cited for the meaning it gives to “regulations”.
(2) 2008 c. 6.

Amendment of the Schedule to the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations 2008

2. In the Schedule to the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations 2008(3)—

(a) for Table 1 substitute—

“Table 1

Amount of lump sum payment to person with mesothelioma

<i>Age of person with mesothelioma at diagnosis, or if unknown, at date of claim</i>	<i>Payment</i>
	£
37 and under	81,536
38	79,951
39	78,369
40	76,787
41	75,202
42	73,619
43	72,829
44	72,033
45	71,245
46	70,453
47	69,660
48	67,447
49	65,231
50	63,011
51	60,796
52	58,575
53	56,994
54	55,412
55	53,832
56	52,242
57	50,660
58	46,546
59	42,427
60	38,316
61	34,197

(3) [S.I. 2008/1963](#); relevant amending instruments are [S.I. 2010/1105](#) and [2011/1024](#).

<i>Age of person with mesothelioma at diagnosis, or if unknown, at date of claim</i>	<i>Payment</i>
	<i>£</i>
62	30,081
63	27,546
64	25,012
65	22,483
66	19,949
67	17,416
68	16,900
69	16,384
70	15,873
71	15,359
72	14,844
73	14,407
74	13,962
75	13,534
76	13,104
77 and over	12,666”

(b) for Table 2 substitute—

“Table 2

Amount of lump sum payment to dependant	
<i>Age of person with mesothelioma at death</i>	<i>Payment</i>
	<i>£</i>
37 and under	42,432
38	41,520
39	40,610
40	39,700
41	38,790
42	37,880
43	37,009
44	36,129
45	35,264

<i>Age of person with mesothelioma at death</i>	<i>Payment</i>
	<i>£</i>
46	34,394
47	33,525
48	32,455
49	31,386
50	30,318
51	29,253
52	28,186
53	27,309
54	26,441
55	25,570
56	24,695
57	23,827
58	21,417
59	18,999
60	16,586
61	14,170
62	11,753
63	11,064
64	10,379
65	9,676
66	8,986
67 and over	7,025”

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

Date

Name
Parliamentary Under Secretary of State
Department for Work and Pensions

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Schedule to the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations 2008 by substituting revised tables of lump sum payments payable to people with mesothelioma or to their dependants.

A full impact assessment has not been published for this instrument as it has no impact on the private sector or civil society organisations.