

SCHEDULES

SCHEDULE 2

Article 25.

CLAIMS FOR COMPENSATION UNDER PREVIOUS STATUTORY PROVISIONS

Interpretation

1. In this Schedule—

“the 1968 Act” means the Criminal Injuries to Persons (Compensation) Act (Northern Ireland) 1968;

“the 1977 Order” means the Criminal Injuries (Compensation) (Northern Ireland) Order 1977.

Claims for compensation under the 1968 Act

2.—(1) The repeal by this Order of the 1977 Order does not affect the operation of Articles 3(4) and 8(2) of that Order in relation to the 1968 Act.

(2) No compensation shall be paid under the 1968 Act unless an application for compensation under that Act has been made before the coming into operation of this Order.

(3) Nothing in any provision of the 1968 Act or in any other statutory provision shall authorise a county court to extend the time referred to in sub-paragraph (2) for making an application for compensation under that Act.

Claims for compensation under the 1977 Order

3.—(1) The repeal by this Order of the 1977 Order does not affect the operation of that Order in relation to any criminal injury sustained before the coming into operation of this Order.

(2) No compensation shall be paid under the 1977 Order in respect of a criminal injury unless an application for compensation under that Order—

(a) has been made before the coming into operation of this Order; or

(b) is made within the period of 3 years beginning with the date on which the criminal injury was sustained.

(3) Nothing in any provision of the 1977 Order or in any other statutory provision shall authorise a county court to extend the time referred to in sub-paragraph (2) for making an application under that Order.

(4) Article 8 of the 1977 Order shall have effect, and be deemed from 10th December 1981 to have had effect, as if for paragraph (5) there were substituted the following paragraph—

“(5) In this Article “the discretionary payments limit” means—

(a) where the victim died as a result of a criminal injury sustained before 10th December 1981, the aggregate of £5,000 (in respect of the widow) and £500 (in respect of each child);

Status: This is the original version (as it was originally made).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

- (b) where the victim died as a result of a criminal injury sustained on or after 10th December 1981, the aggregate of £10,000 (in respect of the spouse) and £1,000 (in respect of each child).”.