

Regulations made by the Department for Communities and laid before the Assembly under section 10(2) of the Mesothelioma, etc., Act (Northern Ireland) 2008 for approval of the Assembly before the expiration of six months from the date of their coming into operation

STATUTORY RULES OF NORTHERN IRELAND

2023 No. 144

SOCIAL SECURITY

**The Mesothelioma Lump Sum Payments
(Conditions and Amounts) (Amendment
No. 2) Regulations (Northern Ireland) 2023**

Made - - - - 25th September 2023
Coming into operation 27th September 2023

The Department for Communities makes the following Regulations in exercise of the powers conferred by sections 1(3) and 9(2)(a) and (3) of the Mesothelioma, etc., Act (Northern Ireland) 2008(1).

Citation, commencement and application

1.—(1) These Regulations may be cited as the Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment No. 2) Regulations (Northern Ireland) 2023 and shall come into operation on 27th September 2023.

(2) In regulation 2—

(a) paragraph (a) applies only in relation to a person—

(i) first diagnosed with diffuse mesothelioma on or after 1st April 2023; or

(ii) where the date of the first diagnosis with diffuse mesothelioma is unknown, if a claim under section 1(1) of the Mesothelioma, etc., Act (Northern Ireland) 2008 is made by that person on or after 1st April 2023; and

(b) paragraph (b) applies only in relation to the dependant of a person who dies on or after 1st April 2023 and who, immediately before death, had diffuse mesothelioma.

(1) 2008 c. 9 (N.I.); see section 1(7) of the Departments Act (Northern Ireland) 2016 (c. 5 (N.I.))

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

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

- (a) for Table 1 substitute the Table set out in Part 1 of the Schedule to these Regulations; and
- (b) for Table 2 substitute the Table set out in Part 2 of the Schedule to these Regulations.

Revocation

3. The Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations (Northern Ireland) 2023~~(3)~~ are revoked.

Sealed with the Official Seal of the Department for Communities on 25th September 2023.

(L.S.)

David Tarr
A senior officer of the Department for
Communities

(2) S.R. 2008 No. 354; relevant amending Regulations are S.R. 2023 No. 44
(3) S.R. 2023 No. 44

SCHEDULE

Regulation 2

PART 1

“Table 1

Amount of lump sum payment to person with mesothelioma

<i>Age of person with mesothelioma at first diagnosis, or, if unknown, date of claim</i>	<i>Payment</i>
	£
37 or under	107,038
38	104,957
39	102,881
40	100,804
41	98,723
42	96,645
43	95,609
44	94,563
45	93,528
46	92,487
47	91,448
48	88,544
49	85,635
50	82,720
51	79,814
52	76,896
53	74,820
54	72,745
55	70,671
56	68,582
57	66,504
58	61,103
59	55,696
60	50,300
61	44,894
62	39,491
63	36,165

Status: This is the original version (as it was originally made).

<i>Age of person with mesothelioma at first diagnosis, or, if unknown, date of claim</i>	<i>Payment</i>
	<i>£</i>
64	32,835
65	29,515
66	26,188
67	22,863
68	22,186
69	21,506
70	20,838
71	20,162
72	19,489
73	18,914
74	18,328
75	17,767
76	17,203
77 or over	16,631”

PART 2

“Table 2

Amount of lump sum payment to dependant

<i>Age of person with mesothelioma at death</i>	<i>Payment</i>
	<i>£</i>
37 or under	55,704
38	54,507
39	53,312
40	52,117
41	50,922
42	49,728
43	48,584
44	47,430
45	46,294
46	45,152
47	44,011

<i>Age of person with mesothelioma at death</i>	<i>Payment</i>
	<i>£</i>
48	42,609
49	41,202
50	39,801
51	38,403
52	37,000
53	35,851
54	34,712
55	33,569
56	32,418
57	31,278
58	28,115
59	24,940
60	21,774
61	18,604
62	15,429
63	14,524
64	13,625
65	12,703
66	11,796
67 or over	9,222”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke and re-enact the provisions of the Mesothelioma Lump Sum Payments (Conditions and Amounts) (Amendment) Regulations (Northern Ireland) 2023 which would otherwise cease to have effect by virtue of section 10(2) of the Mesothelioma, etc., Act (Northern Ireland) 2008. These Regulations amend the Mesothelioma Lump Sum Payments (Conditions and Amounts) Regulations (Northern Ireland) 2008 to increase amounts of lump sums payable to people with diffuse mesothelioma or to their dependants under the Mesothelioma, etc., Act (Northern Ireland) 2008. The increase in each case is 10.1 per cent, rounded up or down to the nearest £1 as appropriate.

Status: *This is the original version (as it was originally made).*