



Vaccine Damage Payments Act 1979

1979 CHAPTER 17

[^{F1}3A Decisions reversing earlier decisions.

- (1) Subject to subsection (2) below, any decision of the Secretary of State under section 3 above or this section, and any decision of [^{F2}a tribunal] under section 4 below, may be reversed by a decision made by the Secretary of State—
 - (a) either within the prescribed period or in prescribed cases or circumstances; and
 - (b) either on an application made for the purpose or on his own initiative.
- (2) In making a decision under subsection (1) above, the Secretary of State need not consider any issue that is not raised by the application or, as the case may be, did not cause him to act on his own initiative.
- (3) Regulations may prescribe the procedure by which a decision may be made under this section.
- (4) Such notice as may be prescribed by regulations shall be given of a decision under this section.
- (5) Except as provided by section 5(4) below, no payment under section 1(1) above shall be recoverable by virtue of a decision under this section.
- (6) In this section and sections 4 and 8 below “appeal tribunal” means an appeal tribunal constituted under Chapter I of Part I of the Social Security Act 1998.]

Textual Amendments

- F1** S. 3A inserted (4.3.1999 for certain purposes, 18.10.1999 insofar as not already in force for certain purposes and otherwise prosp.) by 1998 c. 14, ss. 45, 87; S.I. 1999/528, art. 2, Sch.; S.I. 1999/2860, art. 2, Sch. 1 (subject to transitional provisions in Schs. 16-18)
- F2** Words in s. 3A(1) substituted (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 9(1), Sch. 3 para. 31

Changes to legislation:

Vaccine Damage Payments Act 1979, Section 3A is up to date with all changes known to be in force on or before 06 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 3A(6) repealed by [2007 c. 5 Sch. 8](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 2(5A)(5B) substituted for s. 2(5) by [2007 c. 5 s. 56\(2\)](#)
- s. 4(1A) inserted by [2007 c. 5 s. 57\(2\)](#)
- s. 4(3A)(3B) inserted by [2007 c. 5 s. 57\(3\)](#)
- s. 7A(1A) inserted by [2007 c. 5 s. 57\(4\)](#)
- s. 8(4) inserted by [2007 c. 5 Sch. 7 para. 1\(7\)](#)
- s. 9A inserted by [2007 c. 5 Sch. 7 para. 1\(8\)](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 7 para. 1(8) repealed (3.11.2008) without ever being in force by S.I. 2008/2833, arts. 1(1), 9(1), Sch. 3 para. 228(o) (with Sch. 4))
- s. 12(3A) inserted by [2007 c. 5 s. 57\(5\)](#)