
STATUTORY INSTRUMENTS

2020 No. 103

**PAYMENT SCHEME
DISABLED PERSONS**

The Victims' Payments Regulations 2020

Made - - - - *at 11.20 a.m. on 31st
January 2020*
Laid before Parliament *at 2.30 p.m. on 31st
January 2020*
Coming into force in accordance with regulation 1

THE VICTIMS' PAYMENTS REGULATIONS 2020

PART 1

Preliminary

1. Citation and commencement and extent
2. Interpretation

PART 2

The Board

3. The Board
4. Principles

PART 3

Entitlement to victims' payments

5. Entitlement to victims' payments
6. Convictions
7. Causation of injury
8. Making of applications
9. Transfer of entitlement on death
10. Posthumous applications

Status: This is the original version (as it was originally made).

PART 4

Determination of entitlement

11. Priority of applications
12. Determination by the Board
13. Assessment of degree of relevant disablement
14. Interim assessments
15. Assessment by a health care professional
16. Assessment of degree of disablement: posthumous applications
17. Notification to the applicant

PART 5

Payments

18. Determination of amount of victims' payments
19. Adjustment in respect of other payments
20. Adjustment in respect of past compensation
21. Backdating
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26. Disregard of payments and lump sums for certain purposes
27. Exclusion of payments from benefit recovery schemes
28. Invalidity of assignment and bankruptcy

PART 6

Information and disclosure

29. Power to require information by notice
30. Use of personal data by the Board
31. Confidentiality of personal data

PART 7

Appeal, further assessment and review

32. Finality of decisions
33. Further assessment where disablement worsens
34. Appeals
35. Appeal Panels
36. Determination of appeals
37. Medical assessment on appeal
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39. Hearings
40. Representation
41. Case management
42. Exercise of functions by the chair
43. Review

PART 8

Miscellaneous provisions

44. Burden of proof
 45. Standard of proof
 46. Time of applications and appeals
 47. Withdrawal of applications and appeals
 48. Applicants under 18
 49. Duty to notify the Public Guardian
 50. Provision of advice
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 52. Review of the Scheme
 53. Consequential amendments
- Signature

SCHEDULES

SCHEDULE 1 — The Board

1. Status of the Board
2. Administrative functions exercisable by the Department
3. Members
4. The President of the Board
5. Terms of appointment
6. Remuneration and expenses
7. Staff and accommodation
8. Expenses
9. Funding
10. Seal
11. Evidence
12. Panels
13. Advisors
14. Annual report

SCHEDULE 2 — Assessment of disablement

1. Assessment of degree of disablement
2. Disablement with other causes
3. Expression of degree of disablement
4. Guidance

SCHEDULE 3 — Consequential amendments

1. Northern Ireland Assembly Disqualification Act 1975
2. The Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975
3. The Rehabilitation of Offenders (Exceptions) Order (Northern Ireland) 1979
4. Freedom of Information Act 2000
5. Amendment to Justice (Northern Ireland) Act 2002
6. The Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2013

Explanatory Note