Draft Regulations laid before Parliament under section 7(3) of the Pneumoconiosis etc. (Workers' Compensation) Act 1979, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2026 No.

SOCIAL SECURITY

The Pneumoconiosis etc. (Workers' Compensation) (Payment of Claims) (Amendment) Regulations 2026

Made - - - -	***
Coming into force - -	*1st April 2026*

The Secretary of State makes the following Regulations, in exercise of the powers conferred by sections 1(1), (2) and (4) and 7(1) of the Pneumoconiosis etc. (Workers' Compensation) Act 1979(**a**).

In accordance with section 7(3)(**b**) of the Pneumoconiosis etc. (Workers' Compensation) Act 1979, a draft of this instrument has been laid before, and approved by a resolution of, each House of Parliament.

Citation, commencement, application and extent

1.—(1) These Regulations may be cited as the Pneumoconiosis etc. (Workers' Compensation) (Payment of Claims) (Amendment) Regulations 2026 and come into force on 1st April 2026.

(2) These Regulations apply only in relation to any case in which a person first fulfils the conditions of entitlement to a payment under the Pneumoconiosis etc. (Workers' Compensation) Act 1979 on or after 1st April 2026.

(3) These Regulations extend to England and Wales and Scotland.

Amendment of the Pneumoconiosis etc. (Workers' Compensation) (Payment of Claims) Regulations 1988

2.—(1) The Pneumoconiosis etc. (Workers' Compensation) (Payment of Claims) Regulations 1988(**c**) are amended as follows.

(2) In the proviso to regulation 5(1) (payment where death results from diffuse mesothelioma) for "£4,092" substitute "£4,248".

(3) In regulation 6(1)(a) (payment where pneumoconiosis is accompanied by tuberculosis) for "£8,466" (in both places) substitute "£8,788".

(**a**) 1979 c. 41.
(**b**) Section 7(3) was amended by section 58(4) of the Welfare Reform Act 2007 (c. 5).
(**c**) S.I. 1988/668; relevant amending instruments are S.I. 1989/552, 2015/503 and 2025/347.

(4) In regulation 8 (minimum amount payable to dependant) for "£4,092" substitute "£4,248".

(5) In the Schedule—

(a) in the part headed "TABLE 1", for the table substitute—

"*Age of disabled person*	*Percentage assessment for the relevant period*									
	10% or under £	11% -20% £	21% -30% £	31% -40% £	41% -50% £	51% -60% £	61% -70% £	71% -80% £	81% -90% £	91% -100% £
37 or under	49,161	87,794	103,005	105,934	108,858	111,199	113,541	115,882	118,221	120,566
38	47,755	84,275	99,902	103,478	106,513	108,858	111,199	113,541	115,882	118,221
39	46,350	80,765	96,802	101,017	104,180	106,208	108,858	111,199	113,541	115,882
40	44,951	77,249	93,700	98,555	101,829	104,176	106,513	108,858	111,199	113,543
41	43,543	73,744	90,603	96,091	99,496	101,829	104,176	106,513	108,858	111,199
42	42,129	70,236	87,494	93,647	97,156	99,496	101,829	104,176	106,513	108,858
43	40,034	66,131	84,395	91,771	95,519	98,328	100,665	103,005	105,347	107,691
44	37,921	62,036	81,287	89,901	93,878	97,156	99,496	101,829	104,176	106,513
45	35,819	57,940	78,188	88,024	92,241	95,979	98,328	100,665	103,005	105,347
46	33,712	53,848	75,091	86,154	90,603	94,817	97,156	99,496	101,829	104,176
47	31,607	49,747	71,984	84,275	88,964	93,647	95,979	98,328	100,665	103,005
48	29,791	48,109	69,534	80,534	86,154	90,361	92,709	95,050	97,383	99,733
49	27,976	46,470	67,073	76,788	83,346	87,084	89,427	91,771	94,113	96,457
50	26,161	44,832	64,660	73,043	80,534	83,807	86,154	88,492	90,829	93,173
51	24,347	43,193	62,153	69,294	77,720	80,534	82,896	85,210	87,557	89,901
52	22,532	41,552	59,696	65,549	74,908	77,249	79,602	81,939	84,275	86,614
53	20,833	38,632	55,948	62,273	72,103	74,908	77,249	79,602	81,939	84,275
54	19,137	35,704	52,202	59,003	69,294	72,577	74,908	77,249	79,602	81,939
55	17,446	32,779	48,464	55,716	66,484	70,236	72,577	74,908	77,249	79,602
56	15,742	29,848	44,715	52,440	63,677	67,888	70,236	72,577	74,908	77,249
57	14,048	26,919	40,971	49,161	60,878	65,551	67,888	70,236	72,577	74,908
58	12,931	24,466	36,584	44,123	54,778	59,113	61,628	64,090	66,485	68,825
59	11,821	22,005	32,187	39,098	48,692	52,671	55,364	57,940	60,399	62,735
60	10,715	19,546	27,801	34,062	42,611	46,237	49,097	51,798	54,316	56,656

61	9,597	17,087	23,415	29,029	36,519	39,798	42,838	45,653	48,228	50,567
62	8,486	14,632	19,020	23,992	30,434	33,359	36,584	39,509	42,129	44,481
63	7,902	13,226	17,087	21,452	27,072	29,960	33,007	35,819	38,391	40,735
64	7,329	11,821	15,159	18,901	23,701	26,573	29,442	32,131	34,643	36,985
65	6,731	10,420	13,226	16,363	20,343	23,175	25,870	28,446	30,904	33,245
66	6,149	9,015	11,296	13,812	16,974	19,781	22,298	24,753	27,156	29,498
67	5,564	7,610	9,361	11,266	13,608	16,392	18,733	21,067	23,415	25,753
68	5,410	7,368	9,042	10,804	13,143	15,742	17,998	20,427	22,676	24,989
69	5,269	7,141	8,725	10,329	12,675	15,101	17,270	19,781	21,953	24,224
70	5,120	6,911	8,398	9,863	12,206	14,451	16,537	19,137	21,215	23,471
71	4,976	6,669	8,077	9,391	11,734	13,812	15,807	18,495	20,489	22,710
72	4,830	6,438	7,755	8,927	11,266	13,171	15,068	17,849	19,749	21,953
73	4,706	6,323	7,639	8,751	11,089	12,877	14,779	17,385	19,170	21,304
74	4,594	6,203	7,519	8,577	10,919	12,582	14,487	16,917	18,581	20,644
75	4,481	6,092	7,406	8,398	10,737	12,291	14,193	16,446	17,998	20,012
76	4,360	5,966	7,285	8,222	10,561	12,001	13,903	15,978	17,405	19,377
77 or over	4,247	5,851	7,174	8,046	10,387	11,703	13,608	15,517	16,827	18,733”.

(b) in the part headed “TABLE 2”, for the table (together with the headings to the table) substitute—

“Part A

Age of disabled person on their last birthday before their death	*Percentage assessment for the relevant period*				
	10% or under £	*11%-20% £*	*21%-30% £*	*31%-49% £*	*50% or over £*
37 or under	31,137	53,091	59,526	61,284	62,743
38	30,435	51,098	57,767	59,526	61,396
39	29,737	49,108	56,013	57,766	60,049
40	29,028	47,113	54,255	56,013	58,703

41	28,326	45,126	52,500	54,255	57,358
42	27,631	43,143	50,742	52,500	56,013
43	26,363	40,566	49,162	50,918	54,723
44	25,107	37,981	47,578	49,340	53,424
45	23,850	35,409	45,999	47,758	52,145
46	22,591	32,832	44,284	46,179	50,858
47	21,333	30,258	42,848	44,603	49,573
48	20,371	29,554	41,676	43,372	47,994
49	19,397	28,850	40,502	42,143	46,409
50	18,436	28,146	39,335	40,906	44,831
51	17,472	27,447	38,164	39,685	43,257
52	16,506	26,748	36,992	38,454	41,676
53	16,063	25,107	34,771	36,755	40,381
54	15,626	23,467	32,541	35,058	39,099
55	15,189	21,828	30,317	33,363	37,811
56	14,751	20,190	28,091	31,668	36,515
57	14,048	18,556	25,870	29,969	35,231
58	12,931	17,379	23,329	26,987	31,668
59	11,821	16,207	20,783	23,994	28,091
60	10,715	15,046	18,230	21,011	24,526
61	9,597	13,870	15,688	18,027	20,954
62	8,486	12,706	13,138	15,046	17,379
63	7,902	12,614	12,968	14,480	16,359
64	7,329	11,821	12,784	13,929	15,347
65	6,731	10,420	12,614	13,370	14,308
66	6,149	9,015	11,296	12,817	13,286
67 or over	4,247	5,851	7,174	8,046	10,387

Part B

Age of disabled person on their last birthday before their death	*Payment £*
37 or under	62,743

38	61,396
39	60,049
40	58,703
41	57,358
42	56,013
43	54,723
44	53,424
45	52,145
46	50,858
47	49,573
48	47,994
49	46,409
50	44,831
51	43,257
52	41,676
53	40,381
54	39,099
55	37,811
56	36,515
57	35,231
58	31,668
59	28,091
60	24,526
61	20,954
62	17,379
63	16,359
64	15,347
65	14,308
66	13,286
67 or over	10,387”.

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

Name
Minister of State
Date Department for Work and Pensions

EXPLANATORY NOTE

(This note is not part of the Regulations)

Under the Pneumoconiosis etc. (Workers' Compensation) Act 1979 (c. 41) ("the Act"), lump sum payments may be made to certain persons disabled by a disease to which the Act applies, or to dependants of persons who were so disabled before they died.

These Regulations amend the Pneumoconiosis etc. (Workers' Compensation) (Payment of Claims) Regulations 1988 (S.I. 1988/668) ("the 1988 Regulations"). The amendments made by regulation 2 have the effect of increasing the amounts payable under the 1988 Regulations. The increase in each case is 3.8 per cent rounded up or down to the nearest £1 as appropriate.

By virtue of regulation 1(2), the amendments made by these Regulations apply only in relation to any case in which a person first fulfils the conditions of entitlement to a payment under the Act on or after 1st April 2026.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

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