(2) In paragraph (1) of regulation 30 of the principal regulations (which relates to the review of any decision on a diagnosis or recrudescence question), the words " concerning any living person " shall be omitted.

Dated this 12th day of September, 1949.

James Griffiths,
Minister of National Insurance.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These regulations amend the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations by making the procedure for dealing with diagnosis and recrudescence questions arising in connection with injury or disablement benefit the same whether the person is alive or dead at the date when the question arises.

The National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment (No. 3) Regulations, 1949

1949 No. 2316

Made - - - -	13*th December*, 1949
Laid before Parliament	14*th December*, 1949
Coming into Operation	19*th December*, 1949

M.N.I./I.I.123.

The Minister of National Insurance, in exercise of powers conferred by Sections 55 and 86 of the National Insurance (Industrial Injuries) Act, 1946(a), and of all other powers enabling him in that behalf, hereby makes the following regulations :—

Citation, interpretation and commencement

1. These regulations, which may be cited as the National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment (No. 3) Regulations, 1949, shall be read as one with the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations, 1948(b) (hereinafter referred to as " the principal regulations ") as amended(c), and shall come into operation on the 19th December, 1949.

Amendment of Part I of First Schedule to the principal regulations

2. Part I of the First Schedule to the principal regulations as amended(d) shall be amended by the addition, at the end of the first and second columns thereof, respectively, of the diseases or injuries specified in the first column of the Schedule hereto, and of the occupations set against the said diseases or injuries in the second column of that Schedule.

(a) 9 & 10 Geo. 6. c. 62. (b) S.I. 1948 (No. 1371) I, p. 3001.
(c) S.I. 1948 (No. 2723) I, p. 3022; S.I. 1949 Nos. 230 and 1697, pp. 2765–6 above.
(d) *See* regulation 2, S.I. 1949 No. 1697, p. 2766 above.

Date of development in transitional cases

3. Where, in the case of a claimant who has been employed on or after the appointed day(a) in insurable employment in any occupation referred to in the foregoing regulation, the first day on which he was incapable of work as the result of any of the diseases or injuries referred to in that regulation or, as the case may be, the day on which he first suffered from the relevant loss of faculty, occurred before the date on which these regulations come into operation, then that date shall for the purposes of paragraph (2) of regulation 6 of the principal regulations (which paragraph relates to date of development) be treated as the first day on which he was so incapable of work or as the day on which he first suffered from the relevant loss of faculty.

Dated this 13th day of December, 1949.

James Griffiths,
Minister of National Insurance.

Regulation 2

SCHEDULE

Description of disease or injury	Nature of occupation
37.—(*a*) Carcinoma of the mucous membrane of the nose or associated air sinuses (*b*) Primary carcinoma of a bronchus or of a lung	Any occupation in a factory where nickel is produced by decomposition of a gaseous nickel compound which involves work in or about a building or buildings where that process or any other industrial process ancillary or incidental thereto is carried on.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations, by making an addition to the diseases prescribed in Part I of the First Schedule to the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations, 1948, extend insurance under the National Insurance (Industrial Injuries) Act, 1946, to cancer of the mucous membrane of the nose or associated air sinuses and primary cancer of a bronchus or lung in certain occupations involving the risk of contracting such diseases. They also provide that where a person is already suffering from any of these diseases on the date on which these Regulations come into operation, he shall be treated as not having developed the disease before that date.

4. RECIPROCAL AGREEMENTS

See NATIONAL INSURANCE AND INDUSTRIAL INJURIES, p. 2770 below.

(a) 5th July, 1948, *see* S.I. 1948 (No. 53) I, p. 2914.