In addition, they contain transitional provisions relating to persons who have worked in any of the prescribed occupations since 5th July, 1948 (when the Act came into force), and who have already died from the disease or are suffering from it on the date when these regulations come into operation. These provisions deal in particular with payment of benefits from the date on which the regulations come into operation.

The National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment (No. 2) Regulations, 1951

1951 No. 306

Made - - - -	*26th February*, 1951
Laid before Parliament	*26th February*, 1951
Coming into Operation	*1st March*, 1951

M.N.I./I.I.132.

The Minister of National Insurance, in exercise of powers conferred by sections 55, 56, 57 and 86 of the National Insurance (Industrial Injuries) Act, 1946(a), and of all other powers enabling her 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. 2) Regulations, 1951, 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 1st March, 1951.

Amendment relating to occupations in relation to which byssinosis is prescribed

2. There shall be substituted for paragraph (*c*) of regulation 2 of the principal regulations (which paragraph specifies the insured persons in relation to whom byssinosis is prescribed) the following paragraph :—

" (*c*) byssinosis is prescribed in relation to all insured persons who have been employed—

(i) in insurable employment at any time on or after the appointed day ; and

(ii) for a period or periods (whether before or after the appointed day) amounting in the aggregate to not less than twenty years ;

in any occupation in any room where any process up to and including the carding process is performed in factories in which the spinning or manipulation of raw or waste cotton is carried on."

(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, 1697 and 2316) I, pp. 2765–8; S.I. 1950 (No. 1565) II, p. 41; S.I. 1951 No. 305, p. 1511 above.

Transitional provisions

3.—(1) Where a person, who has been employed on or at any time after the appointed day(**a**) in insurable employment in any of the occupations set out in the paragraph substituted by the last foregoing regulation for paragraph (*c*) of regulation 2 of the principal regulations (not being an occupation included in the said paragraph (*c*)) is suffering from a loss of faculty as the result of byssinosis on the date on which these regulations come into operation, and the disease is due to the nature of that employment, the provisions of regulation 6 of the principal regulations (which relates to date of development) shall be applied subject to the modification that the said date on which these regulations come into operation shall be treated as the day on which he first suffered from the relevant loss of faculty, and the date of development shall be determined accordingly.

(2) Where at any time after the appointed day but before the date on which these regulations come into operation, the death of any person who has been employed as aforesaid has resulted from byssinosis, and the disease was due to the nature of that employment, that person shall be treated for the purposes of Part IV of the Act (which relates to extension of insurance to diseases) and of the principal regulations, as amended, as if the last foregoing regulation had been in force at the date of death, subject only to the following modifications :—

(*a*) no benefit shall be payable in respect of the death of that person—

(i) by way of pension or allowance for any period before the said date on which these regulations come into operation ;

(ii) by way of gratuity, on a claim made by or on behalf of any other person who has died before that date, or to the widow of the deceased if she has remarried before that date :

Provided that a person who would be entitled to any benefit but for the operation of this sub-paragraph shall (except as provided in the next succeeding sub-paragraph) be treated as if he were entitled thereto for the purposes of any rights or obligations under the Act (whether of himself or any other person) which depend on his being so entitled, other than the right to payment of that benefit:

(*b*) in applying, in respect of the death of that person, the provisions of the Fourth Schedule to the Act (which limit benefit payable in respect of any death), any person who has died before the said date on which these regulations come into operation shall be disregarded.

Amendment of paragraph 8 *of Part I of the First Schedule to the principal regulations*

4. Paragraph 8 of Part I of the First Schedule to the principal regulations shall be amended by the substitution for the words " amido-derivative " in the first and second columns thereof of the words " amino-derivative " and that paragraph shall accordingly have effect as set out in the Schedule hereto.

Dated this 26th day of February, 1951.

Edith Summerskill,
Minister of National Insurance.

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

SCHEDULE Regulation 4

Paragraph 8 of Part I of the First Schedule to the principal regulations as amended.*

Description of disease or injury	Nature of occupation
Poisoning by: 8. A nitro- or *amino-derivative* of benzene or of a homologue of benzene.	Any occupation involving: The use or handling of, or exposure to the fumes of, or vapour containing, a nitro- or *amino-derivative* of benzene or of a homologue of benzene.

* The amendments made by these regulations are shown in italics.

EXPLANATORY NOTE

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

These Regulations, by substituting a new paragraph for paragraph (*c*) of regulation 2 of the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations, 1948, extend insurance under the National Insurance (Industrial Injuries) Act, 1946, against byssinosis to persons employed in certain rooms in waste cotton factories. They also provide for payment of disablement and death benefit from the date when the regulations come into operation in the case of the persons dealt with in the regulations who suffered or died from the disease before that date.

The regulations further replace an outmoded definition of one of the poisonous derivatives of benzene or its homologue by substituting " amino " for " amido " in the description of poisoning by benzene derivatives, and the occupation in relation to which it is prescribed.

The National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment (No. 3) Regulations, 1951

1951 No. 918

Made - - - -	*24th May*, 1951
Laid before Parliament	*24th May*, 1951
Coming into Operation	*4th June*, 1951

M.N.I./I.I. 133

The Minister of National Insurance, in exercise of powers conferred by Sections 55, 56, 57 and 86 of the National Insurance (Industrial Injuries) Act, 1946(a), and of all other powers enabling her 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, 1951, shall be read as one with the National Insurance (Industrial Injuries)

(a) 9 & 10 Geo. 6. c. 62.