STATUTORY INSTRUMENTS

1972 No. 910

SOCIAL SECURITY

The National Insurance (Industrial Injuries) (Prescribed Diseases) Amendment Regulations 1972

Made - - -	20*th June* 1972
Laid before Parliament	28*th June* 1972
Coming into Operation	31*st July* 1972

The Secretary of State for Social Services, in exercise of his powers under sections 56 and 85 of the National Insurance (Industrial Injuries) Act 1965(**a**) and section 57 of that Act as modified by section 8 of the National Insurance Act 1966(**b**) and of all other powers enabling him in that behalf, after reference to the Industrial Injuries Advisory Council, 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 Regulations 1972, shall be read as one with the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations 1959(**c**), as amended(**d**) (hereinafter referred to as "the principal regulations"), and shall come into operation on 31st July 1972.

Amendment of Part I of Schedule 1 *to the principal regulations*

2. Part I of Schedule 1 to the principal regulations shall be amended by the addition at the end of the first and second columns thereof, respectively, of the disease, hereinafter referred to as "brucellosis", specified in the first column of the Schedule hereto and of the occupations set against the said disease in the second column of that Schedule.

Transitional provisions

3.—(1) Where a person, who has been employed on or at any time after 5th July 1948 in insurable employment in any occupation referred to in the second column of the Schedule hereto, is, as the result of brucellosis, either incapable of work or suffering from a loss of faculty on the date on which these regulations come into operation, and the disease is due to the nature of the employment, the provisions of regulation 6 of the principal regulations (which relates to the date of development) shall be applied subject to the modification that the date on which these regulations come into operation shall be treated as the first day on which he was incapable of work or, as the case may be, as the day on which he first suffered from the relevant loss of faculty, and the date of development shall be determined accordingly.

(**a**) 1965 c.52. (**b**) 1966 c.6. (**c**) S.I. 1959/467 (1959 II, p. 1943).

(**d**) The relevant amending instruments are S.I. 1965/1264, 1966/987, 1969/619 (1965 II, p.3596; 1966 II, p.2366; 1969 I, p.1727).

(2) Where a person to whom the last foregoing paragraph applies is awarded disablement benefit in respect of brucellosis and claims an increase of that benefit under section 14 of the National Insurance (Industrial Injuries) Act 1965 (which section relates to increases of disablement pension in cases of special hardship), then, if at any time after having been employed as aforesaid, but before the date on which these regulations come into operation, that person has abandoned any occupation as a result of the disease, the fact that he has abandoned that occupation shall be disregarded in determining his regular occupation for the purposes of the said section 14.

Signed by authority of the Secretary of State for Social Services.

Paul Dean,
Parliamentary Under-Secretary of State,
Department of Health and Social Security.

20th June 1972.

SCHEDULE Regulation 2

Description of disease or injury	Nature of occupation
46. Infection by brucella abortus.	Any occupation involving:— Contact with bovine animals infected by brucella abortus, their carcases or parts thereof or their untreated products, or with laboratory specimens or vaccines of or containing brucella abortus, by reason of employment— (*a*) as a farm worker; (*b*) as a veterinary worker; (*c*) as a slaughterhouse worker; (*d*) as a laboratory worker; or (*e*) in any other work relating to the care, treatment, examination or handling of such animals, carcases or parts thereof, or products.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, by making an addition to the diseases prescribed in Part I of Schedule 1 to the National Insurance (Industrial Injuries) (Prescribed Diseases) Regulations 1959, extend insurance under the National Insurance (Industrial Injuries) Act 1965 to infection by brucella abortus in the case of persons insurably employed in certain occupations involving contact with bovine animals infected by the said disease, their carcases or their untreated products, or with laboratory specimens of or vaccines containing brucella abortus.

The Regulations also contain transitional provisions relating to persons who are already suffering from the disease on the date when these Regulations come into operation.

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