STATUTORY INSTRUMENTS

1973 No. 1439

SOCIAL SECURITY

WORKMEN'S COMPENSATION

The Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1973

Made - - -	10*th August* 1973
Laid before Parliament	22*nd August* 1973
Coming into Operation	3*rd October* 1973

The Secretary of State for Social Services, with the consent of the Treasury, in exercise of powers conferred by sections 5 and 7 of the Industrial Injuries and Diseases (Old Cases) Act 1967(**a**), as amended by section 3(3)(*b*) of the National Insurance and Supplementary Benefit Act 1973(**b**), and now vested in him(**c**), and of all other powers enabling him in that behalf, hereby makes, in consequence of the said Act of 1973, the following Scheme:—

Citation, interpretation and commencement

1. This Scheme, which may be cited as the Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit (Amendment) Scheme 1973, shall be read as one with the Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit Scheme 1966(**d**), as amended(**e**) (hereinafter referred to as "the principal Scheme"), and shall come into operation on 3rd October 1973.

Amendment of Article 4 of the principal Scheme

2. In paragraph 1(*a*)(ii) of Article 4 of the principal Scheme (allowance for partial disablement), for the sum "£4·10" there shall be substituted the sum "£4·70".

Amendment of Article 5 of the principal Scheme

3. In Article 5 of the principal Scheme (increase of allowance in respect of a wife), after paragraph (2) there shall be added the following paragraph:—

"(3) Where in any case a person is entitled to an increase of allowance under the provisions of the said Article 7(1) of this Scheme, the foregoing

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(**a**) 1967 c. 34. (**b**) 1973 c. 42.
(**c**) *See* Secretary of State for Social Services Order 1968, Article 2, S.I. 1968/1699 (1968 III, p. 4585).
(**d**) S.I. 1966/164 (1966 I, p. 303).
(**e**) The relevant amending instruments are S.I. 1971/1222, 1972/1289 (1971 II, p. 3576; 1972 II, p. 3864).

provisions of this Article shall apply but with the substitution of the words 'paragraph 8A' for the words 'paragraph 8' in paragraph (2) above.".

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

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

8th August 1973.

We consent.

V. H. Goodhew,
Hugh Rossi,
Two of the Lords Commissioners of
Her Majesty's Treasury.

10th August 1973.

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This Scheme amends the Pneumoconiosis, Byssinosis and Miscellaneous Diseases Benefit Scheme 1966 so as to give effect to section 3(3)(*b*) of the National Insurance and Supplementary Benefit Act 1973 by increasing the rate of allowance in respect of partial disablement. Consequent upon section 3(2) of the said Act, this Scheme also makes provision for increasing the allowance in respect of a wife of a person who is entitled to an increase of allowance on account of unemployability under the provisions of Article 7 of the Scheme.

This Scheme is made in consequence of the said Act of 1973 and accordingly, by virtue of section 9(5) of and paragraph 2(2) of Schedule 6 to that Act, no draft of this Scheme has been laid before Parliament.

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