WORKMEN'S COMPENSATION

The Pneumoconiosis (Medical Arrangements) (Transitional) Regulations, 1948

1948 No. 1396

Made - - - -	*25th June*, 1948
Laid before Parliament	*28th June*, 1948
Coming into Operation	*5th July*, 1948

M.N.I./1.1.113.

The Minister of National Insurance, in exercise of powers conferred by proviso (*b*) to subsection (1) of section 89 of the National Insurance (Industrial Injuries) Act, 1946, and of all other powers enabling him in that behalf, hereby makes the following regulations:— 9 & 10 Geo. 6. c. 62.

1.—(1) These regulations may be cited as the Pneumoconiosis (Medical Arrangements) (Transitional) Regulations, 1948, and shall come into operation on 5th July, 1948. Citation, commencement and interpretation.

(2) In these regulations, unless the context otherwise requires—

" the Act " means the National Insurance (Industrial Injuries) Act, 1946;

" compensation scheme " means a scheme made under section 47 of the Workmen's Compensation Act, 1925, as extended by section 1 of the Workmen's Compensation (Silicosis and Asbestosis) Act, 1930, and section 1 of the Workmen's Compensation Act, 1943, providing for the payment of compensation by the employers of workmen in the industry or process or group of industries or processes specified therein; 15 & 16 Geo. 5. c. 84. 20 & 21 Geo. 5. c. 29. 6 & 7 Geo. 6. c. 6.

" the Medical Arrangements Scheme " means the Silicosis and Asbestosis (Medical Arrangements) Scheme, 1931(**a**);

" the Medical Fees Regulations " means the Silicosis and Asbestosis (Medical Fees) Regulations, 1931(**b**), and the Pneumoconiosis (Medical Fees) Regulations, 1943(**c**);

and other expressions have the same meanings as in the Act.

(3) References in these regulations to any enactment, scheme or regulations shall include references to such enactment, scheme or regulations as amended by any subsequent enactment, order, scheme or regulations.

(4) The Interpretation Act, 1889, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament. 52 & 53 Vict. c. 63.

2. For the purposes of any case to which, by virtue of proviso (*a*) to subsection (1) of section 89 of the Act, the enactments repealed by that section continue to apply after the appointed day(**d**), being a case to Abolition of medical fees.

(**a**) S.R. & O. 1931 (No. 341) p. 680 as amended by S.R. & O. 1934 (No. 889) I, p. 731; 1939 (No. 705) II, p. 3555; 1943 (No. 887) I, p. 1024; 1946 (No. 591) I, p. 2246.

(**b**) S.R. & O. 1931 (No. 412) p. 694 as amended by S.R. & O. 1934 (No. 1063) II, p. 734.

(**c**) S.R. & O. 1943 (No. 888) I, p. 1026.

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

which a compensation scheme is applicable, the provisions of such compensation scheme and of the Medical Arrangements Scheme shall be subject to the following modification, that is to say—

No fee shall be payable in respect of any examination made or certificate given under such provisions by the medical board appointed under the Medical Arrangements Scheme in any case where the application for such examination or certificate is made on or after the appointed day and accordingly the provisions of the Medical Fees Regulations and of paragraphs 16 and 21 of the Medical Arrangements Scheme shall not apply in such a case.

Dated this 25th day of June, 1948.

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 abolish the fees chargeable under the Silicosis and Asbestosis (Medical Arrangements) Scheme, 1931, in respect of applications for medical examinations and certificates on or after the day appointed for the coming into operation of the National Insurance (Industrial Injuries) Act, 1946 (5th July, 1948) in cases to which, by virtue of the transitional provisions of that Act, the Workmen's Compensation Acts continue to apply in respect of employment before that day.