

Changes to legislation: There are currently no known outstanding effects for the Social Security Act 1986, SCHEDULE 3. (See end of Document for details)

SCHEDULES

SCHEDULE 3

Section 39.

INDUSTRIAL INJURIES AND DISEASES

1—16. F1

Textual Amendments

F1 The following sections and schedules are repealed (1.7.1992) by the [Social Security \(Consequential Provisions\) Act 1992 \(c. 6\)](#) on consolidation: Ss. 18–29, 30(1)–(9)(11), 31–36, 37(1), 38, 40–51, 52(3)–(10), 53, 54(2), 55; words in s. 56(2)(a); [ss. 56\(2\)\(b\)\(3\)\(b\)\(4\)–\(4B\)](#), 58; words in s. 61(1)(3)–(5); [s. 61\(7\)–\(9\)](#); words in s. 61(10); [ss. 62–69, 70\(1\), 73, 74, 79\(3\)\(4\)](#); words in s. 80(1); [ss. 81, 83\(2\)\(3\)\(b\)–\(e\)](#); words in s. 83(5); words in s. 84(1); [ss. 84\(3\), 85\(1\)\(a\)–\(c\)\(f\)\(3\)\(c\)\(d\)\(4\)](#); words in s. 85(5); [s. 85\(7\)](#); words in s. 85(8)(9)–(12); [Sch. 3](#) except para. 17; [Sch. 4](#); [Sch. 5](#) paras 2–20 and Pt. II paras (b)(c); [Sch. 6](#); [Sch. 7](#); [Sch. 8](#) paras 1–3, 5–7; [Sch. 10](#) paras 10, 34, 40, 48, 54, 62–67, 68(2), 69, 70, 72, 74, 77, 83–88, 90–92, 95, 97–100, 103(a)(b), 104–107, 108(a)

Pneumoconiosis etc. (Workers' Compensation) Act 1979 (c. 41)

- 17 (1) Section 2 of the *Pneumoconiosis etc. (Workers' Compensation) Act 1979* (conditions of entitlement to lump sum payments) shall be amended as follows.
- (2) At the end of subsection (1)(a) there shall be added the words “or, subject to subsection (3A) below, would be payable to him in respect of it but for his disablement amounting to less than the appropriate percentage”.
- (3) At the end of subsection (2)(b) there shall be added the words “or, subject to subsection (3A) below, would have been so payable to him—
- (i) but for his disablement amounting to less than the appropriate percentage; or
 - (ii) but for his not having claimed the benefit; or
 - (iii) but for his having died before he had suffered from the disease for the appropriate period”.
- (4) In subsection (3) the following definitions shall be inserted before the definition of “death benefit”—
- ““the appropriate percentage” means, in the case of any disease, the percentage specified in subsection (1) of section 57 of the *Social Security Act 1975* or, if regulations have been made under section 77 of that Act specifying a different percentage in relation to that disease, the percentage specified in the regulations;
 - “the appropriate period” means, in the case of any disease, the period specified in subsection (4) of the said section 57 or, if regulations have been

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made under the said section 77 specifying a different period in relation to that disease, the period specified in the regulations;”.

(5) The following subsection shall be inserted after that subsection—

“(3A) No amount is payable under this Act in respect of disablement amounting to less than 1 per cent.”.

Modifications etc. (not altering text)

C1 The text of Sch. 3 para. 17 and Sch. 5 para. 1 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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