

THE BYSSINOSIS (FEES) REGULATIONS, 1941, DATED APRIL 14, 1941, MADE BY THE SECRETARY OF STATE, AS TO THE FEES TO BE PAID IN RESPECT OF THE FUNCTIONS OF THE ADMINISTRATIVE BOARD AND OF THE MEDICAL BOARD, UNDER THE BYSSINOSIS (WORKMEN'S COMPENSATION) SCHEME, 1941.

1941 No. 527

3 & 4 Geo.
6. c. 56.

In pursuance of the powers conferred on me by section 1 (2) (d) of the Workmen's Compensation and Benefit (Byssinosis) Act, 1940, I, the Right Honourable Herbert Morrison, one of His Majesty's Principal Secretaries of State, hereby make the following Regulations:—

1. *Definitions.* In these Regulations, unless the context otherwise requires—

- (i) "The Scheme" means the Byssinosis (Workmen's Compensation Scheme, 1941.(a)
- (ii) "Administrative Board," "Medical Board" and "The disease" have the same meanings as in the Scheme.

2. The fees payable in respect of the exercise by the Administrative Board of their functions under the Scheme shall be the fees prescribed in the Table contained in the First Schedule to these Regulations and such fees shall be paid in accordance with and subject to the directions contained therein.

3. The fees payable in respect of the exercise by the Medical Board of their functions under the Scheme shall be the fees prescribed in the Table contained in the Second Schedule to these Regulations, and such fees shall be paid in accordance with and subject to the directions contained therein.

4. These Regulations may be cited as the Byssinosis (Fees) Regulations, 1941, and shall come into operation on the 1st May, 1941.

Herbert Morrison,
One of His Majesty's Principal
Secretaries of State.

Home Office,
Whitehall.
14th April, 1941.

(a) S.R. & O. 1941 No. 526, p. 560 above.

Byssinosis (Workmen's Compensation) Scheme

FIRST SCHEDULE

FEES IN RESPECT OF FUNCTIONS OF ADMINISTRATIVE BOARD*

No. of Fee.	Description of Proceeding.	Amount of fee.
1.	On an award of compensation— (i) if for weekly payment with or without a lump sum in respect of arrears (ii) for the benefit of dependants of a deceased workman <i>This fee is payable in either case by or on behalf of the employer when the award is made.</i>	£1 15 0 £5 0 0
2.	On application to determine a claim to contribution. (Paragraph 8 of Scheme) <i>This fee is not payable where the claim is determined at the time of the award of compensation or by agreement.</i>	£2 0 0
3.	On filing representation that workman is no longer totally incapacitated for work as the result of the disease. (Paragraph 11 of the Scheme) <i>This fee is payable by or on behalf of the employer making the representation.</i>	£2 2 0
4.	On an application to record an agreement under paragraph 15 of the Scheme	10s.
5.	On an application for approval of the redemption on a weekly payment for a lump sum. (Paragraph 15 of Scheme)	£2 10 0
6.	On direction as to payment of a weekly payment for the benefit of a person under a legal disability. (Paragraph 40 of Scheme) <i>This fee is payable by or on behalf of the employer on demand from the Secretary of the Administrative Board.</i>	£2 10 0

*Paragraph 37 of the Scheme provides as follows :—

(1) All such fees as may be prescribed by the Regulations in respect of the functions of the Administrative Board or the Medical Board shall be payable by or on behalf of the employer or workman or his dependants as the case may be, to the Secretary of the Administrative Board, in accordance with such arrangements as may be prescribed in the Regulations and shall be paid over by him to the Expenses Fund.

(2) Where a fee is prescribed by the Regulations as payable by or on behalf of an employer, the employer liable to pay the said fee shall, except as otherwise provided by the Regulations, be the employer from whom the compensation due to the workman is recoverable.

(3) Any sum due to the Fund under this Scheme may be recovered summarily or otherwise, as a civil debt.

WORKMEN'S COMPENSATION

SECOND SCHEDULE

FEES IN RESPECT OF FUNCTIONS OF THE MEDICAL BOARD*

No. of fee.	Description of examination or certificate in respect of which fee is payable, and directions as to payment.*	Amount of fee.
Cases of Total and Permanent incapacity (see paragraph 30 of Scheme).		
1.	On application for warrant for examination ... <i>This fee is payable by or on behalf of the applicant to the Secretary of the Administrative Board.</i>	£1 1 0
2.	On issue of a certificate of total and permanent incapacity as the result of the disease ... <i>This fee is payable by or on behalf of the employer on demand from the Secretary of the Administrative Board.</i>	£4 4 0 and in any case where a radiographic examination is directed to be made an additional fee of £1 11s. 6d., or where other expert assistance is obtained an additional fee of £2 2s.
3.	On issue of a warrant for re-examination of workman. (See paragraph 31 of Scheme) ... <i>This fee is payable by or on behalf of the employer liable for the weekly payments of compensation on demand from the Secretary of the Administrative Board.</i>	£4 4 0 and in any case where a radiographic examination is directed to be made an additional fee of £1 11s. 6d. or where other expert assistance is obtained an additional fee of £2 2s. od.
Cases of Death (see paragraph 32 of Scheme).		
4.	On application for a certificate ... <i>This fee is payable by or on behalf of the applicant to the Secretary of the Administrative Board.</i>	£2 2 0
5.	On issue of a certificate that the death was caused by the disease ... <i>This fee is payable by or on behalf of the employer on demand from the Secretary of the Administrative Board.</i>	£5 5 0

*See footnote on page 579 above.