



STATUTORY INSTRUMENTS

S.I. No. 864 of 2007



SOCIAL WELFARE (OCCUPATIONAL INJURIES) (AMENDMENT)
REGULATIONS 2007

(Prn. A7/2407)

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SOCIAL WELFARE (OCCUPATIONAL INJURIES) (AMENDMENT)
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The Minister for Social and Family Affairs, in exercise of the powers conferred on him by sections 4 (as amended by section 17 and Schedule 3 of the Social Welfare Law Reform and Pensions Act 2006 (No. 5 of 2006)), 74, 75 and 78 of the Social Welfare Consolidation Act 2005 (No. 26 of 2005), hereby makes the following Regulations:

Citation.

1. These Regulations may be cited as the Social Welfare (Occupational Injuries) (Amendment) Regulations 2007.

Commencement.

2. These Regulations come into operation—

(a) in so far as they relate to injury benefit and disablement gratuity on 31 December 2007, and

(b) in so far as they relate to disablement pension on 4 January 2008.

Definition.

3. In these regulations, “the Principal Regulations” means the Social Welfare (Consolidated Occupational Injuries) Regulations 2007 (S.I. No. 102 of 2007).

Increased rates of benefits and pensions under the occupational injuries scheme.

4. The Principal Regulations are amended by—

(a) the substitution for Schedule 1 thereto by the Schedule set out in Schedule A to these regulations, and

(b) the substitution for Schedule 3 by the Schedule set out in Schedule B to these regulations, subject in respect of the Scale set out in the said Schedule B, to the following provisions—

(i) the rates of pension specified in column (3) of the Scale shall have effect on and from 4 January 2008 whether the period taken into account by the assessment began on, before, or after that date, and,

(ii) the amounts of gratuity specified in column (2) of the Scale shall be payable only where the period taken into account by the assessment of the degree of disablement began on or after 31 December 2007.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 11th January, 2008.

SCHEDULE A

“SCHEDULE 1

Article 7.

Weekly Rates of Injury Benefit Payable to Persons under the Age of Sixteen Years

(1)	Weekly Rate (2)
(a) where the relevant employment (if more than one) the relevant employments were, or amounted in the aggregate to, full-time employment or substantially full-time employment	€ 197.80
(b) in any other case	94.60

”.

SCHEDULE B

Articles 9 and 10.

“ SCHEDULE 3

Scale of Disablement Gratuities and of Weekly Rates of Pension in Lieu of
Disablement Gratuities

Degree of Disablement (1)	Amount of Gratuity (2)	Weekly Rate of Pension (3)
Per Cent	€	€
1	1,602	2.30
2	2,403	4.60
3	3,204	6.90
4	4,005	9.20
5	4,806	11.40
6	5,607	13.70
7	6,408	16.00
8	7,209	18.30
9	8,010	20.60
10	8,811	22.90
11	9,612	25.20
12	10,413	27.50
13	11,214	29.80
14	12,015	32.00
15	12,816	34.30
16	13,617	36.60
17	14,418	38.90
18	15,219	41.20
19	16,020	43.50

”.



GIVEN under the Official Seal of the Minister for Social and Family
Affairs,
21 December 2007

MARTIN CULLEN
Minister for Social and Family Affairs.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

The Social Welfare Act 2007 provides for increases in the maximum rates of benefits payable under the Occupational Injuries Benefits Scheme arising from the Budget. These regulations provide for increases in the reduced rates of the following Occupational Injuries benefits:

- in respect of Disablement Gratuities appropriate to degrees of disablement assessed at 19% or less with effect from 31 December 2007,
- in respect of Disablement Pension payable in lieu of such Gratuities, with effect from 4 January 2008, and
- in respect of Injury Benefit payable to persons under the age of sixteen with effect from 31 December 2007.

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