

Mesothelioma and other lung diseases

Application for a payment

Fill in this form if

- you suffer from diffuse mesothelioma or another lung disease, or
- you were the partner of a sufferer who has died, or
- you are, or are acting for, a child or a young person or other dependant of a sufferer who has died.

Please read the notes before you fill in this form.



Notes

What is the Pneumoconiosis etc (Workers' Compensation) Order 1979?

People who suffer from some lung diseases caused by specific dusts can get help under the Pneumoconiosis etc (Workers Compensation) Act 1979. You can make a claim if you cannot get damages from the employer or training provider who caused or contributed to a lung disease.

The lung diseases you can claim for are:

- diffuse mesothelioma
- pneumoconiosis (including silicosis, asbestos and kaolinosis)
- primary carcinoma of the lung (where there is accompanying evidence of asbestosis or/and bilateral diffuse pleural thickening)
- bilateral diffuse pleural thickening
- byssinosis

If you have one of the lung diseases, including diffuse mesothelioma and it was caused by your work or whilst on an approved employment training scheme or course, we will consider a payment under the Pneumoconiosis etc (Workers Compensation) Order 1979:

- if you are entitled to Industrial Injuries Disablement Benefit for one of the lung diseases
- if no court action for damages has been brought in relation to the lung disease and no out of court settlement received
- if the employer or training provider who caused or contributed to dust exposure has ceased trading, or
- if the employer or training provider is still trading, there must be no realistic chance of getting damages, or
- the work which caused the lung disease was more than 20 years ago.

Complete **Part 1** and **Parts 4** to **11** of this form.

Note - You will need to provide evidence that you are suffering from one of the diseases listed. For example, a letter from your nurse, doctor or consultant showing that you have the disease and the date you were diagnosed.

What is the 2008 Diffuse Mesothelioma Scheme?

Under this scheme you can get a single lump sum payment if you suffer from diffuse mesothelioma. This does not have to have been caused by work or training. But if you got this disease because of the work or training you used to do for an employer or training provider, you may be entitled to a payment under the Pneumoconiosis etc (Workers Compensation) Act 1979.

If you have Diffuse Mesothelioma and you did not get it from work or training, complete **Parts 1, 4** and **Parts 6** to **11** of this form. We will consider the payment under the 2008 Diffuse Mesothelioma Scheme.

Note - You will need to provide a letter from your medical practitioner, for example, a nurse from the lung cancer nurses network, or your doctor or consultant. The letter must show the date you were diagnosed with the disease.

When must I apply?

You must apply as soon as you know that you have a lung disease.

- If you are claiming under the 1979 Act, you must claim within 12 months of the date you became entitled to Industrial Injuries Disablement Benefit.
- If you are claiming under the 2008 Scheme, you must claim within **12 months** of the date you were diagnosed.

If you delay we might not be able to pay you.

Note - If you go on to get any other compensation, we may recover the money we paid you under these schemes from the compensation.

Partner and dependants

If a person has

- suffered from one of the lung diseases, **and**
- has died, **and**
- has not claimed a lump sum payment.

their dependants or partner can make a claim, but must do so within 12 months of the date of death. Please include the death certificate with the application.

You can find more information about both schemes on our website www.nidirect.gov.uk

How do I apply?

Fill in this form and return it to:

Industrial Injuries Branch
Mail Opening Unit
PO Box 42
Limavady
BT49 4AN
Telephone 028 9082 3318

Part 1: About you

Surname or family name

Mr Mrs Miss Ms Dr Rev

All other names - in full

All other surnames you have been known by or are using now.

Please include maiden name, all former married names and all changes of family name.

Address

Postcode

Home phone number

Code Number

Mobile phone number

Email address

Date of birth

/ /

National Insurance (NI) number

You can find the number on your National Insurance (NI) numbercard, letters about your benefit or payslips.

Letters Numbers Letter

Reason for claiming

- I am the sufferer Go to **Part 4.**
- I am the surviving partner Go to **Part 3.**
- I am a dependant of the late sufferer Go to **Part 2.**

How to fill in this form

- If you suffer from one of the lung diseases listed, fill in **Part 1** and then go to **Part 4.**
- If you are claiming compensation on behalf of your partner who has died from a lung disease fill in **Part 1** and then go to **Part 3.**
- If you are, or are acting for, a child or a young person or other dependant of a sufferer who has died of a lung disease fill in **Part 1** and then go to **Part 2.**

- We use partner to mean:
 - a person you are married to or a person you live with as if you are married to them, or
 - a civil partner or a person you live with as if you are civil partners.
- We use child to mean a person aged under 16.
- We use young person to mean a person aged 16 to 21 who is not in full-time employment.
- We use dependant to mean a person who is permanently not able to support themselves.

Part 2: About a claim from a dependant

What was your relationship to the sufferer?

Were you dependent on the sufferer at the time of their death?

Are there any other children or young persons, or dependent relatives who you think may be entitled to a payment under the Act?

Surname or family name

All other names - in full

Address

Date of birth

If you need to tell us about any other dependent relatives, please use a separate sheet of paper. Make sure you put your full name and National Insurance (NI) number on each sheet you use.

Now go to **Part 3**.

We may ask you to provide evidence of your relationship.

No

Yes Please tell us about this

No

Yes Please tell us about them below

First relative

Postcode

/

/

Second relative

Postcode

/

/

Part 3: About the sufferer

Surname or family name

Mr Mrs Miss Ms Dr Rev

All other names - in full

Any other surnames or family names they have been known by.

Please include maiden name, all former married names and all changes of family name.

Their last address

Postcode

Their date of birth

/ /

Their date of death

/ /

If you have the death certificate, send it to us with this form.

Their National Insurance (NI) number

You can find the number on their National Insurance (NI) numbercard, letters about their benefit or payslips.

Letters Numbers Letter

Now go to **Part 4**.

Part 4: About the lung disease

If you are the sufferer, which lung disease are you suffering from?

or

If you are applying on behalf of the late sufferer, which lung disease was the cause of the sufferer's death?

Tick the boxes that apply

Diffuse mesothelioma

Asbestosis

Pneumoconiosis

Bilateral diffuse Pleural Thickening

Byssinosis

Primary carcinoma of the lung
(where there is accompanying
evidence of asbestosis or/and
bilateral diffuse pleural thickening)

Was this contracted at work?

No Please go to the next page.

Yes Please go to the next question.

If you are the sufferer, do you get, or have you ever applied for, Industrial Injuries Disablement Benefit (IIDB)?

or

If you are applying on behalf of the late sufferer, did you get, or did they ever apply for, Industrial Injuries Disablement Benefit (IIDB)?

No

Yes

Part 4: About the lung disease *continued*

Only answer these questions if you contracted diffuse mesothelioma outside work or training.

If you have a specialist nurse, what is their name?

What is the name of your consultant?

What is the hospital address?

 Postcode

We need to see a letter from your medical practitioner, for example, a nurse from the lung cancer nurses network, or your doctor or consultant. The letter must show the date you were diagnosed with the disease.

Were you exposed to asbestos in the UK?

No

Yes

How long have you lived in the UK?

Now go to **Part 5**.

Part 5: The employment history

It is important that you fill in this form fully. We need to know the employment history from leaving school up until retirement.

Dates of employment		Employer		Type of work	Exposure to harmful dusts Please tell us the name of the dust.	Exposure to asbestos	
From	To	Name and address of the workplace	Business at the workplace			No	Yes
/ /	/ /						
/ /	/ /						
/ /	/ /						
/ /	/ /						
/ /	/ /						
/ /	/ /						

Continue on a separate sheet of paper if there were more than six employers.
Make sure you put your full name and National Insurance (NI) number on each sheet you use.

Now go to **Part 6**.

Part 6: Compensation or court action

Have you been paid any compensation because of the disablement?

For example:

- damages awarded by the court
- an out of court settlement
- compensation from an employer
- payment from Armed Forces Compensation Scheme, or
- payment from Coal Workers Pneumoconiosis Scheme

Are you waiting to hear about any compensation because of the disablement?

Do you have a solicitor or any other legal representative acting on your behalf in bringing court action or a claim for compensation?

Name

Address

Phone number

Solicitor's reference number

If at any point during your application you should get any compensation or start a court action because of the disablement, you should tell us straight away.

Use this space to tell us about any claim for compensation you have ever made from any source in connection with any lung disease. **Please give details of the claim and when it was made.**

If there is not enough space, please use a separate sheet of paper. Make sure you put your full name and National Insurance (NI) number on each sheet you use.

Now go to **Part 7**.

No

Yes

No

Yes

No

Yes Please tell us about them below.

Postcode

Code	Number
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Note - It is important that you tell us the reference number your solicitor has given you. If you do not know the reference number, ask your solicitor about it.

Part 7: How we pay you

We normally pay your money direct into an account.

Many banks and building societies will let you collect your money at the post office. We cannot pay money into a Post Office account.

We will tell you when we will make the payment and how much it will be for.

Finding out how much we have paid into the account

You can check your payment on account statements. The statements may show your National Insurance (NI) number next to any payment we have made. If you think the payment is wrong, get in touch with the office shown in **Part 9**.

If we pay you too much money

We have the right to take back any money we pay that you are not entitled to. This may be because of the way the system works for payments into an account.

For example, you may give us some information, which means you are entitled to less money. Sometimes we may not be able to change the amount we have already paid you. This means we will have paid you money that you are not entitled to.

We will contact you before we take back any money.

About the account you want to use

- You can use an account in your name, or a joint account.
- You can use someone else's account if
 - the terms and conditions of their account allow this, and
 - they agree to let you use their account, and
 - you are sure they will use your money in the way you tell them.
- You can use a credit union account. You must tell us the credit union's account details. Your credit union will be able to help you with this.
- If you are an appointee or a legal representative acting on behalf of the claimant, the account should be in your name only.

What to do now

- Tell us about the account you want to use on the next page. By giving us your account details you:
 - agree that we will pay you into an account, and
 - understand what we have told you above in the section. **If we pay you too much money.**
- If you are going to open an account, please tell us your account details as soon as you get them.
- If you do not have an account, please contact us and we will give you more information.

Please tell us your account details on page 9 or 10.

It is very important you fill in all the boxes correctly, including the building society roll or reference number, if you have one. If you tell us the wrong account details your payment may be delayed or you may lose money.

You can find account details on your chequebook or bank statement. If you do not know the account details, ask the bank or building society.

Part 7: How we pay you continued

About the account you want to use continued

Name of the account holder?

Please write the name of the account holder exactly as it is shown on the chequebook or statement.

Full name of the bank or building society

- If you want us to pay your money into a UK account, tell us about this in **UK account details**.
- If you want us to pay your money into an overseas account, tell us about this in **Overseas account details**.

UK account details

Sort Code

Please tell us all 6 numbers, for example: 12-34-56

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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Account number

Most account numbers are 8 numbers long. If your account number has fewer than 10 numbers, please fill in the numbers from the left

Building society roll or reference number

If you are using a building society account you may need to tell us a roll or reference number. This may be made up of letters and numbers, and may be up to 18 characters long. If you are not sure if the account has a roll or reference number, ask the building society.

Part 7: How we pay you continued

About the account you want to use continued

Overseas account details

International Bank Account Number (IBAN)

Some IBANs are very long. For example, for Italy it should be **27** characters long and for **Luxembourg** it should be **20** characters long.

If your account number has fewer than 27 numbers, please fill in the numbers from the left.

Bank Identification Code (SWIFT)

BSB number - Australia only

Now go to **Part 8**.

Part 8: Declaration

- **I declare** that the information I have given on this form is correct and complete as far as I know and believe.
- **I understand** that if I knowingly give information that is incorrect or incomplete, I may be liable to prosecution or other action.
- **I understand** that I must promptly tell you if I get compensation from elsewhere for a disease I have claimed for.
- **I agree** that
The Department for Communities may want to get information about your health condition or disability and how it affects you when we deal with:
- your claim for any benefits under the Industrial Injuries Scheme

No

Yes

Part 8: Declaration continued

- any request to reconsider or appeal about your claim. We may want to contact your GP, or other people or organisations to get this information.

You don't have to agree to us contacting these people or organisation. If your don't agree to this we may not have all the information we need when we make a decision about your claim.

If you agree to us contacting these people or organisations you can change your mind at anytime. If you change your mind please contact the Department.

- **Do you agree** that
 - the Department for Communities, or someone working on our behalf, may ask your GP or other people or organisations for this information.
 - your GP or other people or organisations, can give the Department for Communities, or someone working on our behalf this information.
- **I also understand** that the Department may use the information which it has now or may get in the future to decide whether I am entitled to
 - the payment I am claiming
 - any other benefit or entitlement I have claimed
 - any other benefit or entitlement I may claim or be awarded in the future

This is my claim for dust related compensation

Now go to **Part 9**.

No

Yes

No

Yes

No

Yes

Signature

Date

Part 9: What to do now

Send this claim form to:

Industrial Injuries Branch
Mail Opening Unit
PO Box 42
Limavady
BT49 4AN

Do not delay, or you could lose money.

How DfC collects and uses information

The information DfC collects from and about you depends mainly on the reason for your business with us.

We will use information about you for all of the Department's purposes, which include:

- The payment of social security benefits, grant loans and pensions;
- Child Maintenance;
- Employment and Training;
- Investigation of offences relating to social security;
- Social Security Research and Statistics.

DfC uses information to deal with enquiries and complaints, to provide DfC services, to protect public funds, and to conduct research and produce statistics to monitor and improve our services.

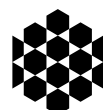
We will obtain information about you as the law allows from other organisations to check the information you give to us, protect public funds, and to improve our services.

DfC also shares information with other organisations as the law allows, for example to protect against crime, and with HM Revenue and Customs.

DfC uses external suppliers to help deliver some services. We also use technology to make decisions and improve our services. We will only ask you for information about your health when this is needed for a benefit or service you are using. We will keep your information secure, and make sure nobody has access to it who shouldn't.

Please look at the DfC Privacy Notice on <https://www.communities-ni.gov.uk/dfc-privacy-notice> to find out more about:

- your information rights;
- how to request a copy of your information;
- DfC's data controller details and other data protection information;
- how long DfC will keep your data for; and
- more detail about how DfC uses personal information.



Department for
Communities
www.communities-ni.gov.uk