

No. 67 of 1955.

A LAW TO AMEND THE WORKMEN'S COMPENSATION LAW.

CAP. 216
14 of 1951
22 of 1952
1 of 1954.

JOHN HARDING,]

[20th December, 1955.

Governor.

BE it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows :—

1. This Law may be cited as the Workmen's Compensation (Amendment) Law, 1955, and shall be read as one with the Workmen's Compensation Law (hereinafter referred to as "the principal Law").

Short title.
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Repeal of sections 28A, 28B and 28C of the principal Law and substitution of new sections.

2. Sections 28A, 28B and 28C of the principal Law (as set out in section 12 of Law 14 of 1951 and as amended by section 2 of Law 1 of 1954) are hereby repealed and the following sections substituted therefor :—

“Examining physicians.

28A.—(1) The Director of Medical Services may appoint such qualified medical practitioners, as he may determine, to be examining physicians for the purposes of this Law and the remuneration of, and other expenses incurred by, examining physicians under this Law shall be paid at such rates as the Director of Medical Services may, from time to time, determine.

(2) Where an examining physician has been employed as a medical practitioner in connection with any case by or on behalf of an employer or workman or by any insurers interested, he shall not act as examining physician in that case.

Application of Law to industrial diseases.

28B.—(1) Where—

(a) an examining physician certifies that a workman is suffering from a disease mentioned in the Second Schedule hereto and is thereby incapacitated from earning full wages at the work at which he was employed ; or

(b) the death of a workman is caused by any such disease ;

and the disease is due to the nature of any employment in which the workman was employed at any time within the twelve months previous to the date of the incapacity, whether under one or more employers, he or his dependants shall be entitled to compensation under this Law as if the disease as aforesaid were a personal injury by accident arising out of and in the course of that employment, subject to the following modifications :—

(i) the incapacity shall be treated as the happening of the accident ;

(ii) if it is proved that the workman has at the time of entering the employment wilfully and falsely represented himself in writing as not having previously suffered from the disease, compensation shall not be payable ;

(iii) the compensation shall be recoverable from the employer who last employed the workman during the said twelve months in the employment to the nature of which the disease was due :

Provided that—

(a) the workman or his dependants if so required shall furnish that employer with such information as to the names and addresses of all the other employers who employed him in the employment during