

04-22: IIDB - Changes to Prescribed Disease A15 (Dupuytren's contracture of the hand) in England, Wales & Scotland

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INTRODUCTION

1. This memo gives guidance on

1. The Social Security (Industrial Injuries) (Prescribed Diseases) Amendment Regulations 2022 [SS(II) (PD) Amdt Regs 2022], SI 2022 No 2141 **and**

2. The Social Security (Industrial Injuries) (Prescribed Diseases) Amendment (Scotland) Regulations 2022 [SS(II)(PD) Amdt (Scotland) Regs 2022], SI 2022 No.422.

These regulations come into force with effect from 28.3.22.

[1 SS \(II\)\(PD\) Amdt Regs 2022](#); [2 SS \(II\) \(PD\) Amdt \(Scotland\) Regs 2022](#)

BACKGROUND

2. These regulations¹ provide clarification of the conditions under which a person who is diagnosed with Dupuytren's Contracture of the hand (A15) is entitled to IIDB by amending the current prescription in relevant legislation².

[1 SS \(II\)\(PD\) Amdt Regs 2022, SS \(II\) \(PD\) Amdt \(Scotland\) Regs 2022](#); [2 SS \(II\) \(PD\) Regs 1985](#)

Note 1: The legislation¹ for England and Wales and for Scotland are worded the same with regards to the changes of the prescription of A15.

Note 2: Legislation² still applies in Scotland as well as in England and Wales, however decision makers and appeal writers should, where appropriate, refer to the correct amending SI according to whether the claimant is in Scotland or in England and Wales.

CHANGES

3. The new prescription for PDA15 will be satisfied where the existing occupational requirements are met and there is fixed flexion deformity of one or more of the

1. metacarpophalangeal joints (MCPJ) greater than 45 degrees that developed either

1.1 during the course of the claimant's occupation **or**

1.2 after the period of occupation where there is evidence of MCPJ involvement or palmar changes (nodules or thickening) during the period of occupation **or**

2. interphalangeal joints (IPJ) that developed either

2.1 during the course of the claimant's occupation **or**

2.2 after the period of occupation where there is evidence of MCPJ involvement or palmar changes (nodules or thickening) during the period of occupation.

Note: For full guidance on PDA15 see [DMG Chapter 67](#).

BACKDATING OF CLAIMS

4. Where claims are backdated the claimant must be eligible for IIDB during the backdated period in order to receive payment.

5. All undecided claims made

1. prior to **and**

2. within three months

of 28.3.22 should be assessed and determined for IIDB entitlement using the prescriptions for A15 in both sets of regulations¹.

1 [SS \(II\)\(PD\) Amdt Regs 2022](#), [SS \(II\) \(PD\) Amdt \(Scotland\) Regs 2022](#); 2 SS (II) (PD) Regs 1985

6. For claims made before 28.3.22 but assessed and determined after that date where the claimant

1. does not satisfy the prescription in relevant legislation¹ **and**
2. satisfies the new prescription²

any part of the claim which falls before 28.3.22 should be disallowed for that period.

1 SS (II) (PD) Regs 1985; 2 [SS \(II\)\(PD\) Amdt Regs 2022](#), [SS \(II\) \(PD\) Amdt \(Scotland\) Regs 2022](#)

ANNOTATIONS

Please annotate the number of this memo (DMG Memo 04-22) against the following paragraphs in DMG Chapter 67;

[67181](#), [67441](#), [67442](#) and [Appendix 1](#).

CONTACTS

If you have any queries about this memo, please write to Decision Making and Appeals (DMA) Leeds, 3E zone E, Quarry House, Leeds. Existing arrangements for such referrals should be followed, as set out in – Memo [4/19](#) Requesting case guidance from DMA Leeds for all benefits.

DMA Leeds: March 2022

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