



Department of
Justice
An Roinn Dlí agus Cirt
Mánnystrie O tha Laa
www.justice-ni.gov.uk

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13 December 2022

REFERENCE: FOI\22\63

Dear Sir,

Thank you for your request for information dated 7 November and detailed below.

In respect of doctors' action as IMR's for DoJ, since 1st January 2022 to present:

1. What is the briefing/guidance given to the doctors by the Department, in respect of the backdating of Retrospective Injury on Duty Awards.

The DOJ/NIPB joint guidance for Medical Practitioners on Injury on Duty Awards published on the DoJ website provided to IMRs makes no specific reference to the backdating of Retrospective Injury on Duty Awards. However, IMR's are supplied with examples of cases where the courts have provided authority on the interpretation of certain terms within the 2006 Regulations. At Annex A (page 57) of the guidance, as attached, specific reference is made to a case where the applicant sought a judicial review relating to a retrospective application. ["Blakely" (Northern Irish High Court, February 2013)].



In respect of doctors' action as IMR's for DoJ, since 1st January 2022 to present:

1. How many Retrospective Injury on Duty Awards to Retired Officers have been awarded back to the date of retirement?
2. How many Retrospective Injury on Duty Awards to Retired Officers have been awarded back to the date of application?
3. How many Retrospective Injury on Duty Awards to Retired Officers have been awarded from the date of assessment?

This information is not recorded by the Department of Justice.

The Freedom of Information Act 2000 gives you two rights of access when you write to us asking for information. You have the right to know whether we hold recorded information in scope of your request, and you have the right to have that recorded information given to you. These rights may only be overridden if the information you are looking for is covered by an exemption in the Act.

If you are unhappy with the result of your request for information, you may request an internal review within two calendar months of the date of this letter. If you request an internal review please do so in writing stating the reasons to the address above.

If following an internal review you were to remain dissatisfied you may make a complaint to the Information Commissioner and ask the Commissioner to investigate whether the DOJ has complied with the terms of the FOIA. You can write to the Information Commissioner at:

Information Commissioner
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

The Commissioner will not investigate a complaint unless an internal review procedure has been carried out.



Further details on the role of the Information Commissioner and the handling of appeals can be found at: www.informationcommissioner.gov.uk

Yours sincerely

Freedom of Information Manager

