

**Compensation under the  
Pneumoconiosis and Mesothelioma (Compensation) Ordinance  
(Cap. 360)**

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- (a) **Incapacity:** For total (100%) incapacity, a monthly payment of \$17,870 is payable until the death of the patient with pneumoconiosis and/or mesothelioma. For partial (less than 100%) incapacity, the monthly payment is a corresponding part of the compensation for total incapacity in proportion to the degree of incapacity;
- (b) **Incapacity prior to the date of diagnosis:** A lump sum is payable, calculated according to the average monthly earnings, the degree of incapacity and the number of months (not exceeding 24) between the earliest date of diagnosis of the disease and the date of diagnosis of incapacity arising from pneumoconiosis and/or mesothelioma;
- (c) **Pain, suffering and loss of amenities:** A monthly payment of \$3,180 is payable to the patients until death irrespective of the degree of pain, suffering and loss of amenities;
- (d) **Care and attention:** Patients who cannot perform the essential actions of life without the assistance of other persons may claim compensation for care and attention at the rate of \$4,160 per month;
- (e) **Medical expenses:** Eligible patients can claim reimbursement of medical expenses incurred for the treatment of pneumoconiosis and/or mesothelioma, subject to a daily maximum of \$200 (for each day of stay in a hospital or each day of medical treatment other than as in-patient in a hospital) or \$280 (for each day of medical treatment received both as an in-patient in a hospital and other than as an in-patient in a hospital);

- (f) **Medical appliances expenses:** Eligible patients can claim the cost of using or purchasing specified medical appliances, such as wheelchairs, oxygen concentrators and oxygen cylinders;
- (g) **Death:** Family members of a deceased patient who dies as a result of pneumoconiosis and/or mesothelioma may claim compensation for his death. Amounts are calculated according to the age at which the deceased die. They are subject to reduction by the aggregate amount of compensation for incapacity and pain, suffering and loss of amenities (i.e. items (a) and (c) above) received by the deceased before his death. But the minimum amount payable is \$100,000;
- (h) **Bereavement:** where the patients die – whether from pneumoconiosis, mesothelioma or any other cause – without receiving any compensation before their death, their families are eligible to claim \$100,000 compensation;
- (i) **Funeral expenses:** Any person (including a family member of the deceased) can claim reimbursement – to a maximum of \$35,000 – of the expenses he has incurred for the funeral of a patient who has died as a result of pneumoconiosis and/or mesothelioma; and
- (j) **Others:** The medical treatment and certification given by registered Chinese medicine practitioners has been recognised for the purpose of entitling an eligible patient to benefits under the Ordinance.