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TUESDAY, MARCH 2, 1948.

At the Court at Buckingham Palace, the 24th day of February 1948.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS there was this day read at the Board a Memorial from the Right Honourable the Lords Commissioners of the Admiralty, dated the 2nd day of February 1948 (P.M. 581/48), in the words following, viz. :—

“Whereas by Section 3 of the Naval and Marine Pay and Pensions Act, 1865, it is enacted, *inter alia*, that all pay, pensions, or other allowances in the nature thereof, payable in respect of services in Your Majesty's Naval or Marine Force to a person being or having been an Officer, Seaman, or Marine therein, shall be paid in such manner and subject to such restrictions, conditions, and provisions as are from time to time directed by Order in Council :

“And whereas by Orders in Council bearing dates 13th October 1922, 16th December 1925, 28th February 1941, and 30th April 1942, sanction was given, *inter alia*, to certain scales of pensions and gratuities to Native Petty Officers and Men other than Europeans (whether or not British subjects), who consequent on wounds, hurts, or disability, are invalidated from Your Majesty's Naval Service, and to the grant, at our discretion of certain scales of compensation in respect of the death of such Native ratings :

“And whereas we are of opinion that these scales of compensation require amendment in certain respects :

“We beg humbly to recommend that Your Majesty may be graciously pleased, by Your Order in Council, to sanction from the 21st July 1944, the substitution of the Schedule hereto annexed, for the Schedule annexed to Your Majesty's Order in Council of 30th April 1942.

“The Lords Commissioners of Your Majesty's Treasury have signified their concurrence in this proposal.

“SCHEDULE.

“Except where otherwise stated, the provisions of this Schedule to apply in the case of all Native Ratings of the Royal Navy who are discharged from the Naval Service on or after 21st July 1944.

“The provisions of Section ‘A’ and ‘B’ to be subject to review after the end of the present emergency.

“SECTION ‘A.’

“Disablement Pensions and Gratuities Allowable for attributable invaliding.

“(a) (i.) In cases other than those specified at (b) below, where the degree of disablement is assessed at 20 per cent. and upwards the option of either :

Pension which may be awarded either temporarily or permanently according to the circumstances of the case, on the basis of a maximum scale of 20s. a week for Petty Officers, 18s. 9d. a week for Leading Ratings, and 17s. 6d. a week for Lower Ratings for total disablement (100 per cent.); lower degrees of disablement carrying proportionately reduced rates ; or

Gratuity on the scale laid down in the Ministry of Pensions' War Pensions (Chinese Seamen, &c.) Scheme, 1944, or any Order replacing or amending that Scheme. No award will be made in respect of the subsequent death

of a Native rating who receives a gratuity under this option.

(ii.) If the degree of disablement be assessed at less than 20 per cent., a gratuity appropriate to the degree of disability, but not exceeding £50.

(iii.) The rates of disablement compensation to be subject to the conditions specified in Order in Council of the 6th February 1922 and in substitution of those laid down for Native ratings in Order in Council of 13th October 1922.

“(b) As from 3rd July 1945 where the rating is a native of Ceylon, and was a member of the Royal Naval Aircraft Ceylonese Training Establishment, or was a Ceylonese Radio Mechanic, or was locally entered in the Royal Navy as a Cook or Steward for shore service in Ceylon, compensation may be granted on the scale and subject to the conditions laid down for corresponding Ceylonese Military personnel, provided the rating was discharged from the Naval Service on or after 3rd September 1939.

“SECTION ‘B.’

“Pension and Gratuities to dependants of ratings whose death is attributable to Naval Service.

“(a) Where the rating was a native of the Dominion of India or Pakistan, or of the Princes' States, or of Goa, or was employed or engaged on terms and conditions which are customary, or are similar to those customary, in the case of such natives, the widow, eligible children, or dependants as defined in the Scheme referred to in sub-paragraph (i.) below, may be given the option of compensation :—

(i.) at the rates laid down in the Ministry of Pensions' War Pensions (Indian Seamen, &c.) Scheme, 1944, or any Order replacing or amending that Scheme ; or

(ii.) as if the deceased rating were a person to whom paragraph (c) below applied.

“(b) As from 3rd July 1945, where the rating was a native of Ceylon, and was a member of the Royal Naval Aircraft Ceylonese Training Establishment, or was a Ceylonese Radio Mechanic, or was locally entered in the Royal Navy as a Cook or Steward for shore service in Ceylon, compensation may be granted at the rate and under the conditions provided for dependants of corresponding Ceylonese Military personnel.

“(c) Where the rating was a person to whom neither of the foregoing paragraphs of this Section applies, compensation may be granted to his widow or dependant as laid down in the Ministry of Pensions' War Pensions (Chinese Seamen, &c.) Scheme, 1944, or any Order replacing or amending that Scheme, on the basis of the following classification—

- Chief Petty Officers and Petty Officers—
- Class II.
- Leading Ratings and A.B.'s and equivalent ratings—
- Class III.

“(d) The provisions of the Order in Council of the 16th December 1925 shall continue to apply in any case where no compensation would be payable under the foregoing provisions of this Section, or where the compensation payable under these provisions would be less beneficial than the compensation payable under that Order in Council.

The pensions and gratuities under paragraphs (a), (c), and (d) of this Section to be subject to the conditions laid down in the Order in Council dated 7th November 1924, and to be