

Admiralty, dated the 11th day of December, 1934 (C.W. 5681/34), 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 from time to time regulations have been laid down by Order in Council governing the conditions of service for Officers on the Reserved, Retired or Pension lists of the Royal Navy who are called out in time of war or emergency:

“And whereas by Order in Council bearing date the 13th day of May, 1901, authority was given for Officers who had been allowed to resign from the Royal Navy, but who volunteered for service in War or Emergency to be borne on an ‘Emergency’ List:

“And whereas Your Majesty was graciously pleased, by Your Order in Council bearing date the 3rd day of November, 1927, to provide that Officers on the Retired and Emergency Lists of Your Majesty's Royal Marines should be liable to recall in time of War or Emergency under the same conditions as provided for Officers on the Retired and Emergency Lists of Your Majesty's Navy:

“And whereas we are of opinion that the regulations governing the emoluments of Officers on the Retired and Emergency Lists of the Royal Navy and Royal Marines require consolidation and amendment:

“We beg leave humbly to recommend that Your Majesty may be graciously pleased by Your Order in Council to establish the Regulations contained in the Schedule hereto annexed.

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

“SCHEDULE.

“REGULATIONS GOVERNING THE EMOLUMENTS OF OFFICERS ON THE RETIRED AND EMERGENCY LISTS OF THE ROYAL NAVY AND ROYAL MARINES WHEN CALLED OUT OR RETAINED FOR SERVICE IN TIME OF WAR OR EMERGENCY.

“I.—*Officers who have retired with retired pay (other than disability retired pay or disability addition to service retired pay).*

“(a) Full Pay to be issued on the scale appropriate to the Officer's rank on the retired list, time served on full pay in that rank being reckoned for the purpose of increases of full pay. The scale to be that in force at the time for corresponding Officers on the Active List. Retired pay to be suspended.

“(b) A bonus of 25 per cent. to be payable on the full pay issued under clause (a), exclusive of any allowances.

“(c) Where any portion of retired pay has been commuted, a sum equivalent to the amount of retired pay commuted to be deducted from the full pay and bonus issued under clauses (a) and (b). No deduction,

however, to be made from full pay and bonus thereon in respect of any gratuity awarded on retirement or discharge.

“(d) An Officer eligible for full pay and bonus under clauses (a) and (b) may elect to remain in receipt of his current service retired pay increased by 25 per cent. of such retired pay; if more to his advantage. Where any part of the retired pay has been commuted the rate of retired pay to be that in issue at the date of re-employment, but the 25 per cent. addition to be based on the rate of retired pay which would have been in issue had there been no commutation.

“(e) Neither time nor promotion on or after retirement to qualify for increase or grant of retired pay.

“II.—*Officers who have retired without retired pay and Officers on the Emergency List.*

“(a) Full pay only to be issued as provided in Section I, clause (a), no bonus on full pay being payable.

“(b) No deduction to be made from full pay in respect of any gratuity awarded on retirement or discharge.

“(c) The time served to count for increase of full pay, but neither time nor promotion after retirement to qualify for retired pay or retiring gratuity.

“III.—*Officers in receipt of Disability Retired Pay or Pension or Disability Additions to service retired pay.*

“(a) Except as otherwise provided hereunder, the conditions in Section I to apply.

“(b) Disability retired pay or pension authorised by the Ministry of Pensions not to be suspended but only so much if any of the 25 per cent. bonus referred to in Section I, clause (b), to be issued as exceeds that portion of the disability retired pay which the Admiralty may decide to have been awarded in respect of service. For this purpose an Officer who has commuted any part of his retired pay or pension shall be deemed to be still in receipt of the part commuted.

“(c) Disability additions to service retired pay, payable under the provisions of Schedule I, Sections 1 and 2 of Order in Council dated the 11th day of October, 1923, or under corresponding provisions of any subsequent Order in Council, to remain in issue, the service retired pay being suspended.

“(d) An Officer awarded disability retired pay under the provisions of Schedule I, Section 3, of the above-mentioned Order in Council, or under corresponding provisions of any subsequent Order in Council, to continue in receipt of such portion of his disability retired pay as the Admiralty may decide to be equivalent to the disability addition which would have remained in issue to him under clause (c) had he been eligible for service retired pay, the remaining portion of his disability retired pay (deemed to be the service element) being suspended.

“(e) An Officer awarded disability retired pay under the provisions of Schedule II of the above-mentioned Order in Council, or under corresponding provisions of any subsequent Order in Council to continue in receipt of such disability retired pay, no bonus on full pay being payable.