

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 date the 25th day of May, 1939, and the 25th day of July, 1939, regulations were approved for the promotion of certain Warrant Officers to the ranks of Lieutenant and Lieutenant (E):

"And whereas we consider that similar regulations should be provided for the promotion under corresponding conditions of Commissioned Officers from Warrant Rank to the ranks of Lieutenant and Lieutenant (E); Commissioned Ordnance Officers and Warrant Ordnance Officers to the rank of Ordnance Lieutenant; and Commissioned Aircraft Officers and Warrant Aircraft Officers to the rank of Lieutenant (A):

"We beg leave humbly to recommend that Your Majesty may be graciously pleased, by Your Order in Council to sanction such promotions, subject to the conditions set forth in the Schedules annexed hereto, with effect from the 1st October, 1940, in so far as it relates to Commissioned Ordnance Officers and Warrant Ordnance Officers promoted to Ordnance Lieutenant, and with effect from 1st October, 1941, in so far as it relates to Commissioned Officers from Warrant Rank promoted to Lieutenant and Lieutenant (E) and to Commissioned Aircraft Officers and Warrant Aircraft Officers promoted to Lieutenant (A).

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

#### SCHEDULE I.

*Seniority, full pay and general conditions for Lieutenants, and Lieutenants (E), Ordnance Lieutenants, and Lieutenants (A) specially promoted from Commissioned Officers from Warrant Rank, Commissioned Ordnance Officers and Warrant Ordnance Officers, and Commissioned Aircraft Officers and Warrant Aircraft Officers respectively.*

1. Officers selected to count half their service as Warrant Officer and as Commissioned Officer from Warrant Rank towards their seniority as Lieutenant in the specified Branches.

2. Except as provided in 3 below, Officers promoted to Lieutenant to be paid on the scale laid down for Officers entered as Cadet, and Officers promoted to Lieutenant (E), Ordnance Lieutenant, and Lieutenant (A) to be paid on the scale laid down for Engineer Officers entered as Cadet, entering the scale in accordance with the seniority as determined at 1 above.

3. Where it would be in excess of the rate appropriate under 2 above, officers to receive a special rate of pay consisting of the full pay of which they were in receipt as Warrant Officers or Commissioned Officers from Warrant Rank, together with the sum of one shilling and tenpence per day. Officers granted such special rates to remain thereon until the increment due under the scale referred to in 2 above would render them eligible for a higher rate.

4. Officers placed on half pay to be paid on the scale laid down for Officers entered as Cadet.

5. Officers to come under the same rules for retirement as laid down for Officers entered as Cadet, but to be eligible for rates of retired pay laid down in Schedule II.

6. Pensions and gratuities for widows and allowances to children and other dependent relatives to be paid at the rates and under the conditions laid down for other Commissioned Officers except that the period of qualifying service to be that laid down for Officers who are promoted after service as ratings, and the rank of Acting Lieutenant to be regarded as substantive rank for the purpose of such non-effective benefits.

#### SCHEDULE II.

Retired Pay and retiring gratuities of Commissioned Officers from Warrant Rank and Warrant Officers specially promoted to Lieutenant in the Branches specified in Schedule I above.

I. Retired Pay on retirement:—

(a) at the age of 45;

(b) if invalidated, or otherwise compulsorily retired, after attaining the age of 40;

(c) at own request, after completion of 20 years' reckonable service:—

£250 a year with additions or deductions of £12 a year for each full year in excess or short of 15 years' service. Reckonable service for this purpose to be the whole of service in Warrant and Commissioned ranks and one half of service in man's rating from age of 18.

II. Retired Pay on retirement when under the age of 40 if invalidated or otherwise compulsorily retired.

#### Either

*Minimum on promotion to Acting Lieutenant or Lieutenant, Lieutenant (E), Lieutenant (A), or Ordnance Lieutenant.*

*Addition for each complete year's service in the ranks of Acting Lieutenant, Lieutenant, Lieutenant-Commander, or Lieutenant (E) and Lieutenant-Commander (E), or Lieutenant (A) and Lieutenant-Commander (A), or Ordnance Lieutenant and Ordnance Lieutenant-Commander.*

The rate payable on the appropriate Warrant Officers' scale assessed on combined service as Warrant Officer and Commissioned Officer from Warrant Rank plus an addition of £9 a year.

£9 a year.

#### Or

If to the Officer's advantage, the rate payable to be that for which the Officer would have qualified on the scale for Commissioned Officers from Warrant Rank had he continued to serve in that rank.

The minimum rate of retired pay on completion of ten years' service from date of promotion to Warrant Officer, or on promotion to Lieutenant-Commander, or relative rank whichever is the earlier, will be:—

(i) On the invaliding scale, £190 a year. Additions for each complete year of subsequent service as above.

(ii) If compulsorily retired under Orders in Council of 21st April, 1922, or 15th August, 1941, £172 a year.

Additions for each complete year of subsequent service as above.

III. Gratuities to Officers permitted to retire at own request with less than 20 years' reckonable service, provided that a minimum of five years' service has been rendered since promotion to the rank of Acting Lieutenant or Lieutenant, or Lieutenant (E), Ordnance Lieutenant, or Lieutenant (A). After 10 years' reckonable service—£1,000, plus £100 for each additional complete year of reckonable service subject to a maximum gratuity of £1,900. For this purpose service to reckon as under I above.

IV. Officers promoted to the rank or relative rank of Commander or above to receive retired pay on the age and service scale, counting service in the rank of Commissioned Officer from Warrant Rank, or above, in full, and one-half service in Warrant Rank.

V. The term "service" in this Schedule shall mean service reckoning for retired pay or pension as laid down in the Naval Regulations from time to time."

His Majesty, having taken the said Memorial into consideration, was pleased, by and with the advice of His Privy Council, to approve of what is therein proposed.

And the Right Honourable the Lords Commissioners of the Admiralty are to give the necessary directions herein accordingly.

E. C. E. Leadbitter.

At the Court at Buckingham Palace, the 8th day of December, 1944.

#### 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 December, 1944 (N.4198/44), 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