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FRIDAY, 25 JANUARY, 1957

At the Court at Buckingham Palace, the 24th day of January, 1957.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS by section 3 of the Naval and Marine Pay and Pensions Act, 1865 (28 & 29 Vict. c. 73), it is enacted that all pay, wages, pensions, bounty money, grants or other allowances in the nature thereof payable in respect of services in Her Majesty's naval or marine force to a person being or having been an officer, seaman or marine, or to the widow or any relative of a deceased officer, seaman or marine, 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 Her Majesty deems it expedient to make further provision concerning retired pay, pensions and other grants for officers, nurses and ratings disabled in consequence of service during the 1914 World War:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her as aforesaid and of all other powers whatsoever Her thereunto enabling, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

The Order in Council dated the 29th September, 1949, relating to officers, nurses and ratings as therein defined, as amended by the Orders in Council dated the 28th October, 1949, the 31st March, 1950, the 31st May, 1951, the 29th April, 1952, the 18th July, 1952, the 28th May, 1953, the 5th January, 1955, and the 29th June, 1956, shall be further amended in the respects set out in the following Articles of this Order in Council, which shall be construed as one with the said Order of the 29th September, 1949, as so amended.

1. For Article 5A (See Order in Council of 31st May, 1951) there shall be substituted the following Article:—

"5A. Allowances for comforts.—(1) An officer, nurse or rating in receipt of retired pay or a pension may be awarded an allowance for the provision of comforts—

(a) at the rate of £52 a year in the case of an officer or nurse or 20s. a week in the case of a rating where the degree of the pensioned disablement is 100 per cent., and the officer, nurse or rating is in receipt of an allowance for constant attendance and is also either in receipt of an allowance under Article 5 of this Order or a person not in receipt of such an allowance whose retired pay or pension has been awarded in respect of multiple injuries which, in the opinion of the Minister, render his disablement so severe as to justify the award of an allowance at the aforementioned rate;

(b) at the rate of £26 a year in the case of an officer or nurse or 10s. a week in the case of a rating if he does not qualify for an award

under subparagraph (a) of this paragraph but is in receipt of an allowance for constant attendance or an allowance under Article 5 of this Order.

(2) For the purposes of this Article—

(a) the expression "retired pay" includes wounds pension under the Regulations in force before the 4th August, 1914, retired pay at the half-pay rate under proviso (1) (a) (iii) to Article 1 of the 1921 (Officers) Order and alternative retired pay under Article 3 of the 1921 (Officers) Order and Article 3 of the 1921 (Warrant Officers) Order; and the expression "pension", in relation to a nurse, includes an alternative pension under Article 23c of the 1921 (Officers) Order, and, in relation to a rating an alternative pension under Article 3 of the 1920 Order;

(b) the expression "an allowance for constant attendance" means an allowance awarded under Article 7 or 27 of the 1921 (Officers) Order, Article 7 of the 1921 (Warrant Officers) Order or Article 6a of the 1920 Order;

(c) an officer, nurse or rating who would be in receipt of an allowance for constant attendance if he were not in a hospital or other institution shall be deemed to be in receipt of such an allowance."

2. In the proviso to Article 10, as amended (See Order in Council of 31st May, 1951), (which provides for the award of allowances for part-time treatment) for the words and figures "Article 5 (2), 5A, 12 or 19" there shall be substituted the words and figures "Article 5 (2), 5A, 12, 12A (1), or 19".

3. After Article 12, there shall be inserted the following Article:—

"12A. Age allowances.—(1) Except where paragraph (2) of this Article applies, an officer, nurse or rating who is in receipt of retired pay or a pension in respect of disablement the degree of which is 40 per cent. or over may, if he has attained the age of 65 years, be awarded an allowance in accordance with the following Table—

TABLE

Degree of pensioned disablement	Rate of allowance	
	Officers and Nurses (yearly rate)	Ratings (weekly rate)
40 to 50 per cent.	£. s. 13 0	s. d. 5 0
Over 50 per cent. but not exceeding 70 per cent. ...	19 10	7 6
Over 70 per cent. but not exceeding 90 per cent. ...	26 0	10 0
Over 90 per cent.	39 0	15 0