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TUESDAY, 10TH MARCH 1959

STATE INTELLIGENCE

PRIVY COUNCIL OFFICE

At the Court at Buckingham Palace, the 20th day of February 1959.

PRESENT,

The QUEEN'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 18th day of February 1959 (N.P. 437/59) 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 Forces to a person being or having been an Officer, Seaman or Marine therein, shall be paid in such a 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 dated the 24th February 1948, the 30th June 1955, and the 16th May 1956, sanction was given, *inter alia*, to certain scales of pensions and gratuities to Locally Entered Petty Officers and Men other than Europeans (whether or not British Subjects) of Your Majesty's Naval Forces who consequent on wounds, hurts or disability, are invalided from Your Majesty's Naval Service, and to the grant of certain scales of compensation in respect of the death of such Locally Entered 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 with effect from the 1st February 1958, the revised arrangements set out in the annexed Schedule:

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

" SCHEDULE

"The provisions of this Schedule are effective from the 1st February 1958, and are to apply to all Locally Entered ratings of the Royal Navy other than Maltese. They will cover, therefore, Chinese, Malayan, Goan, Ceylonese, Indian, Bantu, Somali, West African and St. Helenian Locally Entered ratings.

"2. *Disablement Pensions and Gratuities Allowable for Attributable Invaliding*

"(a) Where the degree of disablement is assessed at 20 per cent. and upwards the invalid may be awarded a pension, either temporarily or permanently according to the circumstances of the case, on the basis of a maximum scale of 42s. 6d. a week for Chief Petty Officers and Petty Officers,

41s. 3d. a week for Leading Ratings and 40s. a week for Lower Ratings for total disablement (100 per cent.); lower degrees of disablement carrying proportionately reduced rates.

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

"(c) The award of disablement compensation to be subject to the same conditions as for Naval ratings generally.

"3. *Gratuities for Minor Injuries for which Hurt Certificates are Granted*

"Gratuities at Admiralty discretion may be granted on discharge in respect of slight permanent injury due to Naval Service, for which a Hurt Certificate was granted, when discharge is totally unconnected with the injury and any other award which may be made is based on length of service only.

"4. *Compensation in Respect of Death Attributable to Service*

"Provided the conditions regarding relationship, ages and dependency are satisfied, a gratuity not exceeding the amount of two years' pay attaching to the substantive rating and any Good Conduct badges held at the time of his death, subject to a maximum of £200, assessed under normal conditions, may be granted at Admiralty discretion, to dependent relatives of a deceased rating whose death is certified by the competent Naval Medical Authority to have been caused by the conditions of his service.

"The following dependent relatives only will be eligible for consideration for the Award of a gratuity:

"(a) Widow.

"(b) Children (including step-children and illegitimate children) under 14 years of age.

"(c) Parents who are in pecuniary need or are incapable of self support through age or infirmity, and who were wholly or partly dependent on the deceased rating at the time of his death, and provided that the deceased did not leave a widow or eligible child.

"(d) Brothers and sisters who were largely dependent on the deceased rating at the time of his death, provided that they are in pecuniary need, and provided that the deceased rating did not leave a widow or eligible child."

Her Majesty, having taken the said Memorial into consideration, was pleased, by and with the advice of Her 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.

W. G. Agnew.