

" 5. ALLOWANCES FOR CONSTANT ATTENDANCE

Where a member of the Naval or Marine Forces is in receipt of retired pay or a pension under Clause 1 in respect of disablement the degree of which is not less than 80 per cent., and it is shown to the satisfaction of the Admiralty that constant attendance on the member is necessary on account of the disablement, he may be awarded an allowance at a rate not exceeding £130 a year in the case of an officer or 50s. a week in any other case.

Provided that in an exceptional case of very severe disablement the allowance may, subject to such conditions as the Admiralty may determine, be increased to a rate not exceeding £260 a year in the case of an officer or 100s. a week in any other case.

" 6. SEVERE DISABLEMENT OCCUPATIONAL ALLOWANCE

Where a member of the Naval or Marine Forces is in receipt of an allowance for constant attendance at a rate increased under the proviso to Clause 5 or would be in receipt of such an allowance if he were not in a hospital or other institution, he may for any period during which he is, in the opinion of the Admiralty, ordinarily employed in a gainful occupation, be awarded an allowance at the rate of £52 a year in the case of an officer, or 20s. a week in any other case.

Provided that no allowance shall be payable under this Clause to a member for any period in respect of which he is:

- (a) eligible for an award under Clause 8 (b)
- (b) in receipt of any such benefit as is mentioned in Clause 12 (g) or a treatment allowance increased under (d) of that Clause.

" 7. ALLOWANCES FOR WEAR AND TEAR OF CLOTHING

(A) Where a member of the Naval or Marine Forces who is in receipt of retired pay or a pension under Clause 1 in respect of an amputation regularly wears an artificial limb, he may be awarded an allowance in respect of wear and tear of clothing at whichever of the following rates is applicable:

- (a) where he wears a single artificial limb (other than a tilting table limb), £7 10s. a year; or
- (b) where he wears a tilting table limb or more than an artificial limb, £12 10s. a year.

(B) In any other case in which the Admiralty is satisfied that as a result of the pensioned disablement there is exceptional wear and tear of the members clothing, an allowance not exceeding £12 10s. a year may be awarded.

" 8. ALLOWANCES FOR UNEMPLOYABLE PENSIONERS**(A) Eligibility**

Where a member of the Naval or Marine Forces is in receipt of retired pay or a pension under Clause 1 in respect of disablement so serious as to make him unemployable, he may be awarded allowances in accordance with such of the provisions of this Clause as may be appropriate in his case:

Provided that—

- (i) such a member may be deemed to be unemployable although in receipt of earnings which are, in the opinion of the Admiralty, unlikely to exceed £104 a year;
- (ii) such a member shall not be eligible for any award under this Clause if he is in receipt of a retirement pension (not being contributory old age pension) under the National Insurance Act, 1946, or under any legislation in Northern Ireland corresponding to that Act.

(B) Supplementation of retired pay or pension

A member coming within paragraph A of this Clause may be awarded an allowance, by way of supplement to his retired pay or pension, at the rate of £193 a year in the case of an officer, or 74s. a week in any other case:

Provided that, in computing the said rates, account shall be taken, to such extent as the Admiralty may think fit, of a contributory old age pension under the National Insurance Act, 1946, or under any legislation in Northern Ireland corresponding to that Act for which the member may be eligible.

(C) Additional allowance for dependents

Where a member is awarded an allowance in accordance with paragraph B of this Clause, there may also be awarded to that member additional

allowances in accordance with the following provisions of this paragraph—

(a) Where an allowance has been awarded under Clause 3 in respect of a wife and the degree of the disablement of the member is less than 100 per cent., that allowance may be increased to the rate which would be appropriate under that Clause if the degree of the disablement of the member were 100 per cent.

(b) Where an allowance has been awarded under Clause 3 in respect of a wife and the degree of the disablement of the member is 100 per cent., or where an allowance for such person has been increased or awarded under subparagraph (a) of this paragraph, the rate of the allowance may be increased, or further increased, as the case may be, by £72 a year in the case of an officer, or 31s. 6d. a week in any other case, if the Admiralty thinks fit having regard to the financial circumstances of the person in respect of whom the allowance has been granted.

(c) Where the member is not in receipt of an allowance under Clause 3 in respect of a wife, an allowance may be awarded in respect of an adult dependant at the rate of £108 a year in the case of an officer, or 41s. 6d. a week in any other case, if the Admiralty thinks fit having regard to the financial circumstances of the person in respect of whom the allowance is claimed: provided that the member shall not be awarded an allowance in respect of more than one adult dependant.

(d) (i) Where an allowance has been awarded under Clause 3 in respect of a child and the degree of disablement of the member is less than 100 per cent., that allowance may be increased to the rate which would be appropriate under that Clause if the degree of the disablement of the member were 100 per cent.

(ii) An allowance may be awarded in respect of any child, not being an eligible member of the family, who should, in the opinion of the Admiralty, be treated as such having regard to the child's relationship to or connection with the member and the other circumstances of the case: Provided that any such allowance shall be at the rate and subject to the conditions which would be appropriate under Clause 3 if the child were an eligible member of the family and the degree of disablement of the member were 100 per cent.

(e) Where an allowance has been awarded under Clause 3 or subparagraph (d) of this paragraph in respect of the child or children of an officer, the rate thereof in respect of that child or the elder or eldest of those children may be increased to £52 a year, and in respect of each other of those children to £31 6s. a year, and where an allowance has been so awarded in respect of the child or children of a member not being an officer the rate thereof in respect of that child or the elder or eldest of those children may be increased to 20s. a week and in respect of each other of those children to 12s. a week.

(D) Adjustment of allowances in respect of benefit payable out of public funds abroad.

Where a person to or in respect of whom an allowance or increase may be or has been awarded under the foregoing provisions of this Clause is eligible for benefit payable out of public funds under the law of any place outside the United Kingdom being benefit which, in the opinion of the Admiralty, is analogous to a benefit under the National Insurance Act, 1946, the Admiralty may take the benefit into account against the allowance or increase in such manner and to such extent as may be thought appropriate having regard to any adjustment which would be made if the person were eligible for the analogous benefit under the said Act.

" 9. ALLOWANCES FOR COMFORTS

(A) A member of the Naval or Marine Forces who is in receipt of retired pay or pension under Clause 1 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 20s. a week in any other case where the member is in receipt of an allowance under Clause 5 and is

- (i) in receipt of an allowance under Clause 8; or