

6. Exceptionally Severe Disablement Allowance

Where the disablement of a member of the Maltese Naval Forces is, and in the opinion of the Ministry of Defence is likely permanently to remain, such that he is, or if he were not in a hospital or other institution, would be in receipt of an allowance for constant attendance at a rate increased under the proviso to Clause 5 of this Schedule, he may be awarded an allowance other than injury benefit or sickness benefit at the rate of £7·52 per week.

7. Severe Disablement Occupational Allowance

Where a member of the Maltese Naval Forces is in receipt of an allowance for constant attendance at a rate increased under the proviso to Clause 5 of this Schedule, 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 Ministry of Defence, ordinarily employed in a gainful occupation, be awarded an allowance at the rate of £3·76 per week.

Provided that no allowance shall be payable under this Clause to a member for any period in respect of which he is eligible for an award under Clause 9(b) of this Schedule.

8. Allowances for Wear and Tear of Clothing

(a) Where a member of the Maltese Naval Forces who is in receipt of a pension under Clause 1 of this Schedule 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:

- (1) where he wears a single artificial limb (other than a tilting table limb), £16·50 per year.
- (2) where he wears a tilting table limb or more than one artificial limb, £26·40 per year.

(b) In any other case in which the Ministry of Defence is satisfied that as a result of the pensioned disablement there is exceptional wear and tear of the member's clothing, an allowance not exceeding £26·40 per year may be awarded.

9. Allowances for Unemployable Pensioners

(a) Eligibility

Where a member of the Maltese Naval Forces is in receipt of a pension under Clause 1 of this Schedule 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—

(1) such a member may be deemed to be unemployable although in receipt of earnings which are, in the opinion of the Ministry of Defence, and from 16th November 1977 unlikely to exceed £343·20 per year;

(2) such a member shall not be eligible for an award under this Clause if he is in receipt of a retirement pension (not being the contributory old age pension) or age addition.

(b) Supplementation of pension

A member receiving a pension under sub-clause (a) of this Clause may be awarded an allowance by way of supplement to his pension, at the rate of £12·28 per week.

(c) Additional allowances for dependants

Where a member is awarded an allowance in accordance with sub-clause (b) of this Clause, he may also be awarded additional allowances in accordance with the following provisions of this sub-clause:

(1) Where an allowance has been awarded under Clause 3 of this Schedule in respect of a wife and children, the allowances will as from 1st October 1973 be paid at the rate appropriate to the assessment of the basic disablement pension. If at 1st October 1973 a wife is aged 60 years or over she will retain the 100 per cent. disablement rate as long as she continues to be eligible for the allowance and, if on that date she is under age 60 years and is working, she will retain the 100 per cent. rate until she ceases to work. If she again resumes work after that date she will receive the allowance at the appropriate assessment rate.

(2) Where an allowance has been awarded under Clause 3 of this Schedule in respect of a wife or where an allowance for such person has been increased or awarded under paragraph (1) of this sub-clause the rate of the allowance may be increased by an amount not exceeding £6·93 per week, if the Ministry of Defence thinks fit having regard to the financial circumstances of the person in respect of whom the allowance has been granted.

(3) Where the member is not in receipt of an allowance under Clause 3 of this Schedule in respect of a wife, an allowance may be awarded in respect of an adult dependant at the rate not exceeding £6·93 per week, if the Ministry of Defence thinks fit having regard to the financial circumstances of the person in respect of whom an allowance is claimed; provided that the member shall not be awarded an allowance in respect of more than one adult dependant.

(4) 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 Ministry of Defence, be treated as such having regard to the child's relationship to, or connection with, the pensioner and 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 of this Schedule if the child were an eligible member of the family.

(5) Where an allowance has been awarded under Clause 3 of this Schedule or paragraph 4 of this sub-clause in respect of a child or children, the rate thereof is to be as follows:

<i>Eligible Child</i>	<i>Weekly Rate</i>
	£ p
For the first or only child	4·88
For each other child	4·55

In the case of existing awards, transitional provisions provide for the aggregate rate of these allowances to be maintained if, exceptionally, it would be reduced by the application of the new rates.

(6) 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 Ministry of Defence, is analogous to a benefit under the National Insurance Acts 1965 to 1971, the Ministry of Defence 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 Acts.