

gratuity may be given, not exceeding the amount of 26 weeks' pension, or the balance of such gratuity as might have been issued under the following subsection, if there had been no incapacity, whichever is the greater.

(2) Any dependant of a seaman or marine who has died in the circumstances set forth in Article 11, not including a woman who has lived with a seaman or marine as his wife, may, if not entitled to a pension under the preceding Articles, receive a grant by way of gratuity or weekly payment, not exceeding in all a year's pay of the deceased, or a year's allowance at the rate at which separation allowance and allotment were last paid or payable, to be awarded at the discretion of the Minister of Pensions.

23. Any pension granted to the separated wife or to a female dependant of a seaman or marine under Articles 19, 20, 21, and 22 of these Regulations shall cease on her marriage or re-marriage, and she may then be given a gratuity not exceeding 26 weeks of that pension subject to such conditions as the Minister of Pensions may determine. Allowances for children under Articles 19 and 20 may be paid after marriage or re-marriage.

PART III.—GENERAL PROVISIONS.

24. In these Regulations, unless the context otherwise requires—

(1) "Seaman or marine" means any seaman or marine, including Chief Petty or Petty Officer and Warrant Officer and Non-Commissioned Officer of the Royal Marines, except a Royal Marine Gunner, who has served or been in receipt of naval or marine pay as such during some period of the present war, and shall extend to men belonging to the Naval and Marine Reserves, as well as to a seaman or marine specially enlisted or deemed to be specially enlisted for the purpose of the present war and transferred forthwith to the Reserve, provided that he shall have been called into actual service and have served and been in receipt of naval or marine pay as such during some period of the present war, but shall not include any seaman or marine of the Royal Indian Marine, of Dominion, Colonial, or Protectorate Forces, whether raised for local or general service.

(2) "Widow" means the widow of any seaman or marine as defined above, but shall not include a widow whose marriage took place after the end of the war, or after the man's discharge, or, if during his service, after the receipt of the wound or injury which caused his death, or after removal from duty on account of the contraction (if contracted during the war) or aggravation of the disease which caused his death, or a widow who was separated from her husband at the time of his death.

(3) "Child" means the child of any seaman or marine as defined above, born before or within nine months after the man's discharge, and may include any child regularly maintained by him at the commencement of the war or at the date of his enlistment, whichever was the later, but shall not include the child of a wife or widow who was married

to the seaman or marine after the end of the war, or after his discharge, or after the receipt of the wound or injury which caused his death, or after removal from duty on account of the contraction (if contracted during the war) or the aggravation of the disease which caused his death.

(4) "Parent" includes a grandparent or other person who has been in the place of a parent to a seaman or marine, and has wholly supported him for not less than one year at some time before the commencement of the war.

(5) "Dependant" means any person (other than a widow or child as defined above) who is found as a fact to have been wholly or in part dependent upon a seaman or marine for a reasonable period immediately before the commencement of the war, or before enlistment if subsequent to the commencement of the war. "Dependant" means so dependent as aforesaid.

(6) "Pre-war earnings" means the average weekly earnings of a seaman or marine during the twelve months preceding the commencement of the war and, so far as regards a man who was in employment before the war, shall be computed generally in the same manner as for the purposes of the Workmen's Compensation Act, 1906. In the case of a man in a trade, business or profession, the average profits of the last three years preceding the commencement of the war shall be taken.

In the calculation of the pension payable to or on account of a seaman or marine, who at the commencement of the war was serving and had served not less than one year as an apprentice in any recognised trade, the standard rate of wages of that trade in the district at the time of the commencement of the war may be substituted for pre-war earnings, provided enlistment took place before the age of 26.

In the calculation of the pension payable to or on account of a seaman or marine, who for the purpose of qualifying for any profession or employment had, after the age of 16, attended regularly any school, college, university or hospital, or had been articled in accordance with the recognised practice of any profession, an amount equivalent to what would have been the man's minimum pension for the highest degree of disablement, with an addition of 5s. for each completed year of such attendance or "articles" before the age of 23, may be substituted for pre-war earnings, up to a maximum of 50s. a week, provided enlistment took place before the age of 26.

(7) "Pre-War Dependence" means the amount, expressed as a weekly or annual sum, representing the value of the support afforded to, or of benefits conferred upon, a dependant by a seaman or marine for a reasonable period immediately preceding the commencement of the war (or entry into service or enlistment, if subsequent to the commencement of the war), exclusive, however, of any increase thereof due to circumstances arising out of the war, in the case of entry into service or enlistment subsequent to the commencement of the war, and shall include the following :—