

"16. A terminal grant under Clause 15 shall not be admissible in the case of an officer to whom Clause 12 (b) applies, but a tax-free compassionate grant not exceeding three times the annual amount of the compassionate allowance may be awarded at the discretion of the Admiralty.

"17. In the event of eligibility for full pay continuing after formal retirement, payment of terminal grant will not be made before the day following that in respect of which full pay was last payable.

" SECTION IV

" *Service Gratuities for Permanent Officers*

"18. Permanent Officers other than those on the Special Duties List may on retirement on or after 1st February 1960, if ineligible for service retired pay, be granted a gratuity as follows:

(a) On compulsory retirement for age or non-employment or on retirement at own request, with at least 10 years' qualifying service:

| | |
|---|------------|
| For the first 10 years' qualifying service | ... £1,150 |
| For each further year's qualifying service, | |
| an addition of | ... £230 |

Officers transferred to the Permanent List from the Reserves or from temporary service or while holding Supplementary List or Short Service or Extended Service Commissions, will not be eligible for gratuities on voluntary retirement unless they have rendered five years' service from the date of transfer to the permanent list.

(b) On invaliding with less than the ten years' service required to qualify for retired pay, a gratuity at the rate of £175 a year.

(c) If retired on account of incapacity, unsuitability or inefficiency not due to causes within his control:

(i) If with 10 or more years' qualifying service, a gratuity as in sub-paragraph (a) above.

(ii) If with less than 10 but not less than 2 years' qualifying service, a gratuity at the discretion of the Admiralty, not exceeding £85 for the first 2 years' qualifying service with additions at the rate of £85 for each additional year of qualifying service.

(d) If retired for incapacity, unsuitability or inefficiency or other cause within his own control, but not amounting to misconduct, with at least 10 years' qualifying service, a gratuity of such amount as the Admiralty may determine, but not in any event exceeding the amount which would have been admissible under sub-paragraph (a) above had the officer retired at his own request.

(e) If retired for misconduct, or on termination of commission for any of the reasons set out in Clause 12 (b), with at least 10 years' qualifying service, a gratuity, or a compassionate gratuity, if the Admiralty so decide and of such amount as they may determine, but not in any event exceeding 90 per cent. of the award which would have been admissible had the officer retired at his own request.

" SECTION V

" *Special Capital Payments and Resettlement Grants*

"19. Any officer prematurely retired on or after 1st February 1960, in accordance with the provisions of Order in Council (No. 3*/N.P.) of 28th January 1958, will have his qualifying service assessed on the basis set out in Clauses 26 to 30 below for purposes of an award of special capital payment.

"20. Special resettlement grants as defined in Section V of Order in Council (No. 3*/N.P.) of 28th January 1958, will not be paid to officers who are last eligible for full pay on a date later than 31st March 1962.

" SECTION VI

" *Rank for Retired Pay Purposes*

"21. Subject to the following Clauses, the rank for retired pay purposes shall be the substantive rank held by the officer on his retirement, provided that, unless the officer is invalided, the rank had been held on the Active List for the following minimum period:

| | |
|-------------------------------------|-------------|
| (i) Admiral; General, Royal Marines | ... 1 year |
| (ii) all other officers | ... 2 years |

If the substantive rank has been held for less than the period specified, the rank for retired pay purposes shall be the highest substantive rank which (with periods spent in higher substantive rank) satisfies the condition.

"22. Service as Acting Captain, Royal Navy, may be reckoned towards the requirement of six years service as Captain irrespective of the date of substantive promotion.

Additions to Retired Pay for Service in Paid Acting Rank

"23. Subject to the general conditions in Clause 24 below, paid acting and temporary rank held by officers of the Royal Navy, Royal Marines and Women's Royal Naval Service and

members of Queen Alexandra's Royal Naval Nursing Service may reckon for increase of retired pay as follows:

(a) For each complete year (subject to a maximum of three) for which the paid acting or temporary rank was held there may be added one-third of the difference between the retired pay for which the officer is eligible and the retired pay for which he would have been eligible had his rank for retired pay been one rank above his substantive rank.

(b) Where an officer has failed to complete two years in a substantive rank required to qualify him for the retired pay of the rank such service may reckon for retired pay as if it had been acting or temporary rank.

"24. *General Conditions*

(i) Service from 3rd September 1939, will count.

(ii) In no case shall service in an acting or temporary rank earn a rate of retired pay higher than would have been earned if the acting or temporary rank had been substantive.

(iii) The 'complete years' referred to in sub-clause 23 (a) need not be continuous in time but may be made up of broken periods.

"25. The Admiralty may fix a date after which periods in acting or temporary rank will no longer be reckonable for additions to retired pay.

" *Definitions of Service*

"26. The following periods may be included in assessing qualifying and reckonable service for the purpose of the foregoing Clauses:

(a) Subject to Clause 29, full pay service (including mobilised or embodied service or for the purpose of training) as an officer, rating or other rank of the Royal Navy, the Royal Marines, the Army or the Royal Air Force or of the Auxiliary and Reserve Forces, and of the former Armed Forces of India or Burma, or of the Armed Forces of the Commonwealth or a Colony, provided that such service would be reckonable as qualifying service under Army or Royal Air Force regulations; except broken periods each of less than six months' duration.

(b) While a permanent regular officer, periods in appointments not remunerated from Navy Votes which the Admiralty consider can reasonably be regarded as part of an officer's career as such. They shall be appointments to which the officer brings his naval knowledge and from which he acquires additional experience and which have been officially offered to him as part of his naval service.

(c) Periods before 1st August 1938, on unemployed pay, or on half-pay not following the sentence of a Court Martial or the expiration of full pay sick leave, will reckon as service in full up to a maximum of six months in any one period or two years in all. Any such service not reckoning in full under the above rule will reckon as a third, subject to a maximum of six years such service reckoning as two years.

"27. Loss of seniority or time forfeited by sentence of Court Martial or Disciplinary Court will not involve loss of service for retired pay or gratuity.

"28. Service preceding a five year interval in service shall not be included unless specially allowed by the Admiralty, and eligibility to reckon such previous service will normally be determined at the time of resumption of service. Where, during a break in service the officer has been a member of the Royal Naval Reserve, the Royal Naval Volunteer Reserve, or other reserve of any of the Forces, undertaking or liable for periodical training, the period of such membership will not be considered an interval in service for the purpose of deciding whether the previous service is admissible.

" *Previous service for which a non-effective award has been received*

"29. (a) In the case of previous service in respect of which the officer received a service gratuity, or in any case of previous service other than in the Royal Navy, the Royal Marines, the Army, or the Royal Air Force, it may be stipulated as a condition for allowing such service to reckon for retired pay, that the officer shall make a payment to Naval Funds, either in a lump sum or otherwise. In default of such payment as may have been stipulated, the previous service will not be allowed.

(b) If an officer has continued to draw concurrently with full pay the retired pay or other analogous award payable in respect of previous service, the further service will normally not confer eligibility for improved benefits on final termination of employment.

" *Counting of service*

"30. (a) *Reckonable Service*—All service as defined above, from the age of 21 will count in full as reckonable service.

(b) *Qualifying Service*—All service as defined above from the age of 18 will count in full as qualifying service.