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FRIDAY, 4 JUNE, 1926.

At the Court at Buckingham Palace, the 1st day of June, 1926.

PRESENT,

The KING'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 14th day of May, 1926 (N.L. 1084/26), 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 Force to a person being or having been an Officer, seaman or marine therein, shall be paid in such 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 bearing dates the 12th day of December, 1885, and the 12th day of October, 1925, we are empowered to place on the retired list, irrespective of age or service, Officers of Your Majesty's Naval and Marine Forces who are in our opinion unfit for or unworthy of further employment and to grant to such Officers such rates of retired pay or such gratuity as we think fit within the limits prescribed in the said Orders in Council:

“And whereas the Schedule annexed to the said Order in Council bearing date the 12th day of October, 1925, provides that the rate of retired pay for Officers retired for the above reasons shall be in every case lower by not less than 10 per cent. than the rate which might have been granted had the Officer been placed on the retired list for incapacity:

“And whereas we are of opinion that Officers who have lost service as the result of sentence by Court Martial should be eligible at our discretion for retired pay at a rate lower by not less than 10 per cent. than the amount of retired pay to which but for their loss of service as the result of sentence by Court Martial such Officers would have been eligible if placed on the retired list for incapacity, or for retired pay at a rate not exceeding the rate for which, if placed on the retired list for incapacity, such Officers would have been eligible in virtue of their service as reduced by sentence of Court Martial, whichever rate is the lower:

“We beg leave humbly to recommend that Your Majesty may be graciously pleased, by Your Order in Council, to sanction the substitution of the Schedule hereto annexed for the Schedule annexed to Your Majesty's Order in Council of the 12th day of October, 1925, with effect as from that date.

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

“ SCHEDULE.

“1. An Officer who in the opinion of the Admiralty by reason of an act or acts of misconduct or through intemperate or irregular habits of life has become unfit for or is unworthy of further employment may be placed on the retired list irrespective of age or service whether he has been tried by Court Martial or not.

“2. An Officer placed on the retired list under Clause 1 may be granted such rate of retired pay or such gratuity as the Admiralty