



The London Gazette

Published by Authority

Registered as a newspaper

* * *

For Table of Contents see last page

FRIDAY, 30 SEPTEMBER, 1949

At the Court at Buckingham Palace, the 29th day of September, 1949.

PRESENT

The KING's Most Excellent Majesty in Council.

WHEREAS by section 3 of the Naval and Marine Pay and Pensions Act, 1865 (28 and 29 Vict., c. 73), it is enacted that all pay, wages, pensions, bounty money, grants or other allowances in the nature thereof, payable in respect of services in His Majesty's naval or marine force to a person being or having been an officer, seaman or marine, or to the widow or any relative of a deceased officer, seaman or marine, 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 His Majesty deems it expedient to make further provision concerning retired pay, pensions and other grants for officers; nurses and ratings disabled, and for the widows and children of officers and ratings deceased, in consequence of service during the 1914 World War, and to provide for the administration of this Order in Council by the Minister of Pensions:

Now, therefore, His Majesty, in exercise of the powers conferred upon Him as aforesaid and of all other powers whatsoever Him thereunto enabling, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, that the following provisions of this Order in Council shall take effect accordingly and, except in the cases stated in the Order in Council of the 19th December, 1881, and except as otherwise provided by Statute, shall be established and obeyed as the sole authority in the matters herein treated of, so, however, that the terms of any other Order may, if more favourable, be applied in the case of any person eligible thereunder and that no award already made to or in respect of any person under any previous Order shall be reassessed to the disadvantage of that person.

1. *Definitions.*—In this Order the following expressions have, unless the context otherwise requires, the meanings hereby respectively assigned to them—

(1) "the 1917 (Officers) Order" means the Order in Council of the 29th September, 1917 (S.R. & O. 1917 (No. 1022), p. 870), relating to commissioned and subordinate officers and nurses:

(2) "the 1917 (Warrant Officers) Order" means the Order in Council of the 29th September, 1917 (S.R. & O. 1917 (No. 1023), p. 883), relating to commissioned warrant officers and warrant officers:

(3) "the 1920 Order" means the Order in Council of the 11th June, 1920 (S.R. & O. 1920 (No. 1021) II, p. 295), relating to seamen and marines, as amended by any subsequent Order in Council, including this Order in Council:

(4) "the 1921 (Officers) Order" means the Order in Council of the 9th March, 1921 (S.R. & O. 1921 (No. 360), p. 770), relating to commissioned and subordinate officers and nurses, as amended by any

subsequent Order in Council, including this Order in Council:

(5) "the 1921 (Warrant Officers) Order" means the Order in Council of the 9th March, 1921 (S.R. & O. 1921 (No. 361), p. 794), relating to commissioned officers from warrant rank and warrant officers, as amended by any subsequent Order in Council, including this Order in Council:

(6) "the 1924 Order" means the Order in Council of the 8th December, 1924 (S.R. & O. 1924 (No. 1390), p. 1397):

(7) "the 1925 Order" means the Order in Council of the 12th October, 1925 (S.R. & O. 1925 (No. 1021), p. 1271):

(8) "the 1945 Order" means the Order in Council of the 15th June, 1945 (S.R. & O. 1945 (No. 740) I, p. 872):

(9) "child", in relation to an officer or rating, means—

(a) a legitimate child of the officer or rating;

(b) a legitimated child of the officer or rating;

(c) an illegitimate child of the officer or rating, who did not become legitimated upon the marriage of the officer or rating to the child's mother;

(d) a stepchild of the officer or rating, who, where the officer or rating is disabled, is being regularly maintained in whole or in part by him, or who, where the officer or rating is dead, was regularly so maintained by him up to the date of his death;

(e) a legally adopted child of the officer or rating:

(10) "nurse" means a person referred to in Article 23 of the 1921 (Officers) Order as a nurse:

(11) "officer" means a commissioned officer or warrant officer, and—

(a) "commissioned officer" means a person coming within the definition of "officer" in Article 30 (1) of the 1921 (Officers) Order; and

(b) "warrant officer" means a person coming within the definition of "officer" in Article 23 (1) of the 1921 (Warrant Officers) Order:

(12) "pension", in relation to a nurse, means a disablement pension under columns (3) to (5) in the Third Schedule to the 1921 (Officers) Order or an addition to service pension under column (6) in the Third Schedule to the 1921 (Officers) Order or under column (6) in the Third Schedule to the 1917 (Officers) Order; and, in relation to a rating, means a disablement pension under Article 1 of the 1920 Order:

(13) "rating" means a person coming within the definition of "seaman or marine" contained in Article 24 (1) of the 1920 Order:

(14) "retired pay", in relation to a commissioned officer, means retired pay under columns (3) to (7) in Part I of the First Schedule to the 1921 (Officers) Order or additional retired pay under column (8) in Part I of the First Schedule to the 1921 (Officers) Order or an addition to half-pay or retired pay