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**FRIDAY, 7 FEBRUARY, 1958**

At the Court at *Buckingham Palace*, the 28th day of *January*, 1958.

**PRESENT,**

The **QUEEN'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 23rd day of January, 1958 (N.P. 182/58) 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 service in Your Majesty's Naval or Marine Forces 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 under various Orders in Council rates and conditions for the award of retired pay, pensions, terminal grants and gratuities, have been laid down for Officers, ratings and other ranks of Your Majesty's Royal Navy and Royal Marines:

"And Whereas a surplus of Officers and men on the Active List exists in certain Branches, Ranks and seniorities, and special provision is necessary to reduce the Lists to the establishments estimated to be necessary:

"And Whereas we are of opinion that revised Service retired pay and pensions regulations should be introduced for Officers and men in order to provide compensation for those whose careers are prematurely terminated, and to provide special resettlement grants for those retiring under existing regulations.

"We beg leave humbly to recommend that Your Majesty be graciously pleased by Your Order in Council to authorise the award of retired pay, pensions, terminal grants and other benefits at the rates and subject to the conditions specified in the Schedules attached hereto.

"The Lords Commissioners of Your Majesty's Treasury have signified their concurrence in these proposals.

**" SCHEDULE I.**

**" Section I.**

**" Service Retired Pay for Permanent Royal Navy and Royal Marines Officers.**

" 1. The provisions of this Section relate to Officers holding permanent commissions in the Royal Navy or Royal Marines, who are borne in Branches, Lists or Ranks in which the numbers borne exceed requirements and who are in consequence prematurely retired from the Active List after 4th April, 1957.

" 2. An Officer nominated for premature retirement may be granted retired pay on the scales and

under the rules prescribed by Order in Council of 24th January, 1957, Schedule I, Clauses 4 to 6 and 24 to 31, provided that he has completed at least 10 years qualifying service as defined in Clauses 27 to 29 of that Schedule. The condition in Schedule I Clause 26 of that Order limiting its application to retirements before 1st November, 1957, shall be suspended for the purposes of this Order.

**" 3. Special rules relating to Officers promoted from the lower deck.**

" An Officer promoted to a permanent commission while serving on a normal Regular engagement and who serves continuously until retired may be granted

(a) retired pay on premature retirement assessed as in Clause 2, or

(b) the Service pension or gratuity that he would qualify for under the rules laid down in Clause 7, if he is not eligible for (a).

" 4. *General.* These special terms will not be applicable to Officers who may be retired for misconduct, nor to Officers whom for unsatisfactory record or for other reasons, the Admiralty do not consider worthy of receiving them.

" 5. These special terms will not be applicable to any Officer who retires at the end of his normal career or is invalided or who is permitted to leave the R.N. voluntarily, for his own reasons, compassionate or otherwise.

**" Section II.**

**" Terminal Grants in Addition to Service Retired Pay for Permanent Officers.**

" 6. Any Officer prematurely retired from the Active List after 4th April, 1957, and awarded retired pay under Section I of this Schedule may be awarded a terminal grant in addition to his retired pay under the following conditions:

(a) the rate of grant will in all cases be three times the actual amount of the retired pay awarded,

(b) an Officer can qualify only once for a grant,

(c) a grant will be free of Income Tax.

**" Section III.**

**" Service Gratuities for Permanent Officers.**

" 7. Officers retiring prematurely under the terms of this scheme may on retirement after 4th April, 1957, if ineligible for Service retired pay, be granted a gratuity at the rate of £100 for each year of qualifying service, the actual amount being calculated on the basis of each month or part of a month completed. An Officer promoted to a permanent commission while serving on a normal Regular engagement and who serves continuously until retired shall be granted in lieu of gratuity a service