

pension from the Ministry of Pensions and National Insurance:

"We beg humbly to recommend that Your Majesty may be graciously pleased by Your Order in Council to sanction the following further improvements in the conditions and rates of disability retired pay, pensions and allowances with effect from 29th May 1963, in the case of pensioners paid weekly and from 27th May 1963, in all other cases, except that the improvements under Clauses 8 and 12 shall take effect from 6th March 1963, in all cases.

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

"PART I. AWARDS IN RESPECT OF
DISABLEMENT

"1. PENSIONS FOR DISABLEMENT

A member of the Naval or Marine Forces the degree of whose disablement is not less than 20 per cent. may be awarded at Admiralty discretion retired pay or a pension at whichever of the rates set out in the Tables in the Schedule is appropriate to his rank or status and the degree of his disablement.

"2. GRATUITIES

A member of the Naval or Marine Forces the degree of whose disablement is less than 20 per cent. may be awarded a gratuity in accordance with the appropriate Table in the Schedule.

"3. ALLOWANCES FOR ELIGIBLE MEMBERS OF THE FAMILY.

(A) Where a member of the Naval or Marine Forces is awarded retired pay or a pension under Clause 1 allowances in respect of eligible members of the family may be awarded at such proportion of the rates set out in the following table as corresponds to the degree of the disablement on which the retired pay or pension is based:—

TABLE

Eligible Member of the Family	Rate for 100 per cent disablement	
	Officers (Yearly rate)	Other Ranks (Weekly rate)
(a) Wife	£ 36	s. d. 10 0
(b) Children:		
(i) If an allowance under (a) is in issue each child	30	7 6
(ii) If no allowance under (a) is in issue—		
first child	36	10 0
each other child ...	30	7 6

(B) The special conditions governing the grant of these family allowances shall be as follows:—

(a) For a wife—

if she is living apart from her husband, family element shall not be allowable in respect of her, unless—

- (i) she was being regularly maintained in whole or in part by her husband up to the date of any award or renewal of his disablement pension, and/or
- (ii) she is entitled to support under a separation or maintenance order, or
- (iii) the separation was caused by the husband's mental instability due to the disability in respect of which he is granted his disablement pension.

(b) 'Child' in relation to a member of the Naval Forces, means—

- (i) a legitimate child of the member;
- (ii) a legitimated child of the member;
- (iii) an illegitimate child of the member, who did not become legitimated upon the marriage of the member to the child's mother;
- (iv) an illegitimate child of the member to whom sub-clauses (iii) and (vii) of this clause do not apply, who was born before or within nine months after the date on which the member sustained the wound or

injury, or the date on which he was removed from duty on account of the disease in respect of which his disablement pension is granted, and who has been regularly maintained in whole or in part by the member up to the date of any award or renewal of his disablement pension, or is subject to an affiliation order in force against the member;

(v) a step-child of the member who is being regularly maintained in whole or part by him;

(vi) a legally adopted child of the member;

(vii) a foster child, that is to say a child who:

(aa) was being brought up and wholly or mainly maintained by the member on the date on which he sustained the wound or injury, or was removed from duty on account of the disease, in respect of which his disablement pension was granted, and

(bb) had been brought up and wholly or mainly maintained by the member for not less than six months (or such less period as the Admiralty may determine in the exceptional circumstances of any case) during his service, and

(cc) has been so maintained by the member up to the date of any award or renewal of his disablement pension.

(C) The expressions 'removed from duty' or 'removal from duty' shall be interpreted with reference to the date of the first removal from duty on account of the disease upon which the claim in respect of disablement is based, provided that if, as the result of service subsequent to the date of receipt of the wound or injury or of removal from duty, not being service after the 2nd September 1939, the member suffered material aggravation of his disability, the date of removal from duty shall be that of the later removal on account of the disability: or, if there was no such removal, the date of termination of full pay service of the member.

(D) Family addition to disablement pension in respect of a child shall normally terminate when the child attains the age of 18 years in the case of an officer or at the age of 16 years in any other case, but, subject to the production of satisfactory evidence the allowance may be made or continued in respect of a child who has attained the child's age limit when that child—

(a) is a student, receiving full time instruction at a university, college, secondary school, technical school or any other establishment, which, in the opinion of the Admiralty, is a comparable educational establishment; or

(b) is an apprentice receiving not more than nominal wages; or

(c) is incapable of self-support by reason of an infirmity which arose before he or she attained the child's age limit.

(E) Family additions to disablement pension in respect of an individual may be withheld if in the opinion of the Admiralty the circumstances are not such as to justify a grant.

(F) Where an individual in respect of whom family addition to disablement pension is admissible is not residing with the member, the addition may, at the discretion of the Admiralty, be granted independently, for the benefit of that individual, to some person other than the member.

"4. EDUCATION ALLOWANCES

A member of the Naval or Marine Forces who is in receipt of retired pay or a pension under Clause 1 may be awarded an allowance in respect of a child (including a child to whom Clause 8 (C) (d) applies) for the purpose of the education of that child if—

(a) the child has attained the age of 5 years; and

(b) the circumstances of the family are such as to require it; and

(c) the Admiralty is satisfied that the type of education which the child is receiving, or is to receive, is suitable for the child.

The amount of any allowance under this Clause shall be determined by the Admiralty but the total payments made in respect of any period of twelve months shall not exceed £120 in respect of any one child.