

his commission to avoid trial by Court Martial may be granted a compassionate allowance at the discretion of the Secretary of State for Defence but not in any event exceeding the rate of retired pay which would have been admissible had he retired at his own request.

Reduced awards made under the provisions of this Clause may be restored at age 60 in accordance with Clause 1 of Schedule VIII.

26. The Secretary of State for Defence may, in the exercise of his discretion under Clause 24(b) and Clause 25 of this Schedule, grant a gratuity or compassionate gratuity in place of retired pay or compassionate allowance.

27. The award and amount of any Service Invaliding Retired Pay or Service Attributable Retired Pay shall, notwithstanding the provisions of this Schedule, be at the discretion of the Secretary of State for Defence.

SCHEDULE II

Service Gratuities

For the purposes of this Schedule when an officer's qualifying service (for gratuity purposes) exceeds a given number of years by one or more complete days of a year, his award of gratuity will be increased by that number of days as a fraction of 365 of the difference between the rate for the number of years completed and the rate that would have been awarded had a further complete year been served.

SECTION I

Optional Service Gratuities for Permanent Officers (other than officers on the Special Duties List) and for officers holding Pensionable Commissions on the Supplementary List

1. (a) Permanent officers (other than those on the Special Duties List) and Pensionable Supplementary List Officers who, but for the introduction of the preserved pension scheme, would be eligible for a gratuity, may, if they leave the Service before 6th April 1978, opt to receive a gratuity in accordance with the following regulations in lieu of any entitlement to preserved benefits (see Schedule VII) and resettlement grant they might have under Section V of Schedule X:

(i) On compulsory retirement for age or non-employment with at least 10 years' qualifying service:

	Male Rates	Female Rates
	£	£
For the first 10 years' qualifying service	3,390	3,237
For each further year of qualifying service—an addition of	675	645

(ii) On voluntary retirement with at least 10 years' qualifying service, 5 years of which shall have been served since the grant of a permanent or pensionable commission:

	Male Rates	Female Rates
	£	£
For the first 10 years' qualifying service	3,390	3,237
For each further year of qualifying service—an addition of	675	645

(b) If retired on account of incapacity, unsuitability or inefficiency not due to causes within the officer's control:

(i) If with 10 or more years' qualifying service, a gratuity at the discretion of the Secretary of State for Defence not exceeding the amount which would have been admissible under sub-Clause (a) of this Clause.

(ii) If with less than 10 but not less than 2 years' qualifying service, a gratuity at the discretion of the Secretary of State for Defence, not exceeding £275 (£263 for female officers) for the first 2 years' qualifying service with additions at the rate of £275 (£263 for female officers) for each additional complete year of qualifying service.

(c) 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, 5 years of which shall have been served since the grant of a permanent or pensionable commission, a gratuity of such amount as the Secretary of State for Defence may determine but not in any event exceeding the amount admissible under sub-Clause (a)(ii) of this Clause.

(d) If retired for misconduct, or on termination of commission for any of the reasons set out in Clause 25 of Schedule I, with at least 10 years' qualifying service, 5 of which shall have been served since the grant of a permanent or pensionable commission, a gratuity, or a compassionate gratuity if the Secretary of State for Defence so decides and of such amount as he 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.

2. An officer who originally retired at his own request with a gratuity only, may receive an additional proportionate gratuity of £515 (£492 for female officers) for each year of re-employed service.

Gratuities for Supplementary List Aircrew serving on Pensionable Commissions

3. Supplementary List Aircrew serving on pensionable commissions to the age of 38 years, who leave at their optional breakpoints, will be eligible for gratuities calculated in accordance with Section II of Schedule X. If they leave at any time other than at their optional breakpoints any award of retired pay or gratuity will be assessed in accordance with the provisions of Schedules I, II and VII.

Service Gratuities for Permanent Officers on the Special Duties List

4. If permitted to retire at their own request before 6th April 1978 with insufficient service to qualify for retired pay, officers on the Special Duties List may be granted gratuities on the following scale, in place of preserved benefits, subject to the completion of a minimum period of 12 years' actual service from the age of 18 years:

(a) *Rating service*

For each year of qualifying service:	£
In excess of 5 years up to 10 years	36
In excess of 10 years up to 14 years	95
In excess of 14 years up to 17 years	131
Over 17 years	152

(b) *Officer service*

For each year of qualifying service:	£
Below Lieutenant RN and RM with less than 5 years' service	283
Lieutenant RN and RM and above with 5 or more years' service	518

5. An officer with sufficient service to qualify for an award of retired pay, or for an award of pension on ratings' scales (with special increments for service as an officer) will not be eligible for an alternative award of gratuity on the foregoing scale.