



Polish Resettlement Act 1947

1947 CHAPTER 19 10 and 11 Geo 6

1 Power to apply Royal Warrant as to pensions etc. to certain Polish forces.

^{F1}(1) The Minister of Pensions may, with the consent of the Treasury, make a scheme for applying, in relation to the disablement or death, in consequence of service under British command of members of—

- (a) the Polish naval detachment mentioned in the agreement made between His Majesty's Government in the United Kingdom and the Government of Poland on the eighteenth day of November, nineteen hundred and thirty-nine,
- (b) the Polish armed forces organised and employed under British command in pursuance of the agreement made as aforesaid on the fifth day of August, nineteen hundred and forty,
- (c) the Polish resettlement forces,

provisions of His Majesty's Royal Warrant of the twelfth day of April, nineteen hundred and forty-six, concerning retired pay, pensions and other grants for members of the military forces and of the nursing and auxiliary services thereof disabled, and for the widows,^{F1} surviving civil partners, children, parents and other dependants of such members deceased, in consequence of service during the 1939 world war:

Provided that payments under a scheme made under this section shall be limited to such as fall due for payment before the expiration of five years from the passing of this Act, or such extended period, if any, as the Minister of Pensions, with the consent of the Treasury, may from time to time by order specify (but without prejudice to any provision which may be made by the scheme for the drawing thereafter of any such payments not drawn during that period, or the completion thereafter of pending proceedings on a claim which will, if successful, confer a title to payments which would have fallen due during that period had the claim been then accepted), and any such order may provide that the extension shall apply only to cases of any class or classes therein specified.

- (2) The scheme may also include provision, as regards cases in which periodical payments in respect of the disablement or death of members of Polish forces not falling within paragraph (a), (b) or (c) of the preceding subsection are being made out of moneys provided by Parliament at the date of the coming into operation of that provision, for

Status: Point in time view as at 06/04/2009.

Changes to legislation: There are currently no known outstanding effects for the Polish Resettlement Act 1947, Section 1. (See end of Document for details)

the continuance of any of those payments during a period not longer than one year from that date.

- (3) Provisions of the said Royal Warrant applied by the scheme may be applied with modifications, or subject to conditions, limitations or exceptions^{F2}(including exceptions applying by virtue of a person's residence in Poland at any time prior to 1 May 2004)].
- (4) The scheme, or any substituted scheme made under this subsection, may be amended by an order made by the Minister of Pensions with the consent of the Treasury, and, if it appears to him to be expedient, having regard to amendments made or to be made in any such scheme, that a new scheme should be substituted therefor, he may, with the consent of the Treasury, make a substituted scheme and thereby revoke the former scheme.
- (5) The scheme, or any substituted scheme or order made under the last preceding subsection, may provide that it shall come into operation, or shall be deemed to have come into operation, on such date as may be specified therein, whether before or after the passing of this Act, and different dates may be specified as respects different purposes or different provisions of the scheme or order.
- (6) A scheme or order made under this section shall, for the purpose of section three of the ^{M1}Rules Publication Act, 1893 (which relates to the printing of statutory rules), be deemed to be statutory rules within the meaning of that Act.
- (7) Payments under a scheme made under this section shall be made out of moneys provided by Parliament.

Textual Amendments

- F1** Words in s. 1(1) inserted (15.4.2005 for specified purposes, 5.12.2005 in so far as not already in force) by Civil Partnership Act 2004 (c. 33), s. 263(8)(a), **Sch. 26 para. 17**; S.I. 2005/1112, art. 2, Sch. 1; S.I. 2005/3175, art. 2(1), Sch. 1
- F2** Words in s. 1(3) substituted (6.4.2009) by Pensions Act 2008 (c. 30), **ss. 139**, 149(1); S.I. 2009/82, art. 2(2)(d)
-

Modifications etc. (not altering text)

- C1** S. 1 amended by S.I. 1978/1526, art. 2, **Sch. Pt. I**
-

Marginal Citations

- M1** 1893 c. 66.

Status:

Point in time view as at 06/04/2009.

Changes to legislation:

There are currently no known outstanding effects for the Polish Resettlement Act 1947, Section 1.