
STATUTORY INSTRUMENTS

1964 No. 1985

The War Pensions (Naval Auxiliary Personnel) Scheme 1964

Awards on death

8.—(1) Where the death of a naval auxiliary member is directly attributable to a qualifying injury or to detention, the provisions of the Naval Order, in so far as they concern pensions and other grants in respect of death due to service after 2nd September 1939 and modified in the respects indicated in Schedule 3 to this Scheme, shall apply so as to secure that, subject to the provisions of this Scheme, there may be made an award or awards of the like nature and amount as would, having regard to his equivalent naval rank, have been made under the Naval Order if he had been a member of the naval forces for the purposes of that Order and his death had been due to service as a member of those forces:

Provided that an award under this Article shall not be made where the death of the naval auxiliary member takes place more than 7 years after the date of the relevant qualifying injury or end of detention unless at the date of his death he then was, or at any time previously thereto had been, in receipt of a pension awarded by the Minister under this Scheme or any previous Scheme made under section 5(1) of the Act.

(2) In this Article, the expression “pension” includes a weekly allowance, a gratuity or an allowance in respect of a period of treatment as defined in Article 21(8) of the Naval Order as applied by this Scheme.