
STATUTORY INSTRUMENTS

2002 No. 2821

TERMS AND CONDITIONS OF EMPLOYMENT

**The Statutory Paternity Pay and Statutory Adoption
Pay (Persons Abroad and Mariners) Regulations 2002**

Made - - - - 13th November 2002
Laid before Parliament 15th November 2002
Coming into force - - 8th December 2002

The Secretary of State, in exercise of the powers conferred upon her by virtue of sections 171ZI, 171ZJ(1), 171ZR and 171ZS(1) of the Social Security Contributions and Benefits Act 1992(1) and with the concurrence of the Treasury, by this instrument, which contains only provision made by virtue of sections 2 and 4 of the Employment Act 2002(2) and is made before the end of the period of 6 months from the coming into force of those enactments, hereby makes the following Regulations:

Modifications etc. (not altering text)

- C1** Regulations modified (23.5.2003) by [The Statutory Paternity Pay \(Adoption\) and Statutory Adoption Pay \(Adoptions from Overseas\) \(Persons Abroad and Mariners\) Regulations 2003 \(S.I. 2003/1193\)](#), regs. 1, 3
- C2** Regulations modified (6.4.2010 immediately after the coming into force of S.I. 2010/151) by [The Ordinary Statutory Paternity Pay \(Adoption\), Additional Statutory Paternity Pay \(Adoption\) and Statutory Adoption Pay \(Adoptions from Overseas\) \(Persons Abroad and Mariners\) Regulations 2010 \(S.I. 2010/150\)](#), regs. 1(2), 4

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 and shall come into force on 8th December 2002.

(2) In these Regulations—

“the Act” means the Social Security Contributions and Benefits Act 1992;

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- (1) 1992 c. 4. Sections 171ZI and 171ZJ were inserted by section 2 of the Employment Act 2002 (c. 22) and sections 171ZR and 171ZS by section 4 of that Act. Sections 171ZJ(1) and 171ZS(1) are cited because of the meaning ascribed to the word “prescribed”.
- (2) 2002 c. 22.

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...

[^{F2}“adopter”, in relation to a child, means the person with whom a child is, or is expected to be, placed for adoption under the law of the United Kingdom;]

“the Contributions Regulations” means the Social Security Contributions Regulations 2001(3);

“EEA” means European Economic Area;

“EEA Agreement” means the Agreement on the European Economic Area signed at Oporto on 2nd May 1992(4) as adjusted by Protocol signed at Brussels on 17th March 1993(5);

“EEA State” means a State which is a contracting party to the EEA Agreement;

[^{F3}“foreign-going ship” means any ship or vessel which is not a home-trade ship;]

“the General Regulations” means the Statutory Paternity Pay and Statutory Adoption Pay (General) Regulations 2002(6);

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...

[^{F5}“home-trade ship” includes—

- (a) every ship or vessel employed in trading or going within the following limits, that is to say, the United Kingdom (including for this purpose the Republic of Ireland), the Channel Islands, the Isle of Man, and the continent of Europe between the river Elbe and Brest inclusive;
- (b) every fishing vessel not proceeding beyond the following limits—
 - on the South, Latitude 48°30’N,
 - on the West, Longitude 12°W, and
 - on the North, Latitude 61°N;

“mariner” means a person who is or has been in employment under a contract of service either as a master or member of the crew of any ship or vessel, or in any other capacity on board any ship or vessel where—

- (a) the employment in that other capacity is for the purposes of that ship or vessel or her crew or any passengers or cargo or mails carried by the ship or vessel; and
- (b) the contract is entered into in the United Kingdom with a view to its performance (in whole or in part) while the ship or vessel is on her voyage;

but does not include a person in so far as their employment is as a serving member of the forces;

“^{F6}... statutory paternity pay (adoption)” means statutory paternity pay payable in accordance with the provisions of Part 12ZA of the Act where the conditions specified in section 171ZB(2) of the Act are satisfied;

“^{F7}... statutory paternity pay (birth)” means statutory paternity pay payable in accordance with the provisions of Part 12ZA of the Act where the conditions specified in section 171ZA(2) of the Act are satisfied;

[^{F8}“placed for adoption” means—

- (a) placed for adoption under the Adoption and Children Act 2002 or the Adoption and Children (Scotland) Act 2007 ; or
- (b) placed in accordance with section 22C of the Children Act 1989 with a local authority foster parent who is also a prospective adopter;]

(3) S.I.2001/1004.

(4) Cm. 2073 and OJ No. L 1, 3.1.1994, p. 3.

(5) Cm. 2183 and OJ No. L 1, 3.1.1994, p. 572.

(6) S.I. 2002/2822.

“serving member of the forces” means a person, other than one mentioned in Part 2 of the Schedule, who, being over the age of 16, is a member of any establishment or organisation specified in Part 1 of that Schedule (being a member who gives full pay service) but does not include any such person while absent on desertion;]

“week” means a period of 7 days beginning with Sunday.

[^{F9}(3) For the purposes of these Regulations—

- (a) a person is matched with a child for adoption when an adoption agency decides that that person would be a suitable adoptive parent for the child;
- (b) in a case where paragraph (a) applies, a person is notified as having been matched with a child on the date that person receives notification of the agency's decision, under regulation 33(3)(a) of the Adoption Agencies Regulations 2005, regulation 28(3) of the Adoption Agencies (Wales) Regulations 2005 or regulation 8(5) of the Adoption Agencies (Scotland) Regulations 2009;
- (c) a person is also matched with a child for adoption when a decision has been made in accordance with regulation 22A of the Care Planning, Placement and Case Review (England) Regulations 2010 and an adoption agency has identified that person with whom the child is to be placed in accordance with regulation 12B of the Adoption Agencies Regulations 2005;
- (d) in a case where paragraph (c) applies, a person is notified as having been matched with a child on the date on which that person receives notification in accordance with regulation 12B(2)(a) of the Adoption Agencies Regulations 2005.

(3A) The reference to “prospective adopter” in the definition of “placed for adoption” in paragraph (2) means a person who has been approved as suitable to adopt a child and has been notified of that decision in accordance with regulation 30B(4) of the Adoption Agencies Regulations 2005.

(3B) The reference to “adoption agency” in paragraph (3) has the meaning given, in relation to England and Wales, by section 2 of the Adoption and Children Act 2002 and in relation to Scotland, by section 119(1) of the Adoption and Children (Scotland) Act 2007.]

[^{F10}(4) For the purposes of these Regulations, the expressions “ship” and “ship or vessel” include hovercraft, except in regulation 8(3).]

Textual Amendments

- F1** Words in reg. 1 omitted (5.4.2015) by virtue of [The Shared Parental Leave and Statutory Shared Parental Pay \(Consequential Amendments to Subordinate Legislation\) Order 2014 \(S.I. 2014/3255\)](#), arts. 1(3), **13(2)(a)** (with art. 35(1))
- F2** Words in reg. 1(2) substituted (1.12.2014) by [The Statutory Shared Parental Pay \(Persons Abroad and Mariners\) Regulations 2014 \(S.I. 2014/3134\)](#), regs. 1, **13(2)** (with regs. 3, 4)
- F3** Words in reg. 1(2) inserted (6.4.2010) by [The Statutory Paternity Pay and Statutory Adoption Pay \(Persons Abroad and Mariners\) Regulations 2002 \(Amendment\) Regulations 2010 \(S.I. 2010/151\)](#), regs. 1, **3(4)**
- F4** Words in reg. 1(2) omitted (6.4.2010) by virtue of [The Statutory Paternity Pay and Statutory Adoption Pay \(Persons Abroad and Mariners\) Regulations 2002 \(Amendment\) Regulations 2010 \(S.I. 2010/151\)](#), regs. 1, **3(5)**
- F5** Words in reg. 1(2) inserted (6.4.2010) by [The Statutory Paternity Pay and Statutory Adoption Pay \(Persons Abroad and Mariners\) Regulations 2002 \(Amendment\) Regulations 2010 \(S.I. 2010/151\)](#), regs. 1, **3(5)**

- F6** Word in reg. 1 omitted (5.4.2015) by virtue of The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(2)(b)** (with art. 35(1))
- F7** Word in reg. 1 omitted (5.4.2015) by virtue of The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(2)(c)** (with art. 35(1))
- F8** Words in reg. 1(2) inserted (1.12.2014) by The Statutory Shared Parental Pay (Persons Abroad and Mariners) Regulations 2014 (S.I. 2014/3134), regs. 1, **13(3)** (with regs. 3, 4)
- F9** Reg. 1(3)-(3B) substituted for reg. 1(3) (1.12.2014) by The Statutory Shared Parental Pay (Persons Abroad and Mariners) Regulations 2014 (S.I. 2014/3134), regs. 1, **14** (with regs. 3, 4)
- F10** Reg. 1(4) inserted (6.4.2010) by The Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 (Amendment) Regulations 2010 (S.I. 2010/151), regs. 1, **3(7)**

Commencement Information

- I1** Reg. 1 in force at 8.12.2002, see **reg. 1(1)**

Restriction on scope

2. A person who would not be treated under regulation 32 of the General Regulations as an employee for the purposes of Parts 12ZA [^{F11}(^{F12}... statutory paternity pay)] and 12ZB (statutory adoption pay) of the Act if his employment were in Great Britain shall not be treated as an employee under these Regulations.

Textual Amendments

- F11** Words in reg. 2 substituted (6.4.2010) by The Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 (Amendment) Regulations 2010 (S.I. 2010/151), regs. 1, **4**
- F12** Words in reg. 2 omitted (5.4.2015) by virtue of The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(3)** (with art. 35(1))

Commencement Information

- I2** Reg. 2 in force at 8.12.2002, see **reg. 1(1)**

Treatment of persons in ^{F13}... EEA States as employees

3. A person who is—
- (a) gainfully employed in an EEA State ^{F14}... in such circumstances that, if his employment were in Great Britain, he would be an employee for the purposes of Parts 12ZA and 12ZB of the Act, or a person treated as such an employee under regulation 32 of the General Regulations; and
 - (b) subject to the legislation of the United Kingdom under Council Regulation (EEC) No. 1408/71(7)^{F15} as amended from time to time or Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 as amended from time to time on the coordination of social security systems],

notwithstanding that he is not employed in Great Britain, shall be treated as an employee for the purposes of Parts 12ZA and 12ZB of the Act.

(7) See OJ No. L 28, 30.1.1997, p. 1.

Textual Amendments

- F13** Word in [reg. 3](#) heading omitted (31.12.2020) by virtue of [The Employment Rights \(Amendment\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/535), [reg. 1\(1\)](#), [Sch. 1 para. 11\(a\)](#) (with [Sch. 1 para. 22](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)
- F14** Words in [reg. 3\(a\)](#) omitted (31.12.2020) by virtue of [The Employment Rights \(Amendment\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/535), [reg. 1\(1\)](#), [Sch. 1 para. 11\(b\)](#) (with [Sch. 1 para. 22](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)
- F15** Words in [reg. 3\(b\)](#) inserted (5.3.2019) by [The Employment Rights \(Amendment\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/535), [reg. 1\(2\)](#), [Sch. 1 para. 11\(c\)](#) (with [Sch. 1 para. 22](#))

Commencement Information

- I3** [Reg. 3](#) in force at 8.12.2002, see [reg. 1\(1\)](#)

Treatment of certain persons absent from Great Britain as employees

4. Subject to regulation 8(3), where a person, while absent from Great Britain for any purpose, is gainfully employed by an employer who is liable to pay secondary Class 1 contributions in respect of his employment under section 6 of the Act or regulation 146 of the Contributions Regulations, he shall be treated as an employee for the purposes of Parts 12ZA and 12ZB of the Act.

Commencement Information

- I4** [Reg. 4](#) in force at 8.12.2002, see [reg. 1\(1\)](#)

[^{F16}Entitlement to [^{F17}statutory paternity pay] where person has worked in an EEA State

- 5.—(1) A person who is an employee or treated as an employee under regulation 3 and who—
- in the week immediately preceding the 14th week before the expected week of the child's birth was in employed earner's employment with an employer in Great Britain; and
 - had in any week within the period of 26 weeks immediately preceding that week been employed by the same employer in [^{F18}an] EEA State,

shall be treated for the purposes of section 171ZA of the Act [^{F19}(entitlement to statutory paternity pay (birth))]^{F20}... as having been employed in employed earner's employment in those weeks in which the person was so employed in [^{F21}the EEA] State.

- (2) A person who is an employee or treated as an employee under regulation 3 and who—
- in the week in which the adopter is notified of being matched with the child for purposes of adoption was in employed earner's employment with an employer in Great Britain; and
 - had in any week within the period of 26 weeks immediately preceding that week been employed by the same employer in [^{F22}an] EEA State,

shall be treated for the purposes of section 171ZB of the Act [^{F23}(entitlement to statutory paternity pay (adoption))]^{F24}... as having been employed in employed earner's employment in those weeks in which the person was so employed in [^{F25}the EEA] State.]

Textual Amendments

- F16** Reg. 5 substituted (6.4.2010) by The Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002 (Amendment) Regulations 2010 (S.I. 2010/151), regs. 1, 5
- F17** Words in reg. 5 heading substituted (5.4.2015) by The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(4)(a)** (with art. 35(1))
- F18** Word in reg. 5(1)(b) substituted (31.12.2020) by The Employment Rights (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/535), reg. 1(1), **Sch. 1 para. 12(a)(i)** (with Sch. 1 para. 22); 2020 c. 1, Sch. 5 para. 1(1)
- F19** Words in reg. 5(1) substituted (5.4.2015) by The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(4)(b)(i)** (with art. 35(1))
- F20** Words in reg. 5(1) omitted (5.4.2015) by virtue of The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(4)(b)(ii)** (with art. 35(1))
- F21** Words in reg. 5(1) substituted (31.12.2020) by The Employment Rights (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/535), reg. 1(1), **Sch. 1 para. 12(a)(ii)** (with Sch. 1 para. 22); 2020 c. 1, Sch. 5 para. 1(1)
- F22** Word in reg. 5(2)(b) substituted (31.12.2020) by The Employment Rights (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/535), reg. 1(1), **Sch. 1 para. 12(b)(i)** (with Sch. 1 para. 22); 2020 c. 1, Sch. 5 para. 1(1)
- F23** Words in reg. 5(2) substituted (5.4.2015) by The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(4)(c)(i)** (with art. 35(1))
- F24** Words in reg. 5(2) omitted (5.4.2015) by virtue of The Shared Parental Leave and Statutory Shared Parental Pay (Consequential Amendments to Subordinate Legislation) Order 2014 (S.I. 2014/3255), arts. 1(3), **13(4)(c)(ii)** (with art. 35(1))
- F25** Words in reg. 5(2) substituted (31.12.2020) by The Employment Rights (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/535), reg. 1(1), **Sch. 1 para. 12(b)(ii)** (with Sch. 1 para. 22); 2020 c. 1, Sch. 5 para. 1(1)

Entitlement to statutory adoption pay where person has worked in an EEA State

6. A person who is an employee or treated as an employee under regulation 3 and who—
- in the week in which he is notified that he has been matched with the child for the purposes of adoption was in employed earner's employment with an employer in Great Britain; and
 - had in any week within the period of 26 weeks immediately preceding that week been employed by the same employer in [^{F26}an] EEA State,

shall be treated for the purposes of section 171ZL of the Act (entitlement to statutory adoption pay) as having been employed in employed earner's employment in those weeks in which he was so employed in [^{F27}the EEA] State.

Textual Amendments

- F26** Word in reg. 6(b) substituted (31.12.2020) by The Employment Rights (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/535), reg. 1(1), **Sch. 1 para. 13(a)** (with Sch. 1 para. 22); 2020 c. 1, Sch. 5 para. 1(1)

F27 Words in [reg. 6](#) substituted (31.12.2020) by [The Employment Rights \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/535\)](#), [reg. 1\(1\)](#), [Sch. 1 para. 13\(b\)](#) (with [Sch. 1 para. 22](#)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

Commencement Information

I5 [Reg. 6](#) in force at 8.12.2002, see [reg. 1\(1\)](#)

Time for compliance with Parts 12ZA and 12ZB of the Act or regulations made under them

7. Where—

- (a) a person is outside the United Kingdom;
- (b) Parts 12ZA or 12ZB of the Act or regulations made under them require any act to be done forthwith or on the happening of a certain event or within a specified time; and
- (c) because the person is outside the United Kingdom he or his employer cannot comply with the requirement,

the person or the employer, as the case may be, shall be deemed to have complied with it if the act is performed as soon as reasonably practicable.

Commencement Information

I6 [Reg. 7](#) in force at 8.12.2002, see [reg. 1\(1\)](#)

Mariners

8.—^{F28}(1)

(2) A mariner engaged in employment on board a home-trade ship with an employer who has a place of business within the United Kingdom shall be treated as an employee for the purposes of Parts 12ZA and 12ZB of the Act, notwithstanding that he may not be employed in Great Britain.

(3) A mariner who is engaged in employment—

- (a) on a foreign-going ship; or
- (b) on a home-trade ship with an employer who does not have a place of business within the United Kingdom,

shall not be treated as an employee for the purposes of Parts 12ZA and 12ZB of the Act, notwithstanding that he may have been employed in Great Britain.

Textual Amendments

F28 [Reg. 8\(1\)](#) omitted (6.4.2010) by virtue of [The Statutory Paternity Pay and Statutory Adoption Pay \(Persons Abroad and Mariners\) Regulations 2002 \(Amendment\) Regulations 2010 \(S.I. 2010/151\)](#), [regs. 1, 6](#)

Commencement Information

I7 [Reg. 8](#) in force at 8.12.2002, see [reg. 1\(1\)](#)

Continental shelf

9.—(1) In this regulation—

“designated area” means any area which may from time to time be designated by Order in Council under section 1(7) of the Continental Shelf Act 1964⁽⁸⁾ as an area within which the rights of the United Kingdom with respect to the seabed and subsoil and their natural resources may be exercised;

“prescribed employment” means any employment (whether under a contract of service or not) in a designated area in connection with continental shelf operations, as defined in section 120(2) of the Act.

(2) A person in prescribed employment shall be treated as an employee for the purposes of Parts 12ZA and 12ZB of the Act notwithstanding that he may not be employed in Great Britain.

Commencement Information

18 Reg. 9 in force at 8.12.2002, see [reg. 1\(1\)](#)

11th November 2002

Alan Johnson,
Minister of State for Employment Relations,
Industry and the Regions,
Department of Trade and Industry

We concur in the making of these Regulations.

13th November 2002

John Heppell,
Philip Woolas,
Two of the Lords Commissioners of Her
Majesty’s Treasury

⁽⁸⁾ 1964 c. 29.

[^{F29}SCHEDULE

Textual Amendments

- F29** Sch. inserted (6.4.2010) by [The Statutory Paternity Pay and Statutory Adoption Pay \(Persons Abroad and Mariners\) Regulations 2002 \(Amendment\) Regulations 2010 \(S.I. 2010/151\)](#), reg. 1, **Sch.**

PART 1

Establishments and organisations

1. Any of the regular naval, military or air forces of the Crown.
2. Royal Fleet Reserve.
3. Royal Naval Reserve.
4. Royal Marines Reserve.
5. Army Reserve.
6. Territorial Army.
7. Royal Air Force Reserve.
8. Royal Auxiliary Air Force.
9. The Royal Irish Regiment, to the extent that its members are not members of any force falling within paragraph 1.

PART 2

Establishments and organisations of which Her Majesty's Forces shall not consist

10. Her Majesty's forces shall not be taken to consist of any of the establishments or organisations specified in Part 1 of this Schedule by virtue only of the employment in such establishment or organisation of the following persons—

- (a) any person who is serving as a member of any naval force of Her Majesty's forces and who (not having been an insured person under the National Insurance Act 1965 and not being a contributor under the Social Security Act 1975 or the Social Security Contributions and Benefits Act 1992) locally entered that force at an overseas base;
- (b) any person who is serving as a member of any military force of Her Majesty's forces and who entered that force, or was recruited for that force outside the United Kingdom, and the depot of whose unit is situated outside the United Kingdom;
- (c) any person who is serving as a member of any air force of Her Majesty's forces and who entered that force, or was recruited for that force, outside the United Kingdom, and is liable under the terms of his engagement to serve only in a specified part of the world outside the United Kingdom.]

EXPLANATORY NOTE

(This note is not part of the Regulations)

This instrument contains only regulations made by virtue of sections 2 and 4 of the Employment Act 2002, which come into force on 8th December 2002. The instrument is made before the end of the period of 6 months beginning with the coming into force of those provisions. The regulations in it are therefore exempted by section 173(5)(b) of the Social Security Administration Act 1992 from the requirement under section 172 of that Act to refer the proposals to make the regulations to the Social Security Advisory Committee and they are made without reference to the Committee.

These Regulations modify Parts 12ZA (statutory paternity pay) and 12ZB (statutory adoption pay) of the Social Security Contributions and Benefits Act 1992 (“the Act”) in relation to persons abroad, persons who work as mariners and persons who work on the continental shelf.

Regulation 2 limits the application of the Regulations to cases where the person would be treated as an employee under Parts 12ZA or 12ZB of the Act if the employment were in Great Britain.

Regulation 3 provides for a person employed in another State of the European Economic Area but subject to the legislation of the United Kingdom to be treated as an employee for the purposes of statutory paternity pay and statutory adoption pay.

Regulation 4 provides for a person who is absent from Great Britain but in respect of whom an employer has secondary Class 1 national insurance contribution liability to be treated as an employee for the purposes of statutory paternity pay and statutory adoption pay.

Where a person has worked for the same employer both in Great Britain and in another State of the European Economic Area, regulation 5 provides, in specified circumstances, for employment in the member State to be treated as employed earner’s employment for the purposes of statutory paternity pay, and regulation 6 makes similar provision for the purposes of statutory adoption pay.

Regulation 7 relaxes any time limit imposed by Parts 12ZA and 12ZB of the Act and the Statutory Paternity Pay and Statutory Adoption Pay (General) Regulations 2002 in relation to a person who, because he is outside the United Kingdom, cannot comply with it.

Regulation 8 treats certain classes of mariners as employees for the purposes of entitlement to statutory paternity pay and statutory adoption pay and regulation 9 makes corresponding provision for persons working on the continental shelf.

Changes to legislation:

There are currently no known outstanding effects for the The Statutory Paternity Pay and Statutory Adoption Pay (Persons Abroad and Mariners) Regulations 2002.