
STATUTORY INSTRUMENTS

2005 No. 439

The Armed Forces and Reserve Forces
(Compensation Scheme) Order 2005

PART VII

ADJUDICATION

Evidence

52.—(1) For the purposes of determining any issue under this Order, the Secretary of State shall produce such medical or other records of—

- (a) a member of the forces;
- (b) a member of the forces who has died; or
- (c) a former member of the forces

as are in his possession and are relevant to the issues to be decided.

(2) The Secretary of State shall consider any evidence which appears to him to be relevant to the issues which are to be decided and shall determine those issues on that evidence.

(3) Where any decision required to be made under this Order is, or includes, a decision involving a medical issue, that decision shall be made in accordance with generally accepted medical and scientific knowledge prevailing at the time the decision is made.