
STATUTORY INSTRUMENTS

2009 No. 706

The Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions (Amendment) Order 2009

Amendment of article 14 (Comforts allowance)

5. Article 14(1) is amended as follows—

(a) for subparagraph (a) substitute—

“(a) where subparagraph (a)(i) or (ii) or both apply, an allowance shall be payable at the appropriate rate specified in paragraph 7(a) of Part IV of Schedule 1—

(i) this subparagraph applies where the member is in receipt of an allowance under article 8 at any rate, and an allowance under article 12,

(ii) this subparagraph applies where the member is in receipt of an allowance under article 8 at the rates specified in either paragraph 1(a)(iii) or (iv) of Part IV of Schedule 1, and in receipt of retired pay or a pension in respect of disablement the degree of which is 100 per cent.”;

(b) in subparagraph (b) after “article 8” insert “at any rate”.