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STATUTORY INSTRUMENTS

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**1948 No. 1457**

**THE NATIONAL ASSISTANCE  
(COMPENSATION) REGULATIONS, 1948.**

**PART III**

**Officers on National Service on the Prescribed Date**

**8.** Any person (hereinafter referred to as an “officer on national service”) who is engaged in national service immediately before the prescribed date and who, if he had continued to be employed until the prescribed date in the capacity in which he was employed before becoming engaged in national service, would have been an existing officer, shall be deemed to be an existing officer within the meaning of these regulations, and if at the date on which he ceased to be so employed he was subject to a pension scheme, and his national service or any part thereof would be reckonable for the purposes of that scheme if he again became subject thereto on the termination of his national service, he shall also be deemed to be a pensionable officer within the meaning of these regulations.

**9.** Subject to the provisions of the next succeeding regulation, if an officer on national service ceases to be engaged in national service and in consequence of the passing of any of the Acts—

- (a) is not given or offered by his former employer re-employment in his former office, or in any reasonably comparable office; or
- (b) is so re-employed with reduced emoluments,

he shall be deemed for the purposes of these regulations, in the former case, to have suffered loss of employment which is attributable to the passing of that Act owing to the abolition of his office at the date of the refusal to re-employ him or employ him as aforesaid, and, in the latter case, to have suffered diminution of emoluments which is attributable to the passing of that Act.

**10.** No person shall, by virtue of the last preceding regulation, be entitled to have his case considered for compensation for any loss suffered by him by reason of his not being re-employed as therein mentioned unless within a period of two months after the date on which he ceased to be engaged in national service he gives notice in writing that he is available for employment to the authority or body by whom he was employed before becoming engaged in national service or, if that authority or body ceases to exist by virtue of any of the Acts, to the compensating authority in relation to officers of the first mentioned authority or body:

Provided that if the person is prevented from giving notice within the said period by his sickness or other reasonable cause, the notice may be given as soon as reasonably may be after the expiration of that period.

**11.** For the purpose of ascertaining the net emoluments of a person to whom regulation 9 applies such person shall be deemed to have continued to follow his former employment until the cause of claim arose and to have been entitled to the emoluments thereof.

**12.** In relation to a pensionable officer to whom sub-paragraph (a) of regulation 9 applies, the expression “accrued pension” means the pension to which he would have become entitled according to the method of calculation, as modified by paragraph 17 of the schedule to these regulations, prescribed by the pension scheme to which he was subject before becoming engaged in national

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service, if at the date on which he ceased to be engaged in national service he had been serving in his civil capacity and had attained normal retiring age, having complied with any requirement of the said pension scheme as to a minimum period of qualifying service.