

---

STATUTORY INSTRUMENTS

---

1982 No. 1830

**GREENWICH HOSPITAL**

**The Greenwich Hospital Special Pensions  
Regulations 1982 Approval Order 1982**

*Made* - - - - *22nd December 1982*

At the Court at Buckingham Palace, the 22nd day of December 1982

Present,

The Queen's Most Excellent Majesty in Council

Whereas the Secretary of State for Defence has, in exercise of powers conferred by section 5 of the Greenwich Hospital Act 1869(a) and now vested in him by virtue of section 1 of the Defence (Transfer of Functions) Act 1964(b), made Regulations entitled The Greenwich Hospital Special Pensions Regulations 1982:

And whereas it is provided by section 6 of the said Act of 1869 that such Regulations shall not have effect unless and until they are approved by Her Majesty in Council:

Now, therefore, Her Majesty in pursuance of the said section 6 of the said Act of 1869 is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

1. This Order may be cited as the Greenwich Hospital Special Pensions Regulations 1982 Approval Order 1982.
2. The Greenwich Hospital Special Pensions Regulations 1982, which are set out in the Schedule to this Order, are hereby approved.

*N. E. Leigh,*  
Clerk of the Privy Council.

## SCHEDULE

### REGULATIONS REFERRED TO IN THE FOREGOING ORDER IN COUNCIL THE GREENWICH HOSPITAL SPECIAL PENSIONS REGULATIONS 1982

The Secretary of State for Defence in pursuance of the powers conferred by section 5 of the Greenwich Hospital Act 1869(a) and now vested in him by virtue of section 1 of the Defence (Transfer of Functions) Act 1964(b), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Greenwich Hospital Special Pensions Regulations 1982.

2. At the discretion of the Secretary of State and having regard to their means special pensions may be awarded to persons eligible as set out in Part I of the Schedule hereto.

3. The special pensions may be paid at a rate not exceeding that set out in Part II of the Schedule hereto.

4. The special pensions may be awarded temporarily or for life.

5. The special pensions may be paid outside the United Kingdom.

6. For the purpose of these Regulations a person aged seventy years or more shall be deemed to be totally incapacitated from contributing to his own support.

7. The following persons shall not be eligible for consideration for the award of a special pension.

(a) men who are materially able to contribute to their own support;

(b) men of whatever age discharged in good health with less than 12 years service unless it shall appear to the Secretary of State that there are special and exceptional circumstances;

(c) men whose general character in Service has been inferior to "good" unless it shall appear to the Secretary of State that there are special and exceptional circumstances;

(d) men resident in Homes or Hospitals maintained by a statutory or Local Government Authority unless such Authority will allow the pensioner to retain the whole of the Greenwich Hospital Special Pension.

8. The Regulations entitled Greenwich Hospital Special Pensions Regulations 1978 dated 12th December 1978 and approved by Order in Council on 20th December 1978(c) are hereby revoked.

*John Nott,*  
Secretary of State for Defence.

Dated 9th December 1982

---

(a) 1869 c.44.

(b) 1964 c.15.

(c) S.I. 1978/1916.

## SCHEDULE

### PART I

#### PERSONS ELIGIBLE

Subject to Regulation 7 of these Regulations all petty officers and seamen and all non-commissioned officers and privates of Royal Marines who satisfy any of the following criteria shall be eligible for consideration for the award of a special pension under these Regulations:

- (a) those who are in receipt of Naval Pension for life;
- (b) those who served with good character for 12 years continuously or with short intervals;
- (c) those who were discharged as permanently unfit for Naval Service having served not less than 5 years (including Boy's service if any);
- (d) those who were discharged or invalided on account of disease or injuries accepted as attributable to the Service;
- (e) those who are holders of a War Medal or Clasp;
- (f) those who were discharged suffering from tuberculosis;
- (g) those who do not satisfy any of the foregoing criteria but whose circumstances are in the opinion of the Secretary of State special and exceptional.

### PART II

#### RATE OF PENSION

The rate per week in excess of which special pensions may not be paid shall be that amount for the time being specified as falling to be disregarded in regulation 11(5) of the Supplementary Benefit (Resources) Regulations 1981(a) for the purposes of calculating a person's resources pursuant to Schedule 1 to the Supplementary Benefits Act 1976(b).

---

(a) S.I. 1981/1527.

(b) 1976 c.71; Schedule 1 was substituted by section 6 of and paragraph 30 of Schedule 2 to the Social Security Act 1980 c.30.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order approves Regulations made by the Secretary of State for Defence entitled the Greenwich Hospital Special Pensions Regulations 1982. The Regulations revoke those approved by Order in Council made the 20th day of December 1978 and re-enact them in an amended form. The amendment is to the provision in Part II for the maximum rate at which special pensions may be paid. This is changed from the sum of £2.50 per week in the case of persons totally incapacitated from contributing to their own support and £1.50 per week in the case of persons who, although incapacitated materially are able to contribute to their own support to a slight degree, to (in any case) the amount provided in Regulation 11(5) of the Supplementary Benefit (Resources) Regulations 1981 (or as at the time amended) as being that which must be disregarded when calculating income under that Regulation for the purpose of ascertaining supplementary benefit under the Social Security Act 1980.

Printed in the UK for HMSO  
714 BM948728 T79 C7 1/83

75p net

ISBN 0 11 027830 5