

---

STATUTORY INSTRUMENTS

---

**2005 No. 437**

**The Armed Forces Early Departure  
Payments Scheme Order 2005**

*Early departure payments*

**Effect of emergencies etc.**

**13.**—(1) This article applies where a person who would be entitled to payments under article 9 if he had ceased to be in service as mentioned in article 8(3) on the relevant date does not cease to be in such service on that date by reason only of—

- (a) circumstances which in the opinion of the Secretary of State amount to an emergency, or
- (b) his being a prisoner of war on that date.

(2) The person is treated for the purposes of articles 8 to 12 as having ceased to be in service on the relevant date.

(3) In this article “the relevant date” means—

- (a) in the case of a person who was to have ceased to be in service on the date his commitment ended, that date,
- (b) in the case of a person who agreed to continue in service after his commitment ended until the age of 55, the day before that on which he reached that age, and
- (c) in the case of a person not within sub-paragraph (a) or (b) who was notified that a particular date was to be the last day of his service, that date.