STATUTORY INSTRUMENTS

2017 No. 161

PENSIONS

The Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions (Amendment) Order 2017

Made - - - -	*15th February 2017*
Laid before Parliament	*22nd February 2017*
Coming into force - -	*10th April 2017*

At the Court at Buckingham Palace, the 15th day of February 2017

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty considers it expedient to amend the Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions Order 2006(**1**):

ACCORDINGLY, Her Majesty, in exercise of the powers conferred upon Her by sections 12(1) and 24(3) of the Social Security (Miscellaneous Provisions) Act 1977(**2**), and of all other powers enabling Her to do so, is pleased, by and with the advice of Her Privy Council, to order as follows:

Citation and commencement

1. This Order may be cited as the Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions (Amendment) Order 2017 and comes into force on 10th April 2017.

Amendment of the Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions Order 2006

2. The Naval, Military and Air Forces Etc. (Disablement and Death) Service Pensions Order 2006 ("the principal Order") is amended as follows.

(**1**) S.I. 2006/606; relevant amending instruments are S.I. 2006/1455, 2007/909, 2008/679, 2009/706, 2010/240, 2011/235, 2012/359, 2013/241, 2013/630, 2014/505, 2015/208 and 2016/374.

(**2**) 1977 c. 5; section 24(3) was amended by section 4 of, and paragraph 46 of Schedule 2 to, the Social Security (Consequential Provisions) Act 1992 (c. 6).

Amendment of Schedule 1 (disablement due to service in the armed forces)

3. In Schedule 1 to the principal Order—

(a) for the table in Part 2 substitute the table in Schedule 1 to this Order;

(b) for tables 1 and 2 in Part 3 substitute tables 1 and 2 in Schedule 2 to this Order; and

(c) for the table in Part 4 substitute the table in Schedule 3 to this Order.

Amendment of Schedule 2 (death due to service in the armed forces)

4. In Schedule 2 to the principal Order—

(a) for tables 1, 2, 3, 4, 5, 6 and 7 in Part 2 substitute tables 1, 2, 3, 4, 5, 6 and 7 in Schedule 4 to this Order; and

(b) for the table in Part 3 substitute the table in Schedule 5 to this Order.

Richard Tilbrook
Clerk of the Privy Council

SCHEDULE 1 Article 3(a)

TABLE TO BE SUBSTITUTED FOR THE TABLE IN PART 2 OF SCHEDULE 1 TO THE PRINCIPAL ORDER

"**1.** WEEKLY RATES OF PENSIONS FOR DISABLED MEMBERS OF THE ARMED FORCES IN GROUPS 10-15 OF PART 1 OF THIS SCHEDULE

2. YEARLY RATES OF RETIRED PAY AND PENSIONS FOR DISABLED MEMBERS OF THE ARMED FORCES IN GROUPS 1-9 OF PART 1 OF THIS SCHEDULE

Degree of Disablement	*Weekly Rate*	*Yearly Rate*
Per Cent	*£*	*£*
100	180	9,392
90	162	8,453
80	144	7,514
70	126	6,575
60	108	5,635
50	90	4,696
40	72	3,757
30	54	2,818
20	36	1,878"

SCHEDULE 2 Article 3(b)

TABLES TO BE SUBSTITUTED FOR TABLES 1 AND 2 IN PART 3 OF SCHEDULE 1 TO THE PRINCIPAL ORDER

"**Table 1**

GRATUITIES PAYABLE FOR SPECIFIED MINOR INJURIES

Description of Injury	*Assessments*	*Groups*
		1 – 15
For the loss of	*Per cent*	*£*
A. FINGERS		
Index finger—		
More than 2 phalanges including the loss of whole finger	14	8,559
More than 1 phalanx but not more than 2 phalanges	11	6,848
1 phalanx or part thereof	9	5,705

Description of Injury	*Assessments*	*Groups 1 – 15*
For the loss of	*Per cent*	*£*
Guillotine amputation of tip without loss of bone	5	3,415
Middle finger—		
More than 2 phalanges including the loss of whole finger	12	7,414
More than 1 phalanx but not more than 2 phalanges	9	5,705
1 phalanx or part thereof	7	4,562
Guillotine amputation of tip without loss of bone	4	2,850
Ring or little finger—		
More than 2 phalanges including the loss of whole finger	7	4,562
More than 1 phalanx but not more than 2 phalanges	6	3,999
1 phalanx or part thereof	5	3,415
Guillotine amputation of tip without loss of bone	2	1,710
B. TOES		
Great toe—		
Through metatarso-phalangeal joint	14	8,559
Part, with some loss of bone	3	2,276
1 other toe—		
Through metatarso-phalangeal joint	3	2,276
Part, with some loss of bone	1	1,147
2 toes, excluding great toe—		
Through metatarso-phalangeal joint	5	3,415
Part, with some loss of bone	2	1,710
3 toes, excluding great toe—		
Through metatarso-phalangeal joint	6	3,999
Part, with some loss of bone	3	2,276
4 toes, excluding great toe—		
Through metatarso-phalangeal joint	9	5,705
Part, with some loss of bone	3	2,276

Table 2

GRATUITIES PAYABLE TO MEMBERS OF THE ARMED FORCES FOR DISABLEMENT ASSESSED AT LESS THAN 20 PER CENT NOT BEING A MINOR INJURY SPECIFIED IN TABLE 1

Assessment of degree of disablement			
Groups 1 – 15	1 – 5 per cent	6 to 14 per cent	15 to 19 per cent
	£2,862	£6,363	£11,128”

SCHEDULE 3 Article 3(c)

TABLE TO BE SUBSTITUTED FOR THE TABLE IN PART 4 OF SCHEDULE 1 TO THE PRINCIPAL ORDER

“**Table**

RATES OF ALLOWANCES PAYABLE IN RESPECT OF DISABLEMENT AND OR EARNINGS OR INCOME THRESHOLDS

Description of Allowance	*Rate* *Groups 1 - 9*	*Groups 10 - 15*
1. Constant attendance allowance—		
(a) under article 8—		
(i) the part day rate of constant attendance allowance under paragraph (2)	£1,772 per annum	£33.95 per week
(ii) the full day rate of constant attendance allowance under paragraph (3)	£3,543 per annum	£67.90 per week
(iii) the intermediate rate of constant attendance allowance under paragraph (4)	£5,315 per annum	£101.85 per week
(iv) the exceptional rate of constant attendance allowance under paragraph (5)	£7,086 per annum	£135.80 per week
(b) under article 71(4)—		
(i) the rate under paragraph (4)(a)	£3,543 per annum*	£67.90 per week*
(ii) the rate under paragraph (4)(b)	£7,086 per annum*	£135.80 per week*
2. Exceptionally severe disablement allowance under article 9	£3,543 per annum	£67.90 per week
3. Severe disablement occupational allowance under article 10	£1,772 per annum	£33.95 per week
4. Allowance for wear and tear of clothing under article 11	£232 per annum	£232 per annum