

**(3) Modification of Pensions Appeal Tribunals Act,
1943**

**THE PENSIONS APPEAL TRIBUNALS ACT (MODIFICATION)
ORDER, 1947.**

1947 No. 1143

At the Court at Buckingham Palace, the 11th day of June, 1947.

PRESENT,

The King's Most Excellent Majesty in Council.

Whereas subsection (1) of Section 10 of the Pensions Appeal Tribunals Act, 1943, provides that where any Royal Warrant, Order in Council or Order of His Majesty administered by the Minister of Pensions is amended or replaced so as to modify or extend the grounds on which awards may be made and to give rise to an issue on which it appears to His Majesty that an appeal ought to lie under Section 1 of the said Act, out does not lie thereunder, His Majesty may, by Order in Council, make such modifications of the said section as appear to Him to be necessary for the purpose of granting such a right of appeal: 6 & 7 Geo. 6. c. 39.

And whereas the Royal Warrant dated the 12th April, 1946,(a) the Order in Council dated the 4th June, 1946,(b) and the Order of His Majesty dated the 12th June, 1946,(c) all of which are administered by the Minister of Pensions, have been modified by the Royal Warrant dated the 8th May, 1947,(d) the Order in Council dated the 21st May, 1947, and the Order of His Majesty dated the 8th May, 1947,(e) respectively, so as—

- (a) to enable a claim to be made thereunder in respect of the death of a person which takes place more than seven years after the end of his war service, and
- (b) to require the following conditions (among others) to be fulfilled in the case of any such claim, namely, that the death was due to or substantially hastened by a wound, injury or disease which was attributable to war service, or by the aggravation by war service of a wound, injury or disease which existed before or arose during the war service:

And whereas the said modifications give rise to an issue on which it appears to His Majesty that an appeal ought to lie under the said Section 1 of the Pensions Appeal Tribunals Act, 1943, but does not lie thereunder;

(a) Cmd. 6799 of 1946.

(b) S.R. & O. 1946 (No. 812) I, p. 1100.

(c) H.C. Paper No. 151 of 1946.

(d) Cmd. 7124 of 1947.

(e) H.C. Paper No. 101 of 1947.