(2) Article 17A of the said Regulation shall apply only if its provisions are more favourable than those of Article 2 of the Schedule annexed to Order in Council dated the 7th day of November, 1924.

(3) Increases awarded under Article 11 of the said Regulations in respect of Pensions granted under the provisions of Article 2 of the Schedule annexed to Order in Council dated the 7th day of November, 1924, shall bear the same ratio to the full amount awarded under the said Article 11 as the original award bore to the full award which might then otherwise have been made.

(4) Any reference to the Minister in the said Regulations shall be construed as a reference to the Admiralty.

(5) Any case in which the said Regulations do not exactly apply may, if in the particular circumstances the Admiralty think fit, be dealt with by the Admiralty in accordance with the intention of the Scheme (as then existing)."

His Majesty, having taken the said Memorial into consideration, was pleased, by and with the advice of His Privy Council, to approve of what is therein proposed.

And the Right Honourable the Lords Commissioners of the Admiralty are to give the necessary directions herein accordingly.

This Order may be cited as the Injuries in War (Compensation) (Persons afloat under Admiralty) Amendment Order, 1949.

E. C. E. Leadbitter.

---

2. SHORE EMPLOYMENTS

The Injuries in War (Shore Employments) Compensation (Amendment) Scheme, 1949

1949 No. 2285

Made - - - - 30*th November,* 1949

The Army Council, in exercise of the powers conferred upon them by Section 1 of the Injuries in War (Compensation) Act, 1914 (Session 2)(a) and of all other powers enabling them in that behalf hereby make the following Scheme :—

1. In this Scheme " the principal Scheme " means the Scheme made by the Army Council under the Injuries in War (Compensation) Act, 1914 (Session 2) having effect from the 3rd August, 1914, as to pensions and grants and other allowances in the nature thereof to be paid to the classes of persons to whom the said Scheme applies in respect of disablement suffered whilst employed on shore out of the United Kingdom by or under the Army Council in connection with warlike operations in which His Majesty is engaged, as amended by two subsequent Schemes, varying the said Scheme made by the Army Council under the said Act effective from 1st September, 1917, and the 1st January, 1920, respectively.

(a) 5 & 6 Geo. 5. c. 18.

2. For paragraphs (2), (3), (3A), and (3B) of the principal Scheme there shall be substituted the following paragraphs:—

"(2) In this Scheme 'disablement' in relation to a person to whom this Scheme applies means disablement by personal injury by accident arising out of the employment by reason of which that person is a person to whom this Scheme applies and disablement by sickness specifically attributable to the nature or condition of that employment and 'disabled' shall be construed accordingly.

(3) A person to whom this Scheme applies who is disabled may be paid an allowance in respect of his disablement at the weekly rate of 45s. where the degree of his disablement is 100 per cent. or where the degree of his disablement is less than 100 per cent., at the weekly rate which bears to 45s. the same proportion as the degree of his disablement bears to 100 per cent.

(3A) Subject to the provisions of paragraph (3B) hereof the degree of disablement of a person to whom this Scheme applies shall be assessed by making a comparison between the condition of that person as disabled and the condition of a normal healthy person of the same age and sex, without taking into account the earning capacity of that disabled person in his own or in any other specific trade or occupation and so that the extent to which the disablement has been aggravated by individual factors or extraneous circumstances shall not be included in the degree at which that disablement is assessed.

(3B) The degree of disablement assessed as aforesaid shall be expressed in the form of a percentage, total disablement being expressed as 100 per cent. (which shall be the maximum assessment) and a lesser degree of disablement being expressed as 90, 80, 70, 60, 50, 40, 30, or 20 per cent., or less than 20 per cent., as may be appropriate having regard to the proportion which that lesser degree of disablement bears to total disablement."

3. In paragraph 6 of the principal Scheme all words after the word "continues" shall be omitted.

4. In paragraph 10 of the principal Scheme for the words "results from an injury or sickness, in circumstances which would render compensation payable under the provisions of paragraphs (2) and (3) above" there shall be substituted the words "results from an injury or sickness occurring in circumstances which would make an allowance in respect of disablement by that injury or sickness payable under paragraph (3) above."

5. Paragraph 13 of the principal Scheme shall cease to have effect.

6. This Scheme shall have effect as from the 1st April, 1947, so, however, that no payment shall be made thereunder in respect of any period before that date.

7. The principal Scheme may be cited as the Injuries in War (Shore Employments) Compensation Scheme, 1914, and this Scheme may be cited as the Injuries in War (Shore Employments) Compensation (Amendment)

Scheme, 1949, and the principal Scheme and this Scheme may be cited together as the Injuries in War (Shore Employments) Compensation Schemes, 1914 to 1949.

Dated this 30th day of November, 1949.

Michael Stewart.
J. S. Steele.
G. W. Turner.

EXPLANATORY NOTE

(This Note is not part of the Scheme, but is intended to indicate its general purport.)

This (Amending) Scheme introduces, with effect from 1st April, 1947, changes in the previously existing Scheme, made by the Army Council under the Injuries in War (Compensation) Act, 1914 (Session 2), relating to the conditions for determining the amounts of the weekly allowances to be paid to the small number of ex-members of women's auxiliary services who suffered disablement arising from their service overseas during the 1914-18 war and who have continued after 1st April, 1947, eligible to receive a weekly allowance under the Scheme referred to.

The new conditions provide for the amount of the weekly allowance to be determined exclusively on the degree of disablement persisting, without regard to past or current earnings; and they also provide for an increase in the maximum weekly allowance payable, from 35s. to 45s.

INTOXICATING LIQUOR, ENGLAND

[*See* also Class 5 of the Classified List of Local Instruments printed at the end of this volume.]

1. *Licensing Regulations and Rules.*
2. *New Towns*, p. 2365.
3. *Special Hours*, p. 2366.

1. LICENSING REGULATIONS AND RULES

The Licensing Planning Regulations, 1949

1949 No. 1644

Made - - - - *2nd September*, 1949
Coming into Operation *12th September*, 1949

In pursuance of the powers conferred on me by section eleven of the Licensing Planning (Temporary Provisions) Act, 1945(a), I hereby make the following Regulations:—

1.—(1) In Regulation 12 of the Licensing Planning Regulations, 1945(b), as amended by the Licensing Planning Regulations, 1946(c), (which relates

(a) 8 & 9 Geo. 6. c. 15. (b) S.R. & O. 1945 (No. 1063) I, p. 728.
(c) S.R. & O. 1946 (No. 1377) I, p. 930.