

ANNO QUARTO & QUINTO

GULIELMI IV. REGIS.

****

CAP. XXV.

An Act to alter and extend the Provisions of an Act passed in the Eleventh Year of the Reign of His late Majesty King *George* the Fourth, for amending and consolidating the Laws relating to the Pay of the Royal Navy. [25th *July* 1834.]

WHEREAS by an Act passed in the Eleventh Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to amend and consolidate the Laws relating to the Pay of the Royal Navy*, certain Petty Officers, under the Circumstances therein mentioned, amongst others, are empowered to receive their Pay by drawing Bills for the same at the Periods therein respectively provided: And whereas it is expedient that such Privilege should be extended to the several Petty Officers and other Persons herein-after mentioned belonging to His Majesty's Ships: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four it shall be lawful for every Mate, Midshipman, and Master's Assistant, although any such Person shall not have passed his Examination, and also for every Volunteer of the First Class, and for every Engineer and Assistant Engineer belonging to any Steam Vessel of His Majesty, at the End of every Six or Twelve Months, but not for a shorter Period than Six Months, to draw Bills periodically upon the Accountant General of the Navy for the net personal Pay which shall then be due to any such Person, but nevertheless under such Regulations, Limitations, and Restrictions as shall from Time

11 G. 4. c. 20.

The Authority to draw Bills for Pay extended to certain inferior Classes in the Navy;

Time to Time be established for that Purpose by the Commissioners for executing the Office of Lord High Admiral of the United Kingdom for the Time being: Provided always, that no Person authorized to make any Allotment of his Wages, or entitled to receive monthly Pay, under the Provisions of the said recited Act, shall be allowed to draw any such Bill as aforesaid for any Period during which any such Allotment shall be in force or in the Course of Payment, or during which he shall be in the Receipt of such monthly Pay.

but not to be allowed to Persons having made Allotments or being in the Receipt of monthly Pay.

II. And whereas by the said recited Act certain Officers therein mentioned, who have not Accounts to pass, are authorized to draw Bills quarterly for the Balance of their personal Pay, and certain other Officers are thereby authorized to draw Bills only for Three Fourths of their Pay: And whereas it is expedient to extend the Authority to draw for the Whole of their Pay to the several Officers herein-after mentioned; be it therefore further enacted, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four it shall be lawful for every Captain, Commander, Lieutenant, or Master commanding a Ship, Surgeon, Purser, and Assistant Surgeon acting as Surgeon, in the several Cases to be approved by the said Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, and under such Regulations, Limitations, and Restrictions as the said Commissioners shall from Time to Time establish, to draw a Bill upon the Accountant General of the Navy periodically for the net personal Pay which shall be then due to any such Officer: Provided always, that all Bills for personal Pay to be drawn under the Authority either of the said recited Act or this Act shall, from and after the Commencement of this Act, be drawn for such Periods of Time and up to such periodical Days in the Year as the said Commissioners for executing the Office of Lord High Admiral aforesaid shall from Time to Time fix and establish for that Purpose.

Certain Officers who formerly could draw for only Three Fourths authorized to draw for their whole Pay.

Bills to be drawn for such Periods as shall be fixed by the Admiralty.

III. And whereas by the said recited Act an Advance of Two Months Pay is authorized to be made to Volunteer Seamen and Landmen on the first fitting-out of the Ship in which they shall be appointed to serve: And whereas it is expedient to extend that Benefit to the several Persons herein-after mentioned; be it further enacted, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four Mates, Boatswains, Gunners, Carpenters, Second Masters, and Petty Officers shall be entitled to receive a similar Advance of Two Months personal Sea Pay at such Times, in the same Manner, and under the same Regulations, as Volunteer Seamen and Landmen are allowed to receive the same.

Certain Warrant and Petty Officers entitled to Two Months Advance of Pay on the fitting-out of a Ship.

IV. And whereas by the said recited Act the Persons in whose Favour Allotments of Pay are authorized to be made are limited to certain Relatives of the Party making the Allotment as therein mentioned, and it is expedient to extend the said Act in this respect; be it therefore further enacted, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four the Party entitled to make any Allotment of his Pay shall be at liberty to make the same to or in favour of the following other Relatives and Persons;

Allotments may be made in favour of Brothers and other Relatives.

(that is to say,) a Brother, Sister, Grandfather, Grandmother, Mother-in-Law, and Child or Children of the Age of Eighteen Years or upwards, and to a Trustee or Trustees for the Support of any Child or Children under that Age.

Amount of Allotment to be fixed by the Admiralty.

V. And be it further enacted, That in all Cases whatever of Allotment to be made, either under the said recited Act or this Act, it shall be lawful for the said Commissioners for executing the Office of Lord High Admiral aforesaid from Time to Time to establish and fix the Amount of Pay to be allotted, not exceeding in any Case One Moiety of the monthly Wages of the Party making the Allotment.

Allotments may be stopped when there is any Debt until it is cleared.

VI. And be it further enacted and declared, That whenever any Person who shall have made an Allotment of his Wages under this or the said recited Act shall be found to be in Debt to the Public on the Ships Books or otherwise, it shall be lawful for the said Commissioners for executing the Office of Lord High Admiral to cause Payment under such Allotment to be stopped until such Person shall have been cleared of the Debt owing by him.

Remittance of Wages extended.

VII. And whereas by the said recited Act Petty Officers, Seamen, and Non-commissioned Officers of Marines and Private Marines, who shall not have made any Allotment of their Pay, are empowered to remit the Whole or any Part of the Pay due to them (except for the last Six Months) to the respective Relatives therein mentioned: And whereas it is expedient to extend the said Act in respect to such Remittances; be it therefore further enacted, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four it shall be lawful for any Petty Officer, Seaman, Non-commissioned Officer of Marines, or Marine, notwithstanding he may have made an Allotment of his Pay, to cause to be paid by Remittance in the Manner thereby provided any further Portion of his Pay which may remain due to him, except for the last Six Months, and that any such Remittance of Wages may be made payable either to any of the Relatives mentioned in the said recited Act, or to any Child or Children of the Age of Eighteen Years or upwards of the Party making the Allotment, or if under that Age then to a Trustee on the Behalf of such Child or Children; or any such Petty Officer, Seaman, Non-commissioned Officer of Marines, or Marine may, if he shall think fit, authorize any such Part of his Pay to be invested for his Benefit in such Savings Bank and under and subject to such Rules and Regulations as the said Commissioners for executing the Office of Lord High Admiral aforesaid shall from Time to Time fix and establish for that Purpose, consistently with the Safety and Convenience of the Public Service, and the Benefit of the Party desiring the Investment to be made.

Inspector's Duty as to Monies due to deceased Persons extended.

VIII. And whereas by the said recited Act, in order to avoid the Expence which the Relatives of deceased Officers, Seamen, and others may otherwise be put to in obtaining Payment of small Sums due to such deceased Persons, Provision is made for the Payment thereof without Probate or Letters of Administration in the several Cases therein mentioned, under a Certificate or Check to be issued by the Inspector of Seamen's Wills, which Officer by an Act passed

in.

in the Second Year of the Reign of His present Majesty, for amending the Laws relating to the Civil Departments of the Navy, is also empowered to issue a similar Certificate or Check in other Cases as therein mentioned: And whereas it is expedient to extend the said Provision to Cases not provided for by either of the said Acts, and to consolidate the Law upon this Subject; be it further enacted, That from and after the Thirtieth Day of *September* One thousand eight hundred and thirty-four, in the Case of the Death of any Commissioned, Warrant, or Petty Officer, Seaman, Commissioned or Non-commissioned Officer of Royal Marines, or Private Marine, or of any Widow entitled to a Pension on the Establishment of the Navy, or of any Person entitled to an Allowance from the Compassionate Fund, or of any Person having been employed in any of His Majesty's Dock Yards, Naval, Victualling, or Medical Establishments, or in any of the Civil Departments of the Navy, or of any Person entitled to any Prize Money, Bounty, Grant, or other Money in the Nature of Naval Prize, and respectively leaving Assets to be administered which shall not in the whole exceed the Sum of Thirty-two Pounds, it shall be lawful for the Inspector of Seamen's Wills in the Admiralty Office, after having satisfied himself, by due Investigation, of the Right of any Claimant to Probate of the Will if the Deceased shall have left a Will, or, in case of Intestacy, to Letters of Administration, and also on due Proof, to the Satisfaction of the Inspector, that the Assets of the Deceased to be administered do not in the whole exceed the Sum of Thirty-two Pounds, to issue a Certificate to that Effect and in Admission of the Claim, which Certificate shall be in such Form as by the Commissioners for executing the Office of Lord High Admiral aforesaid shall be deemed expedient, and so far as regards any Monies payable in the Naval Department, and not exceeding Thirty-two Pounds, shall have the same Force and Effect as a Probate of the Deceased's Will, or a Grant of Administration of the Deceased's Effects, could or might have; and that Payment to be made under the Authority of such Certificate of any Monies not exceeding the said Sum of Thirty-two Pounds, due to the Deceased on account of any Naval Pay or Wages, or Pay or Wages of the Ordinary, or any Marine Pay, or of any Half Pay, Pension, or Prize, or Bounty, Grant, or other Money in the Nature of Prize, or of any Allowance from the Compassionate Fund, or Monies due on account of the Deceased's Services, or Superannuation Allowances granted on Retirement from any Services in any of His Majesty's Dock Yards, Naval, Victualling, or Medical Establishments, or in any of the Civil Departments of the Navy, or any Department under the Direction of the said Commissioners, shall be valid and conclusive against all Parties as effectually as if the same had been paid under Probate or Letters of Administration, and shall be allowed to the Treasurer of the Navy in his Accounts.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE, Printers to the King's most Excellent Majesty. 1834.