

STATUTORY RULES.

1913. No. 305.

PROVISIONAL REGULATIONS UNDER THE NAVAL DEFENCE ACT 1910-1912.

THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby certify that, on account of urgency, the following Regulations under the *Naval Defence Act 1910-12* should come into immediate operation, and further should be taken to have come into operation, on the 1st day of July, 1913, and make the Regulations to come into operation accordingly as Provisional Regulations.

Dated this twenty-sixth day of November, One thousand nine hundred and thirteen.

DENMAN,
Governor-General.

By His Excellency's Command,
E. D. MILLEN.

REGULATIONS GOVERNING THE ENTRY, TRAINING, AND PAY OF OFFICERS OF THE ROYAL AUSTRALIAN NAVAL RESERVE (SEA-GOING).

SECTION 1.—CONDITIONS OF APPOINTMENT.

1. The Officers of the Royal Australian Naval Reserve (Sea-going) shall be granted commissions and appointed by the Governor-General on the recommendation of the Naval Board.

2. Persons who are eligible for and desire to receive commissions or appointments in this branch of the Reserve should apply to the nearest District Naval Officer, who, after satisfying himself that the candidate fulfils the necessary conditions for appointment, under these Regulations, shall submit the request to the Director of Naval Reserves, who, if he approves of the candidate, shall submit his name to the Naval Board.

3. No person shall be appointed an Officer of the Royal Australian Naval Reserve (Sea-going) unless he is of pure European descent, and the son of either natural-born or naturalized British subjects, and is a *bonâ fide* resident of Australia.

4. A candidate for appointment will be required to produce (on the form of application) a medical certificate to the effect that he is in all respects physically fit for appointment to the Reserve, and also a certificate that he has passed the Board of Trade Form and colour vision tests as established in 1895. Normal vision is an essential qualification.

5. The age for first appointment of Officers shall not exceed—

- For Lieutenant, 35 years.
- For Sub-Lieutenant, 30 years.
- For Midshipman, 18 years.

6. The only persons eligible for these appointments are Officers of the Mercantile Marine or Officers of existing local Naval Forces. In the latter case the age for first appointment may be extended to—

- For Lieutenant, 40 years.
- For Sub-Lieutenant, 35 years.

7. As a general rule, the Lieutenants' List shall be maintained by promotion from Sub-Lieutenants; but, in special circumstances, commissions as Lieutenants may be granted without the Officers having passed through the lower rank.

8. In order to qualify for appointment as Lieutenant direct from the Mercantile Marine, a candidate must—

- (a) have commanded a first class British or British Colonial steam-ship of at least 1,500 tons, or of a British or British Colonial sailing ship of 1,000 tons gross tonnage, for not less than twelve months;
- (b) have served in command of a British or British Colonial ship within six months prior to making his application for a commission;
- (c) certify that he intends to follow the sea as a profession.

9. In order to qualify for appointment as Sub-Lieutenant direct from the Mercantile Marine a candidate must—

- (a) have served as first mate or in a superior capacity of a first class British or British Colonial steam-ship of at least 1,500 tons, or of a British or British Colonial sailing ship of 1,000 tons gross tonnage, for not less than twelve months;
- (b) possess a Master's Certificate;
- (c) have served as master or first mate of a British or British Colonial ship within six months prior to making his application for a commission;
- (d) certify that he intends to follow the sea as a profession.

10. Second and third mates of British or British Colonial ocean-going passenger steamers of not less than 3,000 tons, and fourth mates if ship is over 5,000 tons, are eligible to become Sub-Lieutenants provided that they—

- (a) have served not less than five years at sea holding officers' certificates;
- (b) have satisfactory testimonials for sea service, and bear a very good character;
- (c) possess either an Ordinary Master's Certificate, or a Provisional Certificate of competency as a master;
- (d) certify that they intend to follow the sea as a profession.

11. Direct entrants as Sub-Lieutenants shall be on probation, and shall not be confirmed in their appointments until they have—

- (a) completed at least twenty-eight days' training in one of H.M. or H.M.A. Ships;
- (b) obtained a Test Certificate on completion of such training;
- (c) been recommended as suitable for confirmation by the Commanding Officer of the ship in which the training was performed.

12. In order to qualify for appointment as Midshipman a candidate must have—

- (a) passed through a course of instruction for two years on board one of the approved Mercantile Marine training ships; or
- (b) served one year at sea on board a first class British ship in the Merchant Service as cadet, midshipman, or apprentice.

13. All Midshipmen shall be entered on probation, and shall not be eligible for confirmation until they have—

- (a) completed two years' sea service subsequent to entry in the Reserves, and can show satisfactory testimonials from their employers for that period;
- (b) performed twenty-eight days' training in one of H.M. or H.M.A. Ships;
- (c) been recommended as suitable for confirmation by the Commanding Officer of the ship in which the training was performed.

SECTION 2.—UNIFORM.

14. The uniform of the Officers of the Royal Australian Naval Reserve (Sea-going) shall be the same as that of the corresponding ranks in the Royal Naval Reserve of the United Kingdom, except that a special pattern button is to be worn.

15. Officers are not to wear their Naval Reserve uniform when on ordinary service in the Mercantile Marine, but only when borne on ship's books for service in H.M. or H.M.A. Ships or Establishments and on State occasions.

16. Officers embarking for Annual or Biennial Training are required to provide themselves with the following uniform only:—

- Undress coat (monkey jacket).
- Morning waistcoat.
- Trousers, plain blue.
- Cap and badge.
- Sword and undress belt (optional for Midshipmen).
- Mess jacket.
- Mess waistcoat.
- Trousers, plain blue.

Also a small number of white cap covers, and, for the summer months, white drill tunics and trousers.

The remaining articles of uniform need not be provided except by Officers appointed for twelve months' training, but Commissioned Officers undergoing Biennial Training may, at their own option, provide themselves with a frock coat or any further articles of uniform.

17. Officers, when joining H.M. or H.M.A. ships for periodical training, are advised to take with them their own navigating instruments, *e.g.*, sextants, binoculars, &c.

When appointed for twelve months' training they should provide themselves with the instruments and books mentioned in article 618, clause 1, of the King's Regulations.

SECTION 3.—TRAINING.

18. Officers of the Royal Australian Naval Reserve (Sea-going) shall be required to undergo Annual or Biennial Training as follows:—

- (a) the first three periods of training to be of twenty-eight days each, one of which should, if possible, be performed in each of the first three years of the officer's service in the Reserve, or until Test Certificate is obtained, when Officers may adopt clause 2;
- (b) subsequently twenty-eight days every alternate year, or, at their option, fourteen days every year, or until Test Certificate is obtained, when Officers may adopt clause 2.

Officers who obtain Test Certificates will be required to do fourteen days' training only every alternate year, provided that, during this period of fourteen days, they re-qualify for the Test Certificate. Should they fail to re-qualify, they will be required to perform training in accordance with clause (b) above, until a Test Certificate is again obtained. In exceptional cases, with the approval of the Director of Naval Reserves, this period of fourteen days may be reduced to a minimum of seven days, provided that the Officer has previously qualified for a Test Certificate, and re-qualifies for a Test Certificate during the shorter period.

The drill required is for each calendar year, 1st January to 31st December, and should, if possible, be taken all at one time, but, if this cannot be done, it must be taken in periods of not less than seven days each.

19. An Officer who is in arrears of training, owing to the exigencies of his employment, may be permitted to make good one year's arrears, in addition to his training for the current year, on application being made to the Director of Naval Reserves stating the circumstances.

In special cases only, an Officer may, with the approval of the Director of Naval Reserves, be allowed to perform one year's training in advance, but no Officer may perform more than fifty-six days' drill in any year.

20. Service on board one of H.M. or H.M.A. Ships in commission for not less than three months shall be reckoned for all purposes as equivalent to the test drill required from Officers, provided that satisfactory certificate of service is obtained; but it shall be reckoned only as ordinary drill for those Officers who have not previously obtained a Test Certificate.

21. An Officer desirous of performing Annual or Biennial Training must apply to the Director of Naval Reserves at least seven days, if practicable, before the date on which he wishes to embark, and giving the following particulars:—

- (a) Present address;
- (b) Date and time he will be able to commence drill;
- (c) Period of training he wishes to perform.

Instructions as to embarkation will then be issued by the Naval Board.

22. Officers are to be messed and accommodated on board the Ship in which they perform training.

23. Should the Senior Naval Officer find it necessary for Service reasons to transfer an officer undergoing periodical training from one of the Ships under his orders to another, he should report subsequently to the Naval Board the action taken.

24. At the expiration of the period for which an officer is embarked he is to be discharged to the shore, and a report on form S.158 forwarded to the Director of Naval Reserves.

25. The rules laid down with regard to the Annual or Biennial Training required may be relaxed in such cases as may seem requisite to the Naval Board, on special application being made through the Director of Naval Reserves.

26. All Officers, except Midshipmen, are eligible for periods of voluntary service in the Fleet for not less than three, nor longer than twelve, months.

Applications to perform Naval Training should be made as laid down in paragraph 21.

The period of training shall count from date of appointment, and Officers are to be discharged to the shore as soon as they have completed the term of their appointments, being sent, if necessary, to their home port in sufficient time for this purpose.

27. Officers undergoing twelve months' Naval Training are eligible for appointment to a Torpedo Boat Destroyer for the last one to three months of their training, if recommended by the Commanding Officer of the Ship in which they are embarked.

Applications for such appointments should not be forwarded by Commanding Officers until the Officers concerned have completed at least eight and a half months of their training.

28. When an Officer is discharged on completion of twelve months' Naval Training, the Commanding Officer is to forward the following reports to the Director of Naval Reserves:—

- (a) One copy of the Naval Training Certificate (the other copy is to be given to the Officer);
- (b) Report of Officer's address;
- (c) Copy of Certificate of Service.

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SECTION 4.—CALLING OUT BY PROCLAMATION.

29. Officers of the Royal Australian Naval Reserve (Sea-going) shall, in the case of any national emergency, be called out for actual service by proclamation, and shall be liable to serve during the continuance of any such national emergency, or until they may be regularly discharged by direction of the Naval Board.

Upon the issue of a Proclamation the Naval Board shall take immediate steps to make the same known, and it becomes the duty of every Officer to at once communicate his address, and his probable movements for the next three months, to the Director of Naval Reserves.

Until called upon to serve, Officers will be free to follow their usual employment.

30. The Naval Board shall give notice to each Officer whom it is considered necessary to call upon to join such ship at such place and time as will be specified by such notice.

Travelling expenses incurred in proceeding to destination and subsistence allowance shall be granted.

Officers, when called upon for actual service or employed in the Fleet, shall be attached to such Ship or ordered to perform such duties in connexion with the Naval Service as the Naval Board may direct.

SECTION 5.—ACTING APPOINTMENTS.

31. Officers when employed in the Fleet, whether on voluntary service in time of peace or when called out by Proclamation, may, at the

discretion of the Naval Board, be granted temporary acting appointments in ranks higher than those held by them in the Reserve, or higher than those for which they are eligible at the time under the Regulations, and any Acting Officer shall be entitled to the rank and other privileges of the corresponding rank in the Permanent Forces.

Such acting appointments shall cease at the pleasure of the Naval Board, and the Officers shall then revert to their proper rank.

Such acting appointments shall not be made for Annual or Biennial Training.

SECTION 6.—PAY AND ALLOWANCES.

32. When called out by Proclamation, or when undergoing training in the Fleet, Officers shall receive pay as follows:—

Lieutenants, 15s. per diem and 1s. per diem uniform allowance,
Sub-Lieutenants, 10s. per diem and 1s. per diem uniform allowance,

Midshipmen, 5s. per diem and 1s. per diem uniform allowance, and any other allowances to which they may be entitled at the rates provided for their corresponding ranks in the Royal Australian Navy.

Officers who have been granted acting appointments to higher ranks shall receive the pay and allowances attached to such superior ranks so long as they hold the Acting Appointments.

33. When called out for actual service pay shall accrue from date of the notice calling upon the officer to serve, provided there is no undue delay on his part in taking up the appointment, and is to be continued up till the date of discharge inclusive.

34. Officers appointed for twelve months training or for temporary service in the Fleet shall be paid from date of appointment to date of discharge.

Officers sent to hospital during their service shall be entitled to their pay until they rejoin or until they are declared by a medical board to be unfit for further service, in which case their pay shall cease from the date of such survey, and they shall be discharged from the Ship's books. No officer, however, shall be entitled to pay while in hospital for more than 90 days.

35. Officers, when embarked for periodical training, are entitled to receive pay from the date of appearance to the date of discharge (whether victualled or not on either of those dates), provided that the period for which they are ordered to embark is not exceeded.

Officers, when undergoing these short periods of training, are not entitled to pay during periods of leave or of sickness, whether absent from the ship or not. Time during which Officers are in hospital, or are unable to attend instruction owing to their being sick on board (unless due to disease or injury contracted on duty) while they are embarked for Annual or Biennial Training, is not to count towards the period of training, but should they so desire, Officers may be retained to complete the full time under actual instruction for which they originally embarked.

During the period for which Officers are not in receipt of pay and allowance on account of sickness, they should not be required to pay mess subscription, but should be victualled from the sick mess if necessary.

36. Officers who are injured on duty while under training are entitled to receive pay until cured or until granted compensation under the same conditions as laid down for the Royal Australian Naval Reserve (O).

SECTION 7.—TRAINING FEES.

37. At the expiration of one year's training in the Fleet, Officers shall, provided they have given general satisfaction as regards conduct and proficiency in gunnery and torpedo or navigating duties, be granted certificates by the Naval Board, on the recommendation of their Commanding Officers, and shall become entitled to the following Annual Allowances, designated "Training Fees":—

Lieutenants, £25; Sub-Lieutenants, £20.

An Officer on completing his training as above and obtaining the necessary certificate, is entitled to be paid for the unexpired portion of the current calendar year, a proportionate part of the annual training fee due to his proper rank. He shall also be entitled, if he remains on the active list, to receive at any time after the subsequent 1st January, his full training fee for that calendar year at the rate due to the confirmed rank held by him on the 1st January.

38. In each subsequent calendar year, during which he remains on the active list, he shall be entitled to the training fee due to the rank held by him on the 1st January, provided that—

- (a) all training required by paragraph 18 has been satisfactorily performed, and a Test Certificate has been obtained on the last occasion of performing Annual or Biennial Training; or
- (b) a satisfactory certificate of service in H.M. or H.M.A. ships has been obtained,

and the fee may, subject to the provisions of paragraph 41, be paid at any time after the 1st January of that year.

Either of the above-mentioned certificates shall be considered as Biennial Training, qualifying an Officer for the payment of his training fees, that is, for the year in which the certificate is obtained, and the years immediately preceding and succeeding that year.

39. In cases where the Naval Board are satisfied that owing to active employment in his profession, or to long service abroad, an Officer has been unable to put in his training with regularity, he may be permitted, on obtaining a Test Certificate within four years from the termination of the year in which he last obtained a Test Certificate, to draw his training fees up to the then current year.

If he fails to perform his training and obtain a Test Certificate within such period, all training fees for that period not already earned by a Test Certificate shall be forfeited, and he shall, if he eventually obtains a Test Certificate, only be entitled to draw his fees for the then current year.

40. A Sub-Lieutenant promoted to Lieutenant shall become entitled to a proportionate part of the difference between a Lieutenant's training fee and a Sub-Lieutenant's training fee from the date of his promotion.

41. In the case of an Officer who will be due for retirement on account of age, or who will become liable to removal for non-sea service at any time during the ensuing year, only a proportional part of the full fee due to his rank shall be paid on the 1st January, but should it subsequently be proved to the satisfaction of the Naval Board that

such Officer has resumed sea-service, and consequently his name is not removed from the active list, the balance of the fee for that year shall be paid when the next fee becomes due.

42. Officers undergoing further service in the Fleet (other than Annual or Biennial Training), and Officers called out by Proclamation, shall cease to be paid training fees while so employed. A proportionate part of the annual fees shall be stopped for broken periods of the year.

43. Applications for payment of training fees accompanied by the necessary certificates are to be made to the Director of Naval Reserves, who shall submit them to the Naval Board for approval of payment.

SECTION 8.—EQUIPMENT ALLOWANCE.

44. Officers when called out for service in war or any emergency shall be granted equipment allowances as follows:—

- Lieutenants, £50.
- Sub-Lieutenants, £40.
- Midshipmen, £30.

Officers appointed to act in higher rank shall be paid the higher scale.

Officers appointed for twelve months' training in the Fleet shall be granted half these equipment allowances.

No further equipment allowances shall be paid, and no Officer shall be entitled to draw this allowance more than once in his career, but an Officer promoted to higher rank while serving shall be paid the difference between the allowance already drawn by him and that of the rank to which he has been promoted, provided that the total amount paid to him shall not exceed £50.

SECTION 9.—PROMOTION.

45. A Sub-Lieutenant who has satisfactorily performed twelve months' Naval Training shall be eligible for promotion to the rank of Lieutenant provided that he—

- (1) has two years' seniority as Sub-Lieutenant (confirmed);
- (2) possesses an extra Master's Certificate.

A Sub-Lieutenant who has not performed twelve months' Naval Training shall be eligible for promotion provided that he—

- (1) has three years' seniority as Sub-Lieutenant (confirmed);
- (2) has satisfactory reports after three periods of training (not less than a total of 56 days) provided a Test Certificate and a recommendation for promotion from the Commanding Officer were obtained;
- (3) (a) has been one year in command of a British or British Colonial ocean-going steam-ship of not less than 1,500 tons, or of a British or British Colonial sailing ship of not less than 1,000 tons gross tonnage; or
 (b) has two years as first mate (or higher capacity) of a British or British Colonial ocean-going vessel of not less than 3,000 tons gross tonnage;
- (4) possesses a Master's Certificate.

46. A Midshipman or Acting Sub-Lieutenant who attains the qualifications required for direct entry as Sub-Lieutenant may be promoted to that rank, if of five years' seniority as Midshipman and Acting Sub-Lieutenant combined, and considered in all respects deserving of promotion.

An Acting Sub-Lieutenant who has performed twelve months' Naval Training shall be eligible for promotion to Sub-Lieutenant provided he—

- (a) has received a qualifying certificate of training, and a very good certificate of conduct while under training;
- (b) has five years' combined service as Midshipman and Acting Sub-Lieutenant;
- (c) possesses a First Mate's Certificate.

Other Midshipmen and Acting Sub-Lieutenants shall be eligible for promotion provided they—

- (a) have six years' service as Midshipman or as Midshipman and Acting Sub-Lieutenant combined;
- (b) possess a Master's Certificate or Provisional Certificate of competency as a Master;
- (c) have obtained a Test Certificate.

Seniority in the rank of Sub-Lieutenant shall be from the date of promotion to that rank.

47. A Midshipman shall be eligible for appointment as Acting Sub-Lieutenant provided he—

- (a) has attained the age of 21 years;
- (b) has served for three years as Midshipman;
- (c) has obtained a Test Certificate and performed the requisite amount of training;
- (d) possesses a First Mate's Certificate or a Provisional Certificate of competency as First Mate.

48. Officers who have displayed zeal in promoting the efficiency of the Reserve shall be favorably considered for advancement either on the Active List or with retired rank when placed on the Retired List.

SECTION 10.—RETIREMENT AND DISCHARGE.

49. Officers on the Active List, when not called out, shall be permitted to tender the resignation of their commissions or appointments to the Director of Naval Reserves, who shall submit such resignation to the Naval Board.

50. Officers who are found to be physically unfit shall be placed on the Retired List.

51. The age for compulsory retirement shall be—
Lieutenants, 45.
Sub-Lieutenants, 40.

Officers on retirement may be granted retired rank on the recommendation of the Naval Board—

Lieutenants as Commanders.
Sub-Lieutenants as Lieutenants.

52. Officers who undertake any service or engagement that would prevent their fulfilling their engagement to serve when required if called out, shall be considered to have vacated their position in the Royal Australian Naval Reserve (Sea-going).

53. Officers who, while undergoing training, prove unsatisfactory as regards conduct or capacity, shall be liable to be discharged from their ships or from the Reserve by order of the Naval Board.

54. An Officer shall be liable to forfeit his commission or appointment for an offence against the rules, discipline, or character of the Service, or upon his certificate of competency being suspended or cancelled.

Should an Officer's Certificate of competency be suspended he may be allowed to retain his commission or appointment in the Reserve, but

shall be considered as suspended from the Reserve, forfeiting any training fees due during the period of suspension, and shall not be allowed to embark for training until his certificate of competency is restored to him.

55. An Officer shall be liable to forfeit his commission or appointment if he accepts a position in the Mercantile Marine below that of Master, Mate, Apprentice, Cadet or Midshipman, unless additional sea-service to qualify for Second Mate's Certificate is required in the case of a Midshipman of the Reserve.

56. The names of Officers who fail during eighteen consecutive months to report themselves as required by Article 61 shall be removed from the list.

57. An Officer who for four consecutive years fails to perform a reasonable amount of training shall be discharged from the Reserve unless the Naval Board see fit to dispense with the rule as to periodical training in any particular instance, but before such discharge he shall be called upon to forward any explanation he may have to offer.

In deserving cases he may be placed on the Retired List at the discretion of the Naval Board.

58. An Officer who fails to obtain a Test Certificate within six years of entry, or who fails to requalify for a Test Certificate during a period of six years, shall be liable to be discharged from the Reserve.

59. Officers who have withdrawn from active employment in the Mercantile Marine, and who are considered by the Naval Board as having given up the sea-service as a profession shall, at the expiration of four years (three years in the case of Midshipmen), be called upon to resign their commissions or appointments, but may be placed on the Retired List in deserving cases.

Employment in a Pilot Service or occasional short trips to sea shall not exempt Officers from removal or retirement under this Article.

60. The names of Acting Sub-Lieutenants who fail to become qualified for promotion to the rank of Sub-Lieutenant by the time they reach the age of 30 years; of Probationary Sub-Lieutenants who fail to qualify for confirmation within four years of the date of appointment; of Midshipmen who fail to obtain the rank of Acting Sub-Lieutenants before attaining the age of 25, and of Probationary Midshipmen, who fail to qualify for confirmation within four years from date of appointment, shall be removed from the list.

61. All Officers must report themselves by letter once every six months, that is, in January and July of each year, to the Director of Naval Reserves, and must also report to him every change of residence.

These six-monthly reports should contain the following particulars:—

- (a) Present employment in detail;
- (b) the address to which all communications should be sent;
- (c) (1) if employed afloat, particulars of vessel and rating in which serving;
- (2) if not employed afloat, date of last sea-service, and particulars of any appointments since held ashore.

Officers on the Retired List must report themselves annually to the Naval Secretary, otherwise their names shall be removed from the list.