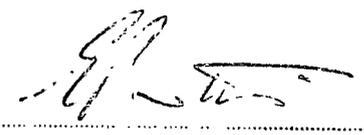


DRB 105- PIGGOTT, C.L.

FILE NUMBER **DRB 105-PIGGOTT, C.L.**

DEPARTMENT OF NATIONAL DEFENCE

**DO NOT DESTROY**



SIGNATURE

**ACCIDENT**  
**PIGGOTT, CARMEN LAMBERT**

USE INSIDE COVER FOR CROSS REFERENCES

FILE NUMBER DRB 105-PIGGOTT, C.L.

ROUTING				P.A. AND B.F. ENTRIES				REGISTRY ONLY	
REFERRED	REMARKS	Date of Pass	Initials	Date of P.A.	Initials	Date of B.F.	CANCEL B.F.	Date Received	Inspected by
	(Mrs. Matthews) NEW FILE CR MAY 6 1965								
JAG	no spoke	11/65	DB						
DRB	for Mrs. Matthews "DRB" letter 19/65	19/65	R						
CGR	to note	31/65	SL	7/66	KRT				
CSP	Mr. Watson	1/2/66	EL	4/66				NOV 23 1968	W
CSP	PER REQUEST	MAY 7 - 1969			EL	20/5/69			
DRB		8/69	EL						
DRB	Returned, thanks	8/69	W.D.						
DRB	Mrs. A. Horner	19/6/69	P						
DRB	Mr. M. Allen	25/6/68	W						
DRB	Miss Prattis	3/7/69	W	3/7/69	CCP				
DRB	Miss Prattis	19/9/70	W	7/12/73					

**"B.F." - DO NOT HOLD THIS FILE WHEN LAPSES IN ACTION MAY EXCEED 48 WORKING HOURS**

SCHEDULE AUTHORITY YEAR(S)

FILE NO.....

NOTE FOR FILE

THIS FILE TO BE USED FOR REFERENCE PURPOSES  
ONLY.

FURTHER CORRESPONDENCE WILL BE PLACED ON  
FILE.....

RECORDS MANAGEMENT SECTION

JUN 17 1974  
DATE.....

DEPARTMENT OF NATIONAL DEFENCE

MINUTE SHEET

SECURITY CLASSIFICATION

FILE NUMBER

TD

REFERENCE

DATED

REFERRED TO

REMARKS

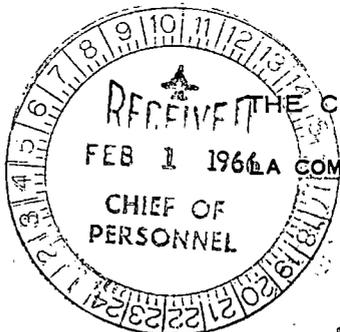
(To be signed in full showing Appointment, Telephone Number and Date)

*Miss Pratts EA, 1/2/66.*

*To note the award of  
a pension to Mrs Piggott  
in connection with her husband's  
death.*

*NSZ  
1/2/66*

*copy  
for information  
4.2.66 EA etc  
1/2/66.*



FEB 1 1966

PLEASE QUOTE NO.  
CIVILIAN  
CITER LE NUMERO  
.....

OTTAWA 4, January 28, 1966

Mrs. Dorothy P. Figgott  
22 Lakeview Avenue  
DARTMOUTH, N.S.

RE: - CIVILIAN - FIGGOTT, Garmon L.

Referred to *Chf*  
disc JAN 31 1966  
File No. *Request, Garmon L.*  
Chg'd. to *Rambert*

Dear Madam:

The Commission has considered your application for pension and has authorized an award effective from the date following your husband's death under Schedule "A" of P.C. 6938 at imputed rank of Brigadier.

The award has been made in accordance with the Pension Act, which provides the following rate:

- Widow - \$180.00 per month
- 2 Children - \$104.00 per month

The Chief Treasury Officer will send you a statement of account with the first cheque and, as pensions are payable monthly in arrears, you should receive subsequent cheques on or about the last day of each month.

Your attention is invited to important information regarding pensions which is printed on the reverse of this letter.

If you need any information on matters affecting your pension, you should get in touch either with the Secretary, Canadian Pension Commission, Ottawa, or the Pension Medical Examiner in the district where you reside, whose address is Camp Hill Hospital, Summer Street Entrance, Halifax, N.S.

When communicating with the Commission, be sure to give the full name of your late husband with his service number or, if an officer, his rank, and please quote your pension number.

PMV/sg  
HMV/HALIFAX  
CPPT/Defence Research Board  
Department of National Defence  
OTTAWA 4, Ontario

Yours faithfully,

*A. L. Fortey*  
for A. L. Fortey,  
Secretary.

*Notes  
1/2/66*

IMPORTANT NOTICE

UPON THE REMARRIAGE OF A WIDOW, PENSION IS DISCONTINUED AND SHE IS ELIGIBLE FOR A FINAL PAYMENT EQUIVALENT TO ONE YEAR'S PENSION. SHOULD A WIDOW MARRY AGAIN, SHE SHOULD NOT THEREAFTER ENDORSE ANY CHEQUES MADE PAYABLE TO HER AS A WIDOW. SUCH CHEQUES MUST BE RETURNED TO THE COMMISSION. THE ORIGINAL CERTIFICATE COVERING THE REMARRIAGE SHOULD BE SUBMITTED AT THE SAME TIME SO THAT THE ACCOUNT MAY BE ADJUSTED AND THE FINAL PAYMENT AUTHORIZED. If the second husband served, or is serving, in the Canadian forces, the Commission should be advised of his service number or, if a commissioned officer, of his rank.

Pension for a child is discontinued upon the death or marriage of the child, and also upon the child's reaching the age of sixteen years in the case of a boy, and seventeen in the case of a girl. The Commission, however, has discretion to continue additional pension to the age of twenty-one years if the child is following and making satisfactory progress in a course of instruction approved by the Commission.

Under the Pension Act, the Commission is required to obtain information from time to time as to a pensioner's address and other matters affecting pension status. Great care should be taken to complete and return promptly any form received from the Commission in order to ensure continuation of pension payments. The Commission must be notified immediately of the death, marriage, or change of address of any person receiving a pension.

DEPARTMENT OF NATIONAL DEFENCE

MINUTE SHEET

Referred to

REMARKS

To be signed in full showing Appointment, Telephone Number & Date

COP

To note for information  
I had a call from the  
Minister's office last week  
and gave a w/c favreau  
all the pertinent details  
of Piggott's estate that we  
have on record. He said  
we would be hearing more  
on the subject.

PA →

noted ~~lsow~~ 5/11/65

COP  
- 3/4/65

DEPARTMENT OF NATIONAL DEFENCE



MINUTE SHEET

SECURITY CLASSIFICATION

FILE NUMBER

TD

REFERENCE

DATED

REFERRED TO

REMARKS

(To be signed in full showing Appointment, Telephone Number and Date)

DGS

Because one of NARE's  
scientists was a victim  
of the crash referred to  
here, this may interest  
you.

L. S. Pope

F/O DRB

11/1/65. 28440

②  
cgl  
P

Suggest you P.A. Dr Piggott's  
file was 2<sup>11</sup>/<sub>65</sub>  
DGS

000225

48

OCT 21 1965

TORONTO STAR

Directorate of  
Information Services  
Armed Forces  
Press Index Section

*Hellyer goes  
to bat for  
RCAF widows*

Special to The Star

GREENWOOD, N.S.—Insurance company presidents will get personal calls from Defence Minister Paul Hellyer about complaints that survivors of RCAF crewmen lost at sea are being shortchanged on insurance benefits.

Hellyer yesterday met with widows of the crew of an Argus sub-hunter which went down off Puerto Rico with 15 crewmen and a civilian physicist researcher aboard last March.

Nine of the crew were married.

New Democrats have charged that in one case a widow and her family received only \$420 instead of the \$20,000 stipulated in her husband's policy. The NDP blamed "stupid, out of date" air force regulations.

Hellyer promised to find out if air force regulations or the insurance companies are to blame if small payments have been made.

DRBC/PIGGOTT, Carmen L. (C of P)  
DRB 105 - PIGGOTT, Carmen L.

PA

Ottawa, Ontario.  
5 November, 1965.

Chief Superintendent,  
NRE

Re: Piggott, Dr. Carmen L. (Deceased)

1. Attached is a copy of a letter from the Canadian Pension Commission regarding the late Dr. Carmen L. Piggott which is self-explanatory.
2. For information and completion of your records.

ORIGINAL SIGNED BY  
D. SOWNESS

for Chairman,  
Defence Research Board.

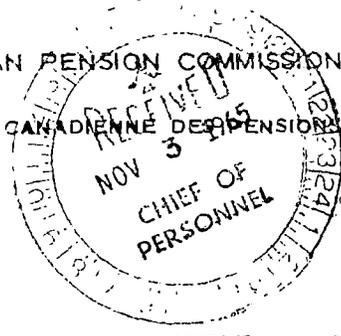
Att.

DB/ba



THE CANADIAN PENSION COMMISSION  
LA COMMISSION CANADIENNE DES PENSIONS

PLEASE QUOTE NO.  
CITER LE NUMÉRO  
Civilian.....



OTTAWA 4, 2 November, 1965.

The Chairman,  
Defence Research Board,  
Department of National Defence,  
Ottawa 4, Ontario.

YOUR REF: DRBC PIGGOTT, Carmen  
Lambert (C of P)

Referred to *Colf*  
NOV 3 1965  
File *DRBC Piggott, Carmen Lambert*  
Chg'd. to .....

Re: Civilian - PIGGOTT, Carmon L.

Dear Sir:

The Commission has given the following ruling in the above-noted case:-

"The Commission, after careful consideration, rules that death of the civilian arose as a result of an unscheduled flight undertaken by him in the course of his duties in the Public Service of Canada within the meaning of Section 3(1) of P.C. 6538.

Widow and children entitled to pension if otherwise eligible."

Our District Office has been requested to contact Mrs. Piggott to assist her in completing the necessary application forms.

Yours very truly,

*P. M. Vermette*  
P. M. Vermette,  
for  
Canadian Pension Commission.

DRBC PIGGOTT, C.L.  
(C of P)

Ottawa 4, Ontario  
27 September 1965

Director  
Accident Prevention & Compensation Branch  
Transportation Building  
48 Rideau Street  
Ottawa, Ontario

Dear Sir:

Reference is made to telephone conversation  
Ellsworth / O'Gorman of 24 September 1965.

We wish to advise you that Mrs. Dorothy P. Piggott  
widow of the late Dr. Carmen Lambert Piggott, an employee of the  
Defence Research Board who was killed on 23 March 1965 near  
San Juan, Puerto Rico in the crash of an RCAF Argus Aircraft  
while on duty, has elected for benefits under the Flying  
Accidents Compensation Order P.C. 6538 and will not be making  
application for benefits under the Workmen's Compensation Act.

Yours very truly,

Original Signed by  
J. K. O'GORMAN

Chairman, Defence Research Board

PA  
DRBC PIGGOTT, Carmen  
Lambert (C of P)

Ottawa 4, Ontario  
24 September 1965

Canadian Pension Commission  
Claims and Review Division  
Veterans Affairs Building  
Ottawa, Ontario

Attention: Mr. W.S. Tomlinson

Dear Sir:

This will refer to telephone conversation Mr. Tomlinson/Mr. O'Gorman of 23 September 1965 concerning the late Dr. Carmen Lambert Piggott.

Your letter dated March 24, 1965 asked us to provide certain documents and information in connection with the death of Dr. Piggott.

1. Widow - Mrs. Dorothy Pearl Piggott

Children - Jeffery Carmen Piggott, Born [redacted] 1960  
- Stephen David Piggott, Born [redacted] 1958

s.19(1)

Address - 22 Lakeview Avenue  
Dartmouth, N.S.

2. Proof of Death -

- (a) Letter dated 12 April 1965, File Reference AJAG/O-2 from the office of the Judge Advocate General to the Chief Superintendent NRE.
- (b) Sworn Affidavit dated 7 April 1965 stating that Dr. Carmen L. Piggott is presumed to be dead as a result of the crash.
- (c) Copy of a memorandum dated 31 March 1965, File Reference 093-20727 (DG Adm) from Director General of Administration to Chief of Personnel, DRB concerning the crash.

3. We are not able to provide the findings of any Court of Inquiry. Letter dated 30 April 1965 File Reference 01010-20727 (COPR/DFS)

COPR

- 2 -

from CFHQ to the Canadian Pension Commission provides the evidence submitted by the Board of Inquiry. A copy of the letter is attached.

4. Dr. C.L. Piggott at the time of his death was employed as a Defence Scientific Service Officer Grade 4 at an annual salary of \$11,200.00.
5. Letter dated 2 April, 1965 signed by the Chief Superintendent NRE outlining the duties of Dr. C.L. Piggott as Scientific Consultant to Air Officer Commanding/Maritime Air Command. Letter dated 7 April 1965 from AOC/MAC to Chief Superintendent NRE concerning Dr. Piggott's duties.
6. Memorandum dated 29 January 1965 concerning transportation for Dr. Piggott. Copy of Daily Flying Log and Flight Authorization Form for Argus Aircraft 20727.
7. Copy of RCAF Form R78A, Report on Injuries or Immediate Death Therefrom containing Medical Officer's statement.
8. Election to receive benefits under the Flying Accident Compensation Order P.C. 6538, signed by Dorothy P. Piggott, widow of Dr. C.L. Piggott.

If there is any further information required in connection with this claim would you please contact this office.

Yours very truly,

  
Chairman, Defence Research Board

# SMITH & COLES

BARRISTERS, SOLICITORS

NOTARIES

1823 HOLLIS ST.

HALIFAX, NOVA SCOTIA

PHONE 422-6563

P. O. BOX 293

KENNETH S. SMITH, Q.C.  
GORDON F. COLES



Defence Research Board  
OTTAWA 4, Ontario



September 21, 1965

Attn. Chairman

Retained to	<i>C.P.</i>
SEP 23 1965	
<i>Mrs. Piggott, C.L.</i>	
Ch'd.	

Re: DRBC/Piggott C.L.  
& C of P.

Dear Sirs:

In furtherance to the above, enclosed is the original and two copies of the election signed by Mrs. Piggott to receive benefits under the Flying Accidents Compensation Order PC 6538, in furtherance to yours of April 21, 1965.

We would presume from your letter that this is all that is required in order that these benefits be payable to her on behalf of herself and the children as of the date of death namely March 23, 1965.

Thanking you in the matter, we remain

Yours very truly,

SMITH & COLES

Per *Gordon F. Coles*

GFC/L  
Encls.

Advised Mr. Tomlinson of Canadian Pension  
Commission that the DM replied to Mrs. Peggitt's  
lawyer on 25 May /65.

KOZ

2 June /65

C/DRB

Mr. Fordyce

your file.

Supporting papers returned for



*[Handwritten signature]*  
E. B. ARMSTRONG (000234)  
*Secy*

MSB 105-FIGGOTT, C.L.  
(JAG/01)

25 May 1965.

Messrs. Smith & Coles,  
Barristers, Solicitors, Notaries,  
231 Hollis Street,  
Halifax, N.S.

Dear Sirs:

Re: Estate of Carmen L. Figgott -  
National Defense Act Section 217  
Chapter 104, SSC 1952

Please refer to my interim reply dated 11 May 1965.

It is noted that you have concluded that the amount of compensation payable under the Flying Accidents Compensation Order will not be affected by any insurance monies which may be payable as the result of Mr. Figgott's death. I have made enquiries on this score and am happy to advise you that the information I received confirms your conclusion.

Your request for a special submission to the Governor in Council invoking the provisions of section 217 of the National Defense Act on behalf of Mrs. Figgott and her two children has been carefully considered.

Since the benefits payable to Mrs. Figgott and her children under the Flying Accidents Compensation Order are greater than those provided under the legislation applying to the dependents of the other members of this unfortunate crew and compare favourably with rates of compensation provided under other Canadian pension legislation, it is not considered that a submission to the Governor General in Council under section 217 of the National Defense Act is warranted in the circumstances.

Yours sincerely,

Original signed by  
E. B. ARMSTRONG  
Deputy Minister

E. B. Armstrong  
Deputy Minister

J. C. Martin 5-2201/02

25923

Seen by  
A. Martin  
31/5/65  
RCS

LRB-105-PHIGOTT, C.L.

OTTAWA 4, Ontario,  
May 21, 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

Further to our memorandum LRB 105-PHIGOTT, C.L. of May 11, 1965, a draft reply to Messrs Smith and Coles, as prepared by the JAG, is attached as flyleaf and recommended for your signature.

Original signed by  
A. M. FORDYCE

Chairman

AMF/lap



DEPARTMENT OF NATIONAL DEFENCE  
CANADA

## DEFENCE RESEARCH BOARD

Ottawa 4, Ontario,  
April 9, 1965.

C Scs, Compt, C of P,  
Chief Superintendents

### DGS/STAFF DUTIES LETTER NO. 8

#### COMPENSATION FOR INJURY OR DEATH RESULTING FROM THE CARRYING OUT OF OFFICIAL DUTIES

1. The purpose of this Letter is to review the various types of coverage provided by the Board for its employees who may incur illness or injury or who may meet death as the direct result of their carrying out their official duties.
2. Except for the "special" coverages mentioned in paragraphs 3, 4 and 5 below, the compensation available to the Board's employees who may incur illness or injury or who may meet death in the course of and attributable to their official duties is that provided under the Government Employees Compensation Act. Under this Act, compensation is provided in accordance with and at the same scale and under the same terms and conditions as that awarded by the provincial authorities under the Workmen's Compensation Act of the province in which the DRB employee resides. A review of the current scale of awards is attached as Appendix "A".

#### 3. Flying Accidents

The Flying Accidents Compensation Order provides coverage for public servants flying on official duty in non-commercial aircraft on non-scheduled flights (viz, military aircraft) only. A copy is attached as Appendix "B". Claims arising out of air accidents involving commercial airlines must be pressed against the airlines.

#### 4. Special Hazardous Duties

Coverage is provided for particularly hazardous duties under the Order in Council of August 31, 1948 (PC 3887), a copy of which is attached as Appendix "C". It will be noted, however, that each individual must be designated by Treasury Board on each occasion he is exposed to the unusual hazard and the nature of the hazard must be such that for reasons of military security it cannot be revealed to an insurance company. For the latter reason this authority has fallen into disuse.

- 2 -

## 5. Special Cases

A copy of Section 217 of the National Defence Act is attached as Appendix "D". Under this section legislative authority is provided for the Governor in Council to make regulations to provide special compensation. This authority has never been exercised.

## 6. Legal Ruling

The following legal rulings which have been obtained at various times are relevant:

- (a) Compensation awarded under the Flying Accidents Compensation Order will not affect superannuation payable under the Public Service Superannuation Act.
- (b) The proceeds of a Veterans Insurance policy will be paid regardless whether payments are also made under the Flying Accidents Compensation Order, the Public Service Superannuation Act, the Government Employees Compensation Act or Section 217 of the National Defence Act.
- (c) Any compensation payable under the Government Employees Compensation Act would not affect or be affected by superannuation payable under the Public Service Superannuation Act.

## 7. Personal Life Insurance

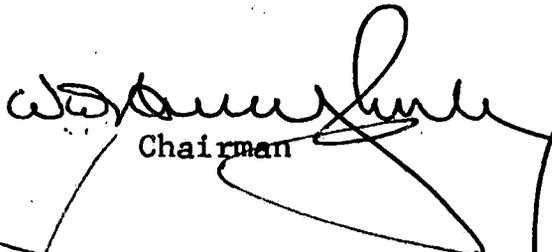
No one should assume that he has automatic on-the-job insurance to the extent that he may neglect life insurance protection which he would otherwise buy and which an insurance company is willing to sell him. Anyone who has doubts how far he can go, for security reasons, in describing the nature of his work when applying for insurance should consult his Chief Superintendent in arriving at an unclassified description. This Headquarters will assist, if necessary, in this connection. Any officer who is refused life insurance coverage by a reputable Canadian insurance company because of the nature of his duties is invited to forward copies of his correspondence with the company to this HQ for investigation as no verified instances of such refusal have ever been reported.

.....3

- 3 -

8. It should be noted, however, that the foregoing refers to "straight life" insurance and does not apply to accident or double indemnity clauses in such policies. These special coverages added to "straight life" policies, and also most accidental death or injury insurance policies are usually inoperable while the insured is travelling on military aircraft. However, the insurance policies sold at RCAF air terminals specifically cover passengers on military aircraft, whereas the policies sold at DOT airports (frequently by the same company) do not. It should also be borne in mind that all such military air travel policies are invalidated if the aircraft is carrying explosives as cargo.

9. It is generally recognized that "air trip" policies are a very expensive form of insurance. Anyone travelling frequently is advised to explore the benefits of a policy on an annual basis. It should be possible to obtain \$100,000 coverage on all commercial carriers, including train, ship, aircraft (including military aircraft) and even buses and sometimes taxis, for around \$60 annually or about 16¢ daily.

  
Chairman

DISTRIBUTION

List "C"  
File  
Diary

**APPENDIX "A"**  
**Page 1**

**I. MONTHLY BENEFITS TO DEPENDANTS IN CASE OF DEATH OF WORKMAN**

Funeral	Widow or Invalid Widower	CHILDREN		Where only dependants are other than consort and child	Maximum
		With Parent	Orphans		
\$300 <sup>4</sup>	\$75 plus sum of \$200	Under 16, \$25 each <sup>1</sup>	Under 16, \$35 each <sup>1</sup>	<b>NEWFOUNDLAND</b> Sum reasonable and in proportion to pecuniary loss <sup>2</sup>	75% of earnings. Minimum \$75 to consort, \$25 to each child or \$35 to orphan child, unless total benefits exceed \$150 <sup>3</sup>
\$300 <sup>4</sup>	\$65 plus sum of \$200	Under 16, \$20 each. <sup>1</sup>	Under 16, \$30 each. <sup>1</sup>	<b>PRINCE EDWARD ISLAND</b> As in Newfoundland. Maximum to parent or parents, \$40. Maximum in all, \$60 <sup>2</sup>	75% of earnings, but Board may waive the 75% restriction where circumstances require it <sup>3</sup>
\$250 <sup>4</sup>	\$75 plus sum of \$150	Under 16, \$25 each <sup>1</sup>	Under 16, \$35 each <sup>1</sup>	<b>NOVA SCOTIA</b> As in Newfoundland. Maximum \$45 each. Maximum in all, \$60 <sup>2</sup>	
\$300 <sup>4</sup>	\$75 plus sum of \$200	Under 21, if attending school, \$25 each <sup>1</sup>	Under 21, if attending school, \$50 each <sup>1</sup>	<b>NEW BRUNSWICK</b> As in Newfoundland <sup>2</sup>	75% of \$4,000 per year <sup>3</sup>
\$600 <sup>4</sup>	\$75 plus sum of \$300	Without age limit if attending school; otherwise, under 18; \$25 each <sup>1</sup>	Under 18, \$35 each <sup>1</sup>	<b>QUEBEC</b> As in Newfoundland <sup>2</sup>	75% of earnings. Minimum \$100 to consort and one child; \$125 to consort and two children; \$150 to consort and more than two children <sup>3</sup>
\$300 <sup>4</sup>	\$75 plus sum of \$300	Under 16, \$40 each <sup>1</sup>	Under 16, \$50 each <sup>1</sup>	<b>ONTARIO</b> As in Newfoundland. Maximum \$100 <sup>2</sup>	Average earnings. Minimum \$75 to consort, \$25 to each child or \$35 to orphan child unless total benefits exceed \$150 <sup>3</sup>
\$200 <sup>4</sup>	\$75 plus sum of \$300	Under 16, \$35 each <sup>1</sup>	Under 16, \$45 each <sup>1</sup>	<b>MANITOBA</b> Maximum to wholly dependent mother, \$75. Other dependants—as in Newfoundland. Maximum \$30 each. Maximum in all, \$60 <sup>2</sup>	75% of earnings. Minimum \$75 to consort; \$110 to consort and one child; \$145 if more <sup>3</sup>
\$250 <sup>4</sup>	\$110 plus sum of \$300 <sup>5</sup>	Under 16, \$45 each <sup>1</sup>	Under 16, \$60 each plus a sum not exceeding \$50 at the discretion of Board <sup>1</sup>	<b>SASKATCHEWAN</b> As in Newfoundland <sup>2</sup>	Average earnings. Minimum \$110 to consort; \$155 to consort and one child; \$200 to consort and two children and \$20 for each additional child <sup>3,6</sup>
\$250 <sup>4</sup>	\$75 plus sum of \$200	Under 16, \$40 each <sup>1</sup>	Under 16, \$40 each plus an amount not exceeding \$25 to any child under 18 <sup>1</sup>	<b>ALBERTA</b> As in Newfoundland. Maximum to parent or parents, \$50. Maximum in all, \$85	
\$250 <sup>4</sup>	\$90 plus sum of \$250	Under 16, \$35 each <sup>1</sup> ; if attending school, \$35 between 16 and 18 years	Under 18, \$40 each <sup>1</sup> ; \$37.50 if able to attend school between 16 and 18 years and not attending	<b>BRITISH COLUMBIA</b> (a) As in Newfoundland. Maximum \$90 to parent or parents. Maximum in all, \$90 (b) If there is widow or invalid widower or orphans, maximum to parent or parents, \$90 <sup>2</sup>	

<sup>1</sup>Payments to children may be made up to 18 years in Alberta, Manitoba, Newfoundland, Nova Scotia and Ontario, up to 19 years in Saskatchewan, and up to 21 years in Prince Edward Island, if desirable to continue education. In Alberta, Newfoundland and Prince Edward Island, payments to invalid children are continued so long as Board considers workman would have contributed to support. In British Columbia, Manitoba, New Brunswick, Nova Scotia, Ontario, Quebec and Saskatchewan, payments are continued until recovery.

<sup>2</sup>Compensation in these cases is continued so long as Board considers workman would have contributed to support.

<sup>3</sup>For maximum earnings that may be reckoned, see Table 2, Column 5.

<sup>4</sup>For transporting body for burial, a maximum of \$150 in Quebec, of \$125 in Newfoundland and New Brunswick and of \$100 in Alberta, British Columbia, Nova Scotia and Prince Edward Island may be paid. No maximum is specified in Ontario and Saskatchewan. In Manitoba, the Board may pay transportation expenses within the province and part of expenses if the body is moved into or from the province. In Alberta and British Columbia, only transportation expenses within the province are allowed. In Alberta, Manitoba and Saskatchewan, compensation may include payment for a burial plot, not exceeding \$50.

<sup>5</sup>Monthly pension of \$75 after the age of 70. °

<sup>6</sup>If consort is over 70, amounts are \$75, \$110 and \$145, respectively.

2. BENEFITS IN CASE OF DISABILITY

PERMANENT		TEMPORARY		Maximum Earnings Reckoned
Total	Partial	Total	Partial	
<b>NEWFOUNDLAND</b>				
75% of earnings. Minimum \$65 per month or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident, for duration of disability <sup>1,2</sup>	\$4,000 per annum
<b>PRINCE EDWARD ISLAND</b>				
75% of earnings. Minimum \$20 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1,2,3</sup>	75% of earnings for duration of disability. Minimum \$20 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1,2,3</sup>	\$5,000 per annum
<b>NOVA SCOTIA</b>				
75% of earnings. Minimum \$110 per month or, if the workman has more than one child under 16, the amount which a widow with the same number of children would receive	75% of difference in earnings before and after accident or compensation may be based on impaired earning capacity estimated from the nature of the injury. If disability 25% or more, average earnings must be taken as not less than \$18.75 per wk. <sup>1</sup>	75% of earnings for duration of disability. Minimum \$20 per wk. or earnings, if less	75% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$4,200 per annum
<b>NEW BRUNSWICK</b>				
Average earnings but not in excess of 75% of \$4,000	Amount determined by Board based on impaired earning capacity	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	If earning capacity diminished by more than 10%, 75% of diminution of earning capacity for duration of disability	\$4,000 per annum
<b>QUEBEC</b>				
75% of earnings. Minimum \$25 per wk. or earnings, if less	75% of difference in earnings before and after accident or, where possible, compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1,2</sup>	\$5,000 per annum
<b>ONTARIO</b>				
75% of earnings. Minimum \$100 per month or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$6,000 per annum
<b>MANITOBA</b>				
75% of earnings. Minimum \$25 per wk. or earnings, if less	75% of difference in earnings before and after accident or, where deemed just, compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1</sup>	\$5,000 per annum
<b>SASKATCHEWAN</b>				
75% of earnings. Minimum \$30 per wk.	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$30 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury for duration of disability <sup>2</sup>	\$115.38 <sup>1,3</sup> per week (\$6,000 per annum)
<b>ALBERTA</b>				
75% of earnings. Minimum \$35 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury <sup>1</sup>	75% of earnings for duration of disability. Minimum \$35 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury for duration of disability	\$5,000 per annum
<b>BRITISH COLUMBIA</b>				
75% of earnings. Minimum \$25 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$5,000 per annum

<sup>1</sup>If earning capacity is diminished 10% or less (5% or less in Alberta), a lump sum may be given.

<sup>2</sup>The minimum payable in case of partial disability is the same proportion of the minimum for total disability (see preceding column) as impairment is of full earning capacity.

<sup>3</sup>The Board may fix compensation on basis of \$15 per week, even though average earnings are less than \$15.

APPENDIX "B"

P.C. 6538

PRIVY COUNCIL

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 29th DAY of DECEMBER, 1949

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and pursuant to the powers conferred by the Aeronautics Act, Revised Statutes of Canada, 1927, Chapter 3, is pleased, hereby, to revoke Orders in Council P.C. 44/8848 of 22nd November 1944 and P.C. 86/5966 of 24th December 1948, and to make the following Order in substitution therefor:-

ORDER

1. This Order may be cited as "The Flying Accidents Compensation Order".
2. In this Order, unless the context otherwise requires,
  - (a) "employee" means a person other than a member of the armed forces of Canada employed in the public service of Canada or under the direction of any department of the public service of Canada;
  - (b) "unscheduled flight" means a flight in an aircraft other than an aircraft operated on a scheduled flight by or on behalf of any person for hire or reward.
3. (1) Subject to section four, where an employee is killed or injured as a direct result of an unscheduled flight undertaken by him in the course of his duties in the public service of Canada, compensation will be paid for the death or injuries of that employee as if he were a member of the forces and his death or injury arose out of military service in peace time within the meaning of the Pension Act.
  - (2) For the purposes of this section,

.....2

APPENDIX "B"

- (a) an employee other than an employee mentioned in paragraph (b) who receives salary at an annual rate within a range specified in Schedule A shall be deemed to be in receipt of pay and allowances for the military rank set opposite that range in Schedule A, and
- (b) a member, part-time employee or consultant of the Defence Research Board and a person who serves that Board in an advisory or supervisory capacity without remuneration shall be deemed to be in receipt of pay and allowances for the military rank set opposite the description that applies to him in Schedule B.

4. Notwithstanding section three, no compensation shall be paid for any death or injury in respect of which provision for payment of compensation or a gratuity or pension is made by an Act, regulation or order, other than this Order, unless the claimant elects to accept the said compensation instead of the compensation, gratuity or pension under any such other Act, regulation or order.

5. In addition to any compensation payable in accordance with section 3, compensation will be paid in respect of the funeral expenses of any employee who is killed after the 31st day of March, 1961 as a result of an unscheduled flight undertaken by him in an amount equal to the amount that would otherwise be payable in respect of such expenses under the Government Employees Compensation Act if the claimant had not elected to accept compensation under this Order and had made a claim under that Act.

6. Notwithstanding anything in this Order, no compensation shall be paid to or in respect of an employee who is killed or injured as a direct result of an unscheduled flight undertaken by him in the course of his duties in the public service of Canada where a mileage allowance under the Travel Regulations is paid or might, if claimed, be paid to any person in respect of that flight.

Schedule A

Military ranks to be imputed to persons in receipt of salary

<u>Annual Rate of Salary</u>	<u>Rank</u>
\$3,000 or less	Lieutenant
3,001 to \$3,750	Captain
3,751 to 5,000	Major
5,001 to 6,500	Lieutenant-Colonel
6,501 to 8,000	Colonel
8,001 or over	Brigadier

APPENDIX "B"

- 3 -

Schedule B

Military ranks to be imputed to persons employed with the  
Defence Research Board

<u>Description of Employee</u>	<u>Rank</u>
Members of the Defence Research Board	Brigadier
Members of the Defence Research Board Advisory Committees and Panels, consultants, and persons who serve in an advisory or supervisory capacity	Colonel
Students or scientists working on research projects for the Defence Research Board at universities or other institutions	Captain

(SIGNED) N.A. ROBERTSON

Clerk of the Privy Council

Note: Attached as Appendix B-1 are Schedules A and B of the  
Pension Act effective September 1964.

**SCHEDULE A**

SCALE OF PENSIONS FOR DISABILITIES

**APPENDIX B-1**

**The Pension Act**

Percentage of Disability—Class and Annual Rate of Pension

Rank or Rating of Member of Forces	Class Range Percentage	1	2	3	4	5	6	7	8	9	10
		93-99 100	93-97 95	88-92 90	83-87 85	78-82 80	73-77 75	68-72 70	63-67 65	58-62 60	53-57 55
		\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Captain (Naval), Colonel (Army), Group Captain (Air), and all ranks and ratings below		2,400 00	2,280 00	2,160 00	2,040 00	1,920 00	1,800 00	1,680 00	1,560 00	1,440 00	1,320 00
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air Commodore and higher ranks (Air)		2,700 00	2,565 00	2,430 00	2,295 00	2,160 00	2,025 00	1,890 00	1,755 00	1,620 00	1,485 00
Above ranks—Additional pension for married members of the forces		768 00	729 60	691 20	652 80	614 40	576 00	537 60	499 20	460 80	422 40
Additional pension for children for above ranks—											
One child		360 00	342 00	324 00	306 00	288 00	270 00	252 00	234 00	216 00	198 00
Two children		624 00	592 80	561 60	530 40	499 20	468 00	436 80	405 60	374 40	343 20
Each additional child an additional		216 00	205 20	194 40	183 60	172 80	162 00	151 20	140 40	129 60	118 80

Rank or Rating of Member of Forces	Class Range Percentage	11	12	13	14	15	16	17	18	19	20
		48-52 50	43-47 45	38-42 40	33-37 35	28-32 30	23-27 25	18-22 20	13-17 15	8-12 10	3-7 5
		\$ cts.	\$ cts.	\$ cts.							
Captain (Naval), Colonel (Army), Group Captain (Air), and all ranks and ratings below		1,200 00	1,080 00	960 00	840 00	720 00	600 00	480 00	360 00	240 00	120 00
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air Commodore and higher ranks (Air)		1,350 00	1,215 00	1,080 00	945 00	810 00	675 00	540 00	405 00	270 00	135 00
Above ranks—Additional pension for married members of the forces		384 00	345 60	307 20	268 80	230 40	192 00	153 60	115 20	76 80	38 40
Additional pension for children for above ranks—											
One child		180 00	162 00	144 00	126 00	108 00	90 00	72 00	54 00	36 00	18 00
Two children		312 00	280 80	249 60	218 40	187 20	156 00	124 80	93 60	62 40	31 20
Each additional child an additional		108 00	97 20	86 40	75 60	64 80	54 00	43 20	32 40	21 60	10 80

Class 21—Disabilities below 5 per cent—All ranks—A final payment not exceeding \$264.

**SCHEDULE B**

SCALE OF PENSIONS FOR DEATHS

Rank or Rating of Member of Forces	Rate per annum			
	Widow	Dependent parent	Child or dependent brother or sister	Orphan child or orphan brother or sister
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Commander (Naval), Lieutenant-Colonel (Army), Wing Commander (Air), and all ranks and ratings below	1,824 00	*1,428 00		
Captain (Naval), Colonel (Army), Group Captain (Air)	1,824 00	*1,512 00		
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air Commodore and higher ranks (Air)	2,160 00	*2,160 00		
Pension for children or dependent brothers or sisters for above ranks—				
One child			*360 00	*720 00
Two children			*624 00	*1,248 00
Each additional child an additional			*216 00	*432 00

\*Pensions awarded to parents or brothers and sisters may be less than these amounts in accordance with the provisions of this Act.

APPENDIX "C"

P.C. 3887

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY the 31st DAY of AUGUST, 1948

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL

His Excellency the Governor General in Council on the recommendation of the Minister of National Defence and pursuant to the provisions of Section 8 of the Department of National Defence Act, Chapter 136 of the Revised Statutes of Canada, 1927, as amended is pleased to make the following regulation, and it is hereby made and established accordingly:

REGULATION

- (1) Any person employed in the work of the Defence Research Board who is assigned to duties designated by the Treasury Board on the recommendation of the Chairman of the Defence Research Board as duties involving risks which by their nature or the circumstances in which they are performed are not insurable as such and who dies, is injured, or suffers illness or disability or aggravation thereof as a direct result of such duties, may be paid compensation in the same manner and to the same extent as provided for in the Pension Act, Chapter 157 of the Revised Statutes of Canada 1927, as amended, in accordance with the rates set forth in Schedules "A" and "B" of that Act, according to the salary ranges set opposite the military ranks shown hereunder; provided, however, that such compensation shall not be paid for any death or injury in respect of which provision for payment of compensation, or a gratuity or pension is made by any other Act or Regulation, unless the claimant elects to accept the compensation provided by this Regulation instead of the compensation, gratuity or pension under any such other Act or Regulation, and provided further that where any insurance monies are payable to such person in respect of such death or injury, the amount of compensation otherwise payable under this Regulation

APPENDIX "C"

- 2 -

shall be reduced in the proportion of the present value of such insurance monies to the present value of the compensation which would otherwise be payable:

<u>Salary Range</u>	<u>Military Rank</u>
\$3750 or less	Captain
\$3751 to \$5000	Major
\$5001 to \$6500	Lt-Colonel
\$6501 to \$8000	Colonel
\$8001 or over	Brigadier

The Honourable

The Minister of National Defence

APPENDIX "D"

THE NATIONAL DEFENCE ACT, Chapter 184, Revised Statutes of  
Canada, 1952

Section 217

"Compensation may be paid to such extent, in such manner and to such persons as the Governor in Council may by regulation prescribe, in respect of disability or death resulting from injury or disease or aggravation thereof incurred by any person while

- (a) employed in the public service of Canada,
- (b) employed under the direction of any part of the public service of Canada, or
- (c) engaged, with or without remuneration, in an advisory, supervisory or consultative capacity in or on behalf of the public service of Canada,

and performing any function in relation to the Canadian Forces, the Defence Research Board, or any forces co-operating with the Canadian Forces or the Defence Research Board, if the injury or disease or aggravation thereof arose out of or was directly connected with the performance of such functions, but no compensation shall be paid under this section in respect of any disability or death for which a pension is paid or payable by virtue of any of the provisions of the Pension Act."



DEPARTMENT OF NATIONAL DEFENCE  
CANADA

DRBC 356-2

## DEFENCE RESEARCH BOARD

Ottawa, Ontario,  
December 15, 1958.

Chief Superintendents and Superintendents,  
Headquarters Staff Officers

### COMPENSATION FOR INJURY OR DEATH RESULTING FROM THE CARRYING OUT OF OFFICIAL DUTIES

1. The purpose of this paper is to review the various types of coverage provided by the Board for its employees who may incur illness or injury or who may meet death as the direct result of their carrying out their official duties. This is a revision of the paper issued on this subject on December 16, 1955.

2. Except for the "special" coverages mentioned in paragraphs 3, 4 and 5 below, the compensation available to the Board's employees who may incur illness or injury or who may meet death in the course of their official duties is that provided under the Government Employees Compensation Act. Under this Act, compensation is provided in accordance with and at the same scale and under the same terms and conditions as that awarded by the provincial authorities under the Workmen's Compensation Act of the province in which the DRB employee resides. An example of the scale of awards is attached as Appendix "A".

#### 3. Flying Accidents

The Flying Accidents Compensation Order provides coverage for public servants flying on official duty in non-commercial aircraft on non-scheduled flights (viz, military aircraft) only. Claims arising out of air accidents involving commercial airlines must be pressed against the airlines. A copy is attached as Appendix "B". (Note: The Schedules A and B in this Order have not been changed).

#### 4. Special Hazardous Duties

Coverage is provided for particularly hazardous duties under the Order in Council of August 31, 1948 (PC 3887), a copy of which is attached as Appendix "C". It will be noted, however, that each individual must be designated by Treasury Board on each occasion he is exposed to the unusual hazard and the nature of the hazard must be such that for reasons of military security it cannot be revealed to an insurance company.

#### 5. Special Cases

A copy of Section 217 of the National Defence Act is attached as Appendix "D". Under this section legislative authority is provided for the Governor in Council to prescribe such compensation as may be considered equitable in particular cases.

#### 6. Legal Ruling

The following legal rulings which have been obtained at various times are relevant:

- 2 -

- (a) Compensation awarded under the Flying Accidents Compensation Order will not affect superannuation payable under the Public Service Superannuation Act.
- (b) The proceeds of a Veterans Insurance policy will be paid regardless whether payments are also made under the Flying Accidents Compensation Order, the Public Service Superannuation Act, the Government Employees Compensation Act or Section 217 of the National Defence Act.
- (c) Any compensation payable under the Government Employees Compensation Act would not affect or be affected by superannuation payable under the Public Service Superannuation Act.

7. Prosecution of Claims

The Board will most certainly do whatever it can to assist employees or their dependents in the prosecution of claims for compensation should the necessity arise.

8. Personal Life Insurance

No officer or employee should assume that he has automatic on-the-job insurance to the extent that he may neglect life insurance protection which he would otherwise buy and which an insurance company is willing to sell him. Any employee who has doubts how far he can go, for security reasons, in describing the nature of his work when applying for insurance should consult his Chief Superintendent or Superintendent in arriving at an unclassified description. This Headquarters would be glad to assist, if necessary, in this connection. Any officer or employee who is refused life insurance coverage by a reputable Canadian insurance company because of the nature of his duties is invited to forward copies of his correspondence with the company to this HQ for investigation as no verified instances of such refusal have ever been reported to us.

  
Chairman

Distribution

Lists A and B  
File  
Diary

APPENDIX "A"

Page 1

1. MONTHLY BENEFITS TO DEPENDANTS IN CASE OF DEATH OF WORKMAN

Funeral	Widow or Invalid Widower	CHILDREN		Where only dependants are other than consort and child	Maximum
		With Parent	Orphans		
\$200 <sup>4</sup>	\$60 plus sum of \$100	Under 16, \$20 each <sup>1</sup>	Under 16, \$30 each <sup>1</sup>	NEWFOUNDLAND Sum reasonable and in proportion to pecuniary loss <sup>2</sup>	75% of earnings. Minimum \$60 to consort, \$20 to each child or \$30 to orphan child unless total benefits exceed \$130 <sup>3</sup>
\$200	\$50 plus sum of \$100	Under 16, \$20 each. <sup>1</sup> Maximum to consort and children, \$170	Under 16, \$30 each. <sup>1</sup> Maximum \$120	PRINCE EDWARD ISLAND As in Newfoundland. Maximum to parent or parents, \$40. Maximum in all, \$60 <sup>2</sup>	75% of earnings, but Board may waive the 75% restriction where circumstances require it. <sup>3</sup>
\$200	\$50 plus sum of \$100	Under 16, \$20 each. <sup>1</sup> Maximum to consort and children, \$150	Under 16, \$30 each. <sup>1</sup> Maximum \$150	NOVA SCOTIA As in Newfoundland. Maximum \$45 each. Maximum in all, \$60 <sup>2</sup>	
\$200 <sup>4</sup>	\$50 plus sum of \$100	Under 18, if attending school, \$12 each <sup>1</sup>	Under 18, if attending school, \$25 each <sup>1</sup>	NEW BRUNSWICK As in Newfoundland. <sup>2</sup>	70% of \$4,000 per year. From January 1, 1959, 75% of \$4,000 per year <sup>3</sup>
\$200 <sup>4</sup>	\$55 plus sum of \$200	Under 18, \$20 each <sup>1</sup>	Under 18, \$30 each <sup>1</sup>	QUEBEC As in Newfoundland. <sup>2</sup>	75% of earnings. Minimum \$75 to consort and one child; \$95 if more <sup>3</sup>
\$300 <sup>4</sup>	\$75 plus sum of \$300	Under 16, \$25 each <sup>1</sup>	Under 16, \$35 each <sup>1</sup>	ONTARIO As in Newfoundland. Maximum \$100 <sup>2</sup>	Average earnings. Minimum \$75 to consort, \$25 to each child or \$35 to orphan child unless total benefits exceed \$150 <sup>3</sup>
\$200 <sup>4</sup>	\$65 plus sum of \$200	Under 16, \$25 each <sup>1</sup>	Under 16, \$35 each <sup>1</sup>	MANITOBA As in Newfoundland. Maximum \$30 each. Maximum in all, \$60 <sup>2</sup>	75% of earnings. Minimum \$65 to consort; \$90 to consort and one child; \$115 if more <sup>3</sup>
\$250 <sup>4</sup>	\$75 plus sum of \$250	Under 16, \$35 each <sup>1</sup>	Under 16, \$45 each <sup>1</sup>	SASKATCHEWAN As in Newfoundland. <sup>2</sup>	Average earnings. Minimum \$75 to consort; \$100 to consort and one child; \$115 to consort and two children and \$10 for each additional child. <sup>3</sup>
\$200 <sup>4</sup>	\$60 plus sum of \$150	Under 16, \$30 each <sup>1</sup>	Under 16, \$30 each <sup>1</sup> plus an amount not exceeding \$10 to any child under 18. <sup>1</sup>	ALBERTA As in Newfoundland. Maximum to parent or parents, \$50. Maximum in all, \$85	
\$250 <sup>4</sup>	\$75 plus sum of \$100	Under 16, \$25 each <sup>1</sup> ; if attending school, \$25 between 16 and 18 years	Under 18, \$30 each <sup>1</sup> ; \$27.50 if able to attend school between 16 and 18 years and not attending	BRITISH COLUMBIA (a) As in Newfoundland. Maximum \$75 to parent or parents. Maximum in all, \$75 (b) If there is widow or invalid widower or orphans, maximum to parent or parents, \$75 <sup>2</sup>	

<sup>1</sup> In Manitoba, Alberta, Newfoundland, Nova Scotia, Ontario, Prince Edward Island and Saskatchewan, payments to children may be made up to 18 years if desirable to continue education. In Alberta, Newfoundland and Prince Edward Island, payments to invalid children are continued so long as Board considers workman would have contributed to support. In British Columbia, Manitoba, New Brunswick, Nova Scotia, Ontario, Quebec and Saskatchewan, payments are continued until recovery.

<sup>2</sup> Compensation in these cases is continued only so long as Board considers workman would have contributed to support.

<sup>3</sup> For maximum earnings that may be reckoned, see Table 2, Column 5.

<sup>4</sup> For transporting body for burial, a maximum of \$150 in Quebec, of \$125 in Newfoundland and New Brunswick and of \$100 in Alberta and British Columbia may be paid. No maximum is specified in Ontario and Saskatchewan. In Manitoba, the Board may pay transportation expenses within the province and part of expenses if the body is moved into or from the province. In Alberta and British Columbia, only transportation expenses within the province are allowed. In Manitoba, compensation may include payment for a burial plot, not exceeding \$50.

APPENDIX "A"

2. BENEFITS IN CASE OF DISABILITY

PERMANENT		TEMPORARY		Maximum Earnings Reckoned
Total	Partial	Total	Partial	
<b>NEWFOUNDLAND</b>				
75% of earnings. Minimum \$65 per month or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident, for duration of disability <sup>1,2</sup>	\$3,000 per annum
<b>PRINCE EDWARD ISLAND</b>				
75% of earnings. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1,2,3</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1,2,3</sup>	\$3,000 per annum
<b>NOVA SCOTIA</b>				
70% of earnings. Minimum \$100 per month	70% of difference in earnings before and after accident or compensation may be based on impaired earning capacity estimated from the nature of the injury. If disability 25% or more, average earnings must be taken as not less than \$18.75 per wk. <sup>1</sup>	70% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	70% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$3,000 per annum
<b>NEW BRUNSWICK</b>				
Average earnings but not in excess of 70% of \$4,000	Amount determined by Board based on impaired earning capacity	70% <sup>4</sup> of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	If earning capacity diminished by more than 10%, 70% <sup>4</sup> of diminution of earning capacity for duration of disability	\$4,000 per annum
<b>QUEBEC</b>				
75% of earnings. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or, where possible, compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1,2</sup>	\$4,000 per annum
<b>ONTARIO</b>				
75% of earnings. Minimum \$100 per month or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$5,000 per annum
<b>MANITOBA</b>				
75% of earnings. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or, where deemed just, compensation may be based on impaired earning capacity estimated from the nature of the injury <sup>1</sup>	75% of earnings for duration of disability. Minimum \$15 per wk. or earnings, if less	75% of difference in earnings before and after accident or compensation based on impaired earning capacity estimated from the nature of the injury for duration of disability <sup>1</sup>	\$3,500 per annum
<b>SASKATCHEWAN</b>				
75% of earnings. <sup>5</sup> Minimum \$25 per wk.	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1,2</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident for duration of disability <sup>1,2</sup>	\$5,000 per annum
<b>ALBERTA</b>				
75% of earnings. Minimum \$25 per wk. or earnings, if less.	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury <sup>1</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury for duration of disability	\$4,000 per annum
<b>BRITISH COLUMBIA</b>				
75% of earnings. Minimum \$25 per wk. or earnings, if less	Proportion of 75% of earnings based on impaired earning capacity estimated from nature and degree of injury or, if more equitable, 75% of difference in earnings before and after accident <sup>1</sup>	75% of earnings for duration of disability. Minimum \$25 per wk. or earnings, if less	75% of difference in earnings before and after accident for duration of disability	\$4,000 per annum

<sup>1</sup> If earning capacity is diminished 10% or less (5% or less in Alberta), a lump sum may be given.

<sup>2</sup> The minimum payable in case of partial disability is the same proportion of the minimum for total disability (see preceding column) as impairment is of full earning capacity.

<sup>3</sup> The Board may fix compensation on basis of \$15 per week, even though average earnings are less than \$15.

<sup>4</sup> After January 1, 1959, 75%.

<sup>5</sup> Where compensation to workman with dependants would be less than \$1,200 a year, the Board may increase compensation in respect of dependants by specified monthly amounts. In such cases, total amount payable may not exceed \$1,200 a year.

APPENDIX "B"

P.C. 6538

PRIVY COUNCIL

AT THE GOVERNMENT HOUSE AT OTTAWA

THURSDAY, the 29th DAY of DECEMBER, 1949

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and pursuant to the powers conferred by the Aeronautics Act, Revised Statutes of Canada, 1927, Chapter 3, is pleased, hereby, to revoke Orders in Council P.C. 44/8848 of 22nd November 1944 and P.C. 86/5966 of 24th December 1948, and to make the following Order in substitution therefor:-

ORDER

1. This Order may be cited as "The Flying Accidents Compensation Order".
2. In this Order, unless the context otherwise requires,
  - (a) "employee" means a person other than a member of the armed forces of Canada employed in the public service of Canada or under the direction of any department of the public service of Canada;
  - (b) "unscheduled flight" means a flight in an aircraft other than an aircraft operated on a scheduled flight by or on behalf of any person for hire or reward.
3. (1) Subject to section four, where an employee is killed or injured as a direct result of an unscheduled flight undertaken by him in the course of his duties in the public service of Canada, compensation will be paid for the death or injuries of that employee as if he were a member of the forces and his death or injury arose out of military service in peace time within the meaning of the Pension Act.
  - (2) For the purposes of this section,
    - (a) an employee other than an employee mentioned in paragraph (b) who receives salary at an annual rate within a range specified in Schedule A shall be deemed to be in receipt of pay and allowances for the military rank set opposite that range in Schedule A, and
    - (b) a member, part-time employee or consultant of the Defence Research Board and a person who serves that Board in an advisory or supervisory capacity without remuneration shall be deemed to be in receipt of pay and allowances for the military rank set opposite the description that applies to him in Schedule B.

APPENDIX "B"

- 2 -

4. Notwithstanding section three, no compensation shall be paid for any death or injury in respect of which provision for payment of compensation or a gratuity or pension is made by an Act, regulation or order, other than this Order, unless the claimant elects to accept the said compensation instead of the compensation, gratuity or pension under any such other Act, regulation or order.

Schedule A

Military ranks to be imputed to persons in receipt of salary

<u>Annual Rate of Salary</u>	<u>Rank</u>
\$3,000 or less	Lieutenant
3,001 to \$3,750	Captain
3,751 to 5,000	Major
5,001 to 6,500	Lieutenant-Colonel
6,501 to 8,000	Colonel
8,001 or over	Brigadier

Schedule B

Military ranks to be imputed to persons employed with the Defence Research Board

<u>Description of Employee</u>	<u>Rank</u>
Members of the Defence Research Board	Brigadier
Members of the Defence Research Board Advisory Committees and Panels, consultants, and persons who serve in an advisory or supervisory capacity	Colonel
Students or scientists working on research projects for the Defence Research Board at universities or other institutions	Captain

(SGD.) N. A. ROBERTSON

Clerk of the Privy Council.

NOTE: Attached as Pages 3 and 4, Appendix "B" are Schedules A and B of the Pension Act as effective July 1, 1957.

**APPENDIX "B"**  
 (Page 3)

**SCHEDULES "A" AND "B" - THE PENSION ACT**

**SCHEDULE A.**

Effective July 1, 1957.

**SCALE OF PENSIONS FOR DISABILITIES.**

Percentage of Disability—Class and Annual Rate of Pension

Rank or Rating of Member of Forces	Class Range Percentage	1	2	3	4	5	6	7	8	9	10
		98-99 100	93-97 95	88-92 90	83-87 85	78-82 80	73-77 75	68-72 70	63-67 65	58-62 60	53-57 55
		\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Commander (Naval), Lieutenant-Colonel (Army), Wing Commander (Air), and all ranks and ratings below.....		1,800 00	1,710 00	1,620 00	1,530 00	1,440 00	1,350 00	1,260 00	1,170 00	1,080 00	990 00
Captain (Naval), Colonel (Army), Group Captain (Air).....		1,890 00	1,795 50	1,701 00	1,606 50	1,512 00	1,417 50	1,323 00	1,228 50	1,134 00	1,039 50
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air Commodore and higher ranks (Air).....		2,700 00	2,565 00	2,430 00	2,295 00	2,160 00	2,025 00	1,890 00	1,755 00	1,620 00	1,485 00
Above ranks— Additional pension for married members of the forces.....		600 00	570 00	540 00	510 00	480 00	450 00	420 00	390 00	360 00	330 00
Additional pension for children for above ranks—											
First child.....		240 00	228 00	216 00	204 00	192 00	180 00	168 00	156 00	144 00	132 00
Second child.....		180 00	171 00	162 00	153 00	144 00	135 00	126 00	117 00	108 00	99 00
Each subsequent child an additional.....		144 00	136 80	129 60	122 40	115 20	108 00	100 80	93 60	86 40	79 20

SCHEDULE A—Concluded

Rank or Rating of Member of Forces	Class Range Percentage	11	12	13	14	15	16	17	18	19	20
		48-52 50	43-47 45	38-42 40	33-37 35	28-32 30	23-27 25	18-22 20	13-17 15	8-12 10	5-7 5
		\$ cts.	\$ cts.	\$ cts.							
Commander (Naval), Lieutenant-Colonel (Army), Wing Commander (Air), and all ranks and ratings below.....		900 00	810 00	720 00	630 00	540 00	450 00	360 00	270 00	180 00	90 00
Captain (Naval), Colonel (Army), Group Captain (Air).....		945 00	850 50	756 00	661 50	567 00	472 50	378 00	283 50	189 00	94 50
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air-Commodore and higher ranks (Air).....		1,350 00	1,215 00	1,080 00	945 00	810 00	675 00	540 00	405 00	270 00	135 00
Above ranks— Additional pension for married member of the forces.....		300 00	270 00	240 00	210 00	180 00	150 00	120 00	90 00	60 00	30 00
Additional pension for children for above ranks—											
First child.....		120 00	108 00	96 00	84 00	72 00	60 00	48 00	36 00	24 00	12 00
Second child.....		90 00	81 00	72 00	63 00	54 00	45 00	36 00	27 00	18 00	9 00
Each subsequent child an additional.....		72 00	64 80	57 60	50 40	43 20	36 00	28 80	21 60	14 40	7 20

Class 21—Disabilities below 5 per cent—All ranks—A final payment not exceeding \$200.

**APPENDIX "B"**  
**(Page 4)**

**SCHEDULE B.**  
**Effective July 1, 1957.**  
**SCALE OF PENSIONS FOR DEATH.**

Rank or rating of Member of Forces	Rate per annum			
	Widow	Dependent parent	Child or dependent brother or sister	Orphan child or orphan brother or sister
	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Lieutenant Commander (Naval), Major (Army), Squadron Leader (Air), and all ranks and ratings below.....	1,380 00	*1,080 00		
Commander (Naval), Lieutenant-Colonel (Army), Wing Commander (Air).....	1,380 00	*1,248 00		
Captain (Naval), Colonel (Army), Group Captain (Air) ..	1,512 00	*1,512 00		
Commodore and higher ranks (Naval), Brigadier, Brigadier-General and higher ranks (Army), Air Commodore and higher ranks (Air).....	2,160 00	*2,160 00		
Additional pension for children or dependent brothers or sisters for above ranks—				
First child.....			*240 00	*480 00
Second child.....			*180 00	*360 00
Each subsequent child additional.....			*144 00	*288 00

\* Pensions awarded to parents or brothers and sisters may be less than these amounts in accordance with the provisions of this Act.

EDMOND CLOUTIER, C.M.G., O.A., D.S.P.  
 QUEEN'S PRINTER AND CONTROLLER OF STATIONERY  
 OTTAWA, 1958

APPENDIX "C"

P.C. 3887

AT THE GOVERNMENT HOUSE AT OTTAWA

TUESDAY the 31st DAY of AUGUST, 1948

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL

His Excellency the Governor General in Council on the recommendation of the Minister of National Defence and pursuant to the provisions of Section 8 of the Department of National Defence Act, Chapter 136 of the Revised Statutes of Canada, 1927, as amended is pleased to make the following regulation, and it is hereby made and established accordingly:

REGULATION

- (1) Any person employed in the work of the Defence Research Board who is assigned to duties designated by the Treasury Board on the recommendation of the Chairman of the Defence Research Board as duties involving risks which by their nature or the circumstances in which they are performed are not insurable as such and who dies, is injured, or suffers illness or disability or aggravation thereof as a direct result of such duties, may be paid compensation in the same manner and to the same extent as provided for in the Pension Act, Chapter 157 of the Revised Statutes of Canada 1927, as amended, in accordance with the rates set forth in Schedules "A" and "B" of that Act, according to the salary ranges set opposite the military ranks shown hereunder; provided, however, that such compensation shall not be paid for any death or injury in respect of which provision for payment of compensation, or a gratuity or pension is made by any other Act or Regulation, unless the claimant elects to accept the compensation provided by this Regulation instead of the compensation, gratuity or pension under any such other Act or Regulation, and provided further that where any insurance monies are payable to such person in respect of such death or injury, the amount of compensation otherwise payable under this Regulation shall be reduced in the proportion of the present value of such insurance monies to the present value of the compensation which would otherwise be payable:

<u>Salary Range</u>	<u>Military Rank</u>
\$3750 or less	Captain
\$3751 to \$5000	Major
\$5001 to \$6500	Lt-Colonel
\$6501 to \$8000	Colonel
\$8001 or over	Brigadier

The Honourable

The Minister of National Defence

APPENDIX "D"

THE NATIONAL DEFENCE ACT, Chapter 184, Revised Statutes of Canada, 1952

Section 217

"Compensation may be paid to such extent, in such manner and to such persons as the Governor in Council may by regulation prescribe, in respect of disability or death resulting from injury or disease or aggravation thereof incurred by any person while

- (a) employed in the public service of Canada,
- (b) employed under the direction of any part of the public service of Canada, or
- (c) engaged, with or without remuneration, in an advisory, supervisory or consultative capacity in or on behalf of the public service of Canada,

and performing any function in relation to the Canadian Forces, the Defence Research Board, or any forces co-operating with the Canadian Forces or the Defence Research Board, if the injury or disease or aggravation thereof arose out of or was directly connected with the performance of such functions, but no compensation shall be paid under this section in respect of any disability or death for which a pension is paid or payable by virtue of any of the provisions of the Pension Act."

OUR FILE REF. DRB 105-PIGGOTT, C.L.



DEPARTMENT OF NATIONAL DEFENCE  
DEFENCE RESEARCH BOARD

OTTAWA 4, Ontario,  
May 21, 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

Further to our memorandum DRB 105-PIGGOTT, C.L. of May 11, 1965, a draft reply to Messrs Smith and Coles, as prepared by the JAG, is attached at flyleaf and recommended for your signature.

  
Chairman

~~COPY FOR CLERK~~

DRB 105-PIGGOTT, C.L.

Ottawa 4, Ontario,  
May 11, 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

1. We refer to your memorandum (Piggott, C.L.) of May 5 and the letter dated April 27 forwarded on the Ministerial Inquiry folder from Messrs Smith & Coles, solicitors for the widow of the late Dr. Piggott.
2. We are discussing with the JAG the representations put forward on behalf of Mrs. Piggott. When we have jointly agreed on the text of a reply, it will be forwarded in draft for your approval and signature.
3. In the meantime the attached draft acknowledgement of the solicitors' letter is recommended for dispatch.

Original Signed by  
**W. D. HUMPHREY**

Chairman

eDH/bm

D R A F T

PIGGOTT, C.L.

Messrs Smith & Coles,  
Barristers, Colicitors, Notaries,  
231 Hollis Street,  
Halifax, N.S.

Dear Sirs,-

Re: Estate late Dr. C.L. Piggott

Receipt is acknowledged of your letter of April 27  
addressed to the Minister of National Defence and relating to the  
estate of the late Dr. C.L. Piggott.

The matter is under study. It is expected we will  
be in a position to make a further reply shortly.

Yours very truly,

Deputy Minister

OFFICE OF THE DEPUTY MINISTER OF NATIONAL DEFENCE

MEMORANDUM:

Chairman, Defence Research Board

Dr. C. L. Piggott, Deceased  
Compensation

MAY 26 1965

RECEIVED  
MAY 5 1965

May 65

DEFENCE RESEARCH  
BOARD

- 1 Please refer to the attached letter to the Minister from the solicitors for the late Dr. C. L. Piggott requesting the Minister to seek authority of the Governor in Council for payment of compensation under section 217 NDA in respect of Dr. Piggott's death.
- 2 A copy of the Flying Accidents Compensation Order and section 217 NDA are also attached. In view of the provisions of the Flying Accidents Compensation Order and the Government Employees Compensation Act, it has been the policy of this Department not to invoke section 217 of the NDA. However, I would appreciate receiving your views.
- 3 It should be mentioned that the civilian's salary and military rank equations in the Flying Accidents Compensation Order are such, at this time, that the benefits payable to a civilian employee under the Pension Act could be higher than those paid to a member of the forces with equivalent salary, e.g., a Squadron Leader engaged on flying duties may receive a salary at an annual rate in excess of \$8,000., whereas a civilian at that rate would be entitled to pension benefits payable to an Air Commodore.
- 4 I do not have a copy of the directive DRBC 356-20 dated December 15, 1958, which is mentioned on page 2 of the letter from the Minister's correspondent. Would you kindly forward a copy to me with your views.
- 5 If it is considered that a submission should be made under section 217 NDA, the Departments of Labour and Finance will, of course, have to be consulted.

Attach. (3)



(E. B. Armstrong)  
Deputy Minister

**SMITH & COLES**

**BARRISTERS, SOLICITORS**

**NOTARIES**

221 HELLIS ST.

**HALIFAX, NOVA SCOTIA**

ROBERT W. SMITH, O.C.  
GORDON F. COLES



April 27, 1965

The Honorable Paul Hellyer,  
Minister of National Defence  
OTTAWA ONTARIO

Dear Mr. Minister,

In the Matter of Section 217  
Chapter 184, RSC 1952 Being the  
National Defence Act and the  
late Dr. Carmen Lealie Piggott

We are solicitors to the Estate of the late Dr. Carmen L. Piggott, who met his death in the performance of his duties while attached to the Royal Canadian Air Force in the crash of Argos Aircraft 20727 in the vicinity of approximately 65 nautical miles North-North-west of the port of San Juan Puerto Rico on March 23, 1965.

Undoubtedly you are conversant with the particulars concerning the circumstances and the fact that Dr. Piggott was employed at the Naval Research Establishment at Dartmouth Nova Scotia as a Defence scientific service officer Gr.IV. That at the time of his death he was 37 years of age and survived by his wife and two children ages 4 and 7.

We have been advised by the Chief of the Defence Research Board that in accordance with the terms of the Public Service Superannuation Act, Mrs. Piggott will receive approximately \$1059. per annum based on 10 years, 5 months and 23 days pensionable service. The annuity is payable in monthly instalments of equal value and will continue until death or remarriage, whichever occurs first. The children, namely, Stephen David and Jeffrey Carmen, will each receive \$211. per annum payable in monthly instalments until 18 years of age.

In addition to the foregoing Mrs. Piggott is eligible to elect for benefits under the Flying Accident Compensation Order PC6358. Under this provision, she will receive an annual pension of \$2160, which

-2-

will continue so long as she does not remarry. in which event she would be entitled to one year's pension as a final payment. Under the same provisions, a pension on behalf of the two children in the amount of \$1248 per annum will be paid until the boy reaches the age of 16 years.

In summary, if Mrs. Piggott elects the benefits under the Flying Accident Compensation Order, our calculations on the advice given would indicate that she would receive approximately a monthly total pension in respect to herself and the children in the sum of \$407.41.

In order to receive the benefits under the Flying Accident Compensation Order she must elect to accept the compensation provided by this regulation instead of compensations or gratuities provided under any other act or regulation, and provided further that where any insurance moneys are payable, the amount of compensation otherwise payable under this regulation shall be reduced in proportion of the present value of such insurance moneys to the present value of the compensation which would otherwise be payable. We would understand that decisions have been made to the effect that the compensation that may be payable under the Order will not be reduced in proportion to any insurance moneys that might also be payable as a result of the death, that is to say, for our purposes if an election is made, we are able to advise Mrs. Piggott that the amount of compensation payable will not be effected by any insurance moneys which may also be payable.

The other proviso however, is a matter that we would interpret as excluding Mrs. Piggott from applying to the Governor in Council under the provisions of Section 217 of the National Defence Act, which pertains to what are marginally noted as " Special Cases " as provided for under the directive issued to Chief Superintendents and Superintendents' Headquarters Staff officers by the Defence Research Board dated December 15, 1958 being DRBC 356-2.

We should make mention that in addition to the pension benefits Mrs. Piggott will be entitled to a lump sum of \$5000. payable from the Supplementary Death Benefit Fund of the Public Service Superannuation Act Part 11.

The purpose of our writing to you sir, is to place before you what we consider to be inadequate benefits payable having regard not only to the circumstances giving rise to Dr. Piggott's death but the standard of living that he had been able to provide for his wife and children and the very promising future that his career would indicate to have been available to him but for his untimely and tragic death. In his position, we would understand that since July last he was in receipt of an annual income of \$11,200. and from the point of view of his employment this will now be reduced to the pension and benefits totalling \$407.01 per month plus the lump sum benefit of \$5,000. or more accurately the interest earnings on that sum. Considering all the circumstances and particularly the contribution that Dr. Piggott had over the years of his

000264

-3-

employment made in his work through Naval Research Establishment, it is our opinion that his death under the circumstances, should be treated as a " Special Case" and warrant the Governor in Council to grant compensation to a greater extent than what will be provided if the election is made under the provisions of the Flying Accident Compensation Order.

It is of course understood that no compensation can hope to be measured to the loss which the wife and family have suffered and the loss which this country through its research program has suffered in his death. On the other hand, we would think that the intent and purpose of the said Section 217 of the National Defence Act to be such as to enable the Governor in Council to consider cases of this kind as Special Cases, so as to ensure a more reasonable compensation than what is otherwise provided, having regard to the circumstances of each such case.

Accordingly we do not feel that we can advise Mrs. Piggott to exercise the election required of her until we have exhausted the other alternatives and in particular the provisions of the National Defence Act, to which we have referred. We would be most obliged to receive your early and favourable consideration to our request that the Government is prepared to consider Dr. Piggott's death as a Special Case and to grant more reasonable and adequate compensation than what will otherwise be available if the election is made for the benefits payable under the Flying Accident Compensation Order.

Your favourable and prompt consideration and that of your colleagues in the matter will appreciatively oblige.

We are sending a copy of this letter to your colleague the Honourable Mr. A. MacEachen for his information.

Yours Sincerely,



Gordon F. Coles

GFC/L

C.C. Mr. A. MacEachen

C.C. Chief Supt. Naval Research Est.

c.c. Mrs. C.L. Piggott

C O P Y

P.C. 6538

AT THE GOVERNMENT HOUSE AT OTTAWA  
THURSDAY, the 29th day of December, 1949

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

His Excellency the Governor General in Council, on the recommendation of the Minister of Finance and pursuant to the powers conferred by the Aeronautics Act, Revised Statutes of Canada, 1927, chapter 3, is pleased, hereby, to revoke Orders in Council P.C. 44/8848 of 22nd November 1944 and P.C. 86/5966 of 24th December, 1948, and to make the following Order in substitution therefor:-

ORDER

1. This Order may be cited as "The Flying Accidents Compensation Order".
2. In this Order, unless the context otherwise requires,
  - (a) "employee" means a person other than a member of the armed forces of Canada employed in the public service of Canada or under the direction of any department of the public service of Canada;
  - (b) "Unscheduled flight" means a flight in an aircraft other than an aircraft operated on a scheduled flight by or on behalf of any person for hire or reward.
3. (1) Subject to section four, where an employee is killed or injured as a direct result of an unscheduled flight undertaken by him in the course of his duties in the public service of Canada, compensation will be paid for the death or injuries of that employee as if he were a member of the forces and his death or injury arose out of military service in peace time within the meaning of the Pension Act.
  - (2) For the purposes of this section,
    - (a) an employee other than an employee mentioned in paragraph (b) who receives salary at an annual rate within a range specified in Schedule A shall be deemed to be in receipt of pay and allowances for the military rank set opposite that range in Schedule A, and
    - (b) a member, part-time employee or consultant of the Defence Research Board and a person who serves that Board in an advisory or supervisory capacity without remuneration shall be deemed to be in receipt of pay and allowances for the military rank set opposite the description that applies to him in Schedule B.

4. Notwithstanding section three, no compensation shall be paid for any death or injury in respect of which provision for payment of compensation or a gratuity or pension is made by an Act, regulation or order, other than this Order, unless the claimant elects to accept the said compensation instead of the compensation, gratuity or pension under any such other Act, regulation or order.

5. In addition to any compensation payable in accordance with section three, compensation will be paid in respect of the funeral expenses of any employee who is killed after the 31st day of March, 1961 as a result of an unscheduled flight undertaken by him in an amount equal to the amount that would otherwise be payable in respect of such expenses under the Government Employees Compensation Act if the claimant had not elected to accept compensation under this Order and had made a claim under that Act.

(Amended by PC 1962-369, 22 Mar 62.)

SCHEDULE A

Military ranks to be imputed to persons in receipt of salary.

<u>Annual Rate of Salary</u>	<u>Rank</u>
\$3,000 or less	Lieutenant
3,001 to \$3,750	Captain
3,751 to \$5,000	Major
5,001 to \$6,500	Lieutenant-Colonel
6,501 to \$8,000	Colonel
8,001 or over	Brigadier

SCHEDULE B

Military ranks to be imputed to persons employed with the Defence Research Board.

<u>Description of Employee</u>	<u>Rank</u>
Members of the Defence Research Board	Brigadier
Members of the Defence Research Board Advisory Committee and Panels, consultants, and persons who serve in an advisory or supervisory capacity	Colonel
Students or scientists working on research projects for the Defence Research Board at universities or other institutions	Captain

6. Notwithstanding anything in this Order, no compensation shall be paid to or in respect of an employee who is killed or injured as a direct result of an unscheduled flight undertaken by him in the course of his duties in the public service of Canada where a mileage allowance under the Travel Regulations is paid or might, if claimed, be paid to any person in respect of that flight.

(Amended by PC 1963-74, 21 Jan 63.)

NATIONAL DEFENCE ACT

"217. Compensation may be paid to such extent, in such manner and to such persons as the Governor in Council may by regulation prescribe, in respect of disability or death resulting from injury or disease or aggravation thereof incurred by any person while

- (a) employed in the public service of Canada,
- (b) employed under the direction of any part of the public service of Canada, or
- (c) engaged, with or without remuneration, in an advisory, supervisory or consultative capacity in or on behalf of the public service of Canada,

and performing any function in relation to the Canadian Forces, the Defence Research Board or any forces co-operating with the Canadian Forces or the Defence Research Board, if the injury or disease or aggravation thereof arose out of or was directly connected with the performance of such functions, but no compensation shall be paid under this section in respect of any disability or death for which a pension is paid or payable by virtue of any of the provisions of the Pension Act."

P.A. 

DRB 105-PIGGOTT, C.I

OTTAWA 4, Ontario,  
May 21, 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

Further to our memorandum DRB 105-PIGGOTT, C.L. of  
May 11, 1965, a draft reply to Messrs Smith and Coles, as  
prepared by the JAG, is attached at flyleaf and recommended  
for your signature.

**APPROVED  
BY  
A. M. FORDYCE**

Chairman

ELK/lap



QUOTE NO. DRB 105-PIGGOTT, C.L.  
(JAG/G1)

MEMORANDUM

OFFICE OF THE JUDGE ADVOCATE GENERAL

To:

19 May 65

Directorate of General Services,  
Defence Research Board

Attention: Mr. W. Humphrey

Pursuant to our discussion of 11 May 65, forwarded herewith is the suggested reply to Messrs. Smith & Coles, the Barristers representing Mrs. Piggott.



(W. M. W. Shaw) Colonel  
Deputy Judge Advocate General

RIM/2-2201/cg

DBB 105-FIGGOTT, C.L.  
(JM/GJ)

May 1965.

Messrs. Smith & Cole,  
Barristers, Solicitors, Notaries,  
231 Hollis Street,  
Halifax, N.S.

Dear Sirs:

Re: Estate of Carmen L. Figgott -  
National Defence Act Section 217  
Chapter 184, RSC 1952

Please refer to my interim reply dated 11 May 1965.

It is noted that you have concluded that the amount of compensation payable under the Flying Accidents Compensation Order will not be affected by any insurance monies which may be payable as the result of Mr. Figgott's death. I have made enquiries on this score and am happy to advise you that the information I received confirms your conclusion.

Your request for a special submission to the Governor in Council invoking the provisions of section 217 of the National Defence Act on behalf of Mrs. Figgott and her two children has been carefully considered.

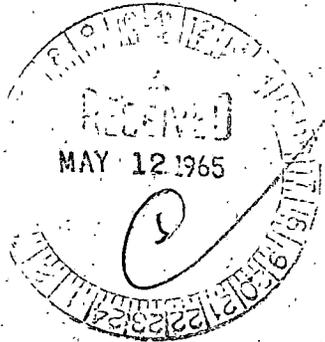
Since the benefits payable to Mrs. Figgott and her children under the Flying Accidents Compensation Order are greater than those provided under the legislation applying to the dependents of the other members of this unfortunate crew and compare favourably with rates of compensation provided under other Canadian pension legislation, it is not considered that a submission to the Governor General in Council under section 217 of the National Defence Act is warranted in the circumstances.

Yours sincerely,

E. D. Armstrong  
Deputy Minister

W.L. Martin, 2-2701/65

*W.L. Martin*



Ottawa 4, Ontario

11 May, 1965

Messrs. Smith and Coles,  
Barristers, Solicitors, Notaries,  
231 Hollis Street,  
Halifax, Nova Scotia.

Referred to	<i>Att</i>
File No.	MAY 12 1965 <i>270205 - Piggott, C.L.</i>
Chg'd. to	<i>J.P.K. 11/5/65</i>

Dear Sirs:

Re: Estate late Dr. C. L. Piggott.

Receipt is acknowledged of your letter of April 27th addressed to the Minister of National Defence and relating to the estate of the late Dr. C. L. Piggott.

The matter is now under study and it is expected we will be in a position to make a further reply to you shortly.

Yours very truly,

Original Signed by  
E. B. ARMSTRONG  
Deputy Minister

E. B. Armstrong  
Deputy Minister

100-1007-4258

cc: Minister's file

Case No.	100-111111
Date Recd.	10/10/10
Referred to	100-111111

10/10/10

DRB 105-PIGGOTT, C.L.

OUR FILE REF.....



CANADA

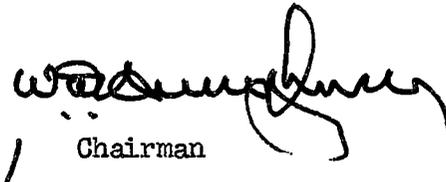
DEPARTMENT OF NATIONAL DEFENCE  
DEFENCE RESEARCH BOARD

Ottawa 4, Ontario,  
May 11, 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

1. We refer to your memorandum (Piggott, C.L.) of May 5 and the letter dated April 27 forwarded on the Ministerial Inquiry folder from Messrs Smith & Coles, solicitors for the widow of the late Dr. Piggott.
2. We are discussing with the JAG the representations put forward on behalf of Mrs. Piggott. When we have jointly agreed on the text of a reply, it will be forwarded in draft for your approval and signature.
3. In the meantime the attached draft acknowledgement of the solicitors' letter is recommended for dispatch.

  
Chairman

D R A F T

PIGGOTT, C.L.

Messrs Smith & Coles,  
Barristers, Colicators, Notaries,  
231 Hollis Street,  
Halifax, N.S.

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be in a position to make a further reply shortly.

Yours very truly,

Deputy Minister

P.A.



DRB-105-PIGGOTT, C.L.

Ottawa 4, Ontario,  
May , 1965.

Deputy Minister

Dr. C.L. Piggott, Deceased  
- Compensation

1. We refer to your memorandum (Piggott, C.L.) of May 5 and the letter dated April 27 forwarded on the Ministerial Inquiry folder from Messrs Smith & Coles, solicitors for the widow of the late Dr. Piggott.
2. We are discussing with the JAG the representations put forward on behalf of Mrs. Piggott. When we have jointly agreed on the text of a reply, it will be forwarded in draft for your approval and signature.
3. In the meantime the attached draft acknowledgement of the solicitors' letter is recommended for dispatch.

Original Signed by  
W. D. HUMPHREY

Chairman

WDH/bm

D R A F T

PIGGOTT, C.L.

Messrs Smith & Coles,  
Barristers, Colicitors, Notaries,  
231 Hollis Street,  
Halifax, N.S.

Dear Sirs,-

Re: Estate late Dr. C.L. Piggott

Receipt is acknowledged of your letter of April 27  
addressed to the Minister of National Defence and relating to the  
estate of the late Dr. C.L. Piggott.

The matter is under study. It is expected we will  
be in a position to make a further reply shortly.

Yours very truly,

Deputy Minister

DEPARTMENT OF NATIONAL DEFENCE

MINUTE SHEET

Referred to

REMARKS

To be signed in full showing Appointment, Telephone Number & Date

DCORB

1. I think that at least you, and possibly CORB, should see this. Mrs Figgitt gets little enough, of course, since you can never expect to duplicate the husband's earning power, but owing to the archaic translation of salaries into military ranks, she will get more than any other widow of personnel on the aircraft.

N. W. MORTON  
CHIEF OF PERSONNEL

10/5

DRBC PIGGOTT C.L. (C of P)

D R A F T

Ottawa 4, Ontario  
7 May, 1965

Office of the Deputy Minister  
of National Defence

Dr. C.L. Piggott

1. This will refer to your memorandum of 5 May, 1965 concerning compensation payable to Mrs. C.L. Piggott, the widow of the late Dr. C.L. Piggott, of the Defence Research Board. As you requested, attached is a copy of our directive of December 15, 1958.
2. We have reviewed the situation concerning compensation for Mrs. Piggott very thoroughly and feel that the provisions of the Flying Accidents Compensation Order are entirely appropriate in this case. We find in our investigations that Mrs. Piggott actually receives more in benefits than the widows of the other service personnel involved. We, therefore, do not intend to request benefits under the provisions of Section 217 of the National Defence Act.

Chairman, Defence Research Board

DEPARTMENT OF NATIONAL DEFENCE

MINUTE SHEET

C. L. PIGGOTT

Referred to

REMARKS

To be signed in full showing Appointment, Telephone Number & Date

NOTE TO FILE

Compensation under Flying Accidents Compensation Order

Mrs Piggott will receive annually \$2160 for herself and \$1248 for the two boys, for a total of \$3408. *Wrong figures!*

How much capital would she otherwise have had to have to bring in such a pension? Taking  $4\frac{1}{2}\%$  as the average interest rate on Government of Canada bonds, she would require capital in the amount of \$75,733 to produce this income.

Of course the above is an outside figure and if the question were re-worked on the basis of what capital would be required to produce an annuity of \$3408 reducing to \$2160 when both boys reach 16, the answer would probably be much lower.

Nevertheless the compensation for death under the Flying Accidents Compensation Order (bearing in mind that a death resulting from an accident in a government vehicle or otherwise on duty is very considerably lower) is a major concession on the part of the government.

May 6, 1965

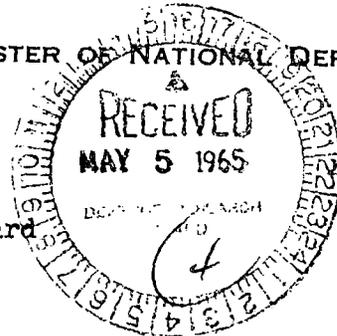
DGS *W. W. W. W. W.*

*Note: For estate tax purposes the \$2160 to Mrs P, assuming her age at 37, would be capitalized at \$39,133.82 - higher if she is younger. Children's allowance would be capitalized at approx \$10,700.00*

Piggott, C.L.

OFFICE OF THE DEPUTY MINISTER OF NATIONAL DEFENCE

MEMORANDUM:



May 65

Chairman, Defence Research Board

Dr. C. L. Piggott, Deceased  
Compensation

1 Please refer to the attached letter to the Minister from the solicitors for the late Dr. C. L. Piggott requesting the Minister to seek authority of the Governor in Council for payment of compensation under section 217 NDA in respect of Dr. Piggott's death.

2 A copy of the Flying Accidents Compensation Order and section 217 NDA are also attached. In view of the provisions of the Flying Accidents Compensation Order and the Government Employees Compensation Act, it has been the policy of this Department not to invoke section 217 of the NDA. However, I would appreciate receiving your views.

3 It should be mentioned that the civilian's salary and military rank equations in the Flying Accidents Compensation Order are such, at this time, that the benefits payable to a civilian employee under the Pension Act could be higher than those paid to a member of the forces with equivalent salary, e.g., a Squadron Leader engaged on flying duties may receive a salary at an annual rate in excess of \$8,000., whereas a civilian at that rate would be entitled to pension benefits payable to an Air Commodore.

4 I do not have a copy of the directive DRBC 356-20 dated December 15, 1958, which is mentioned on page 2 of the letter from the Minister's correspondent. Would you kindly forward a copy to me with your views.

5 If it is considered that a submission should be made under section 217 NDA, the Departments of Labour and Finance will, of course, have to be consulted.

Attach. (3)

(E. B. Armstrong)  
Deputy Minister

KENNETH S. SMITH, Q.C.  
GORDON F. COLES

SMITH & COLES  
BARRISTERS, SOLICITORS  
NOTARIES  
231 HOLLIS ST.  
HALIFAX, NOVA SCOTIA

PHONE 422-6333



April 27, 1965

The Honorable Paul Hellyer,  
Minister of National Defence  
OTTAWA ONTARIO

Dear Mr. Minister,

In the Matter of Section 217  
Chapter 184 RSC 1952 Being the  
National Defence Act and the  
late Dr. Carmen Leslie Piggott

We are solicitors to the Estate of the late Dr. Carmen L. Piggott, who met his death in the performance of his duties while attached to the Royal Canadian Air Force in the crash of Argos Aircraft 20727 in the vicinity of approximately 65 nautical miles North-North-west of the port of San Juan Puerto Rico on March 23, 1965.

Undoubtedly you are conversant with the particulars concerning the circumstances and the fact that Dr. Piggott was employed at the Naval Research Establishment at Dartmouth Nova Scotia as a Defence scientific service officer Gr.IV. That at the time of his death he was 37 years of age and survived by his wife and two children ages 4 and 7.

We have been advised by the Chief of the Defence Research Board that in accordance with the terms of the Public Service Superannuation Act, Mrs. Piggott will receive approximately \$1059. per annum based on 10 years, 5 months and 23 days pensionable service. The annuity is payable in monthly instalments of equal value and will continue until death or remarriage, whichever occurs first. The children, namely, Stephen David and Jeffrey Carmen, will each receive \$211. per annum payable in monthly instalments until 18 years of age.

In addition to the foregoing Mrs. Piggott is eligible to elect for benefits under the Flying Accident Compensation Order PC6358. Under this provision, she will receive an annual pension of \$2160, which

-2-

will continue so long as she does not remarry. in which event she would be entitled to one year's pension as a final payment. Under the same provisions, a pension on behalf of the two children in the amount of \$1248 per annum will be paid until the boy reaches the age of 16 years.

In summary, if Mrs. Piggott elects the benefits under the Flying Accident Compensation Order, our calculations on the advice given would indicate that she would receive approximately a monthly total pension in respect to herself and the children in the sum of \$407.41.

In order to receive the benefits under the Flying Accident Compensation Order she must elect to accept the compensation provided by this regulation instead of compensations or gratuities provided under any other act or regulation, and provided further that where any insurance moneys are payable, the amount of compensation otherwise payable under this regulation shall be reduced in proportion of the present value of such insurance moneys to the present value of the compensation which would otherwise be payable. We would understand that decisions have been made to the effect that the compensation that may be payable under the Order will not be reduced in proportion to any insurance moneys that might also be payable as a result of the death, that is to say, for our purposes if an election is made, we are able to advise Mrs. Piggott that the amount of compensation payable will not be effected by any insurance moneys which may also be payable.

The other proviso however, is a matter that we would interpret as excluding Mrs. Piggott from applying to the Governor in Council under the provisions of Section 217 of the National Defence Act, which pertains to what are marginally noted as " Special Cases" as provided for under the directive issued to Chief Superintendents and Superintendents' Headquarters Staff officers by the Defence Research Board dated December 15, 1958 being DRBC 356-2.

We should make mention that in addition to the pension benefits Mrs. Piggott will be entitled to a lump sum of \$5000. payable from the Supplementary Death Benefit Fund of the Public Service Superannuation Act Part II.

The purpose of our writing to you sir, is to place before you what we consider to be inadequate benefits payable having regard not only to the circumstances giving rise to Dr. Piggott's death but the standard of living that he had been able to provide for his wife and children and the very promising future that his career would indicate to have been available to him but for his untimely and tragic death. In his position, we would understand that since July last he was in receipt of an annual income of \$11,200. and from the point of view of his employment this will now be reduced to the pension and benefits totalling \$407.01 per month plus the lump sum benefit of \$5,000. or more accurately the interest earnings on that sum. Considering all the circumstances and particularly the contribution that Dr. Piggott had over the years of his

-3-

employment made in his work through Naval Research Establishment, it is our opinion that his death under the circumstances, should be treated as a "Special Case" and warrant the Governor in Council to grant compensation to a greater extent than what will be provided if the election is made under the provisions of the Flying Accident Compensation Order.

It is of course understood that no compensation can hope to be measured to the loss which the wife and family have suffered and the loss which this country through its research program has suffered in his death. On the other hand, we would think that the intent and purpose of the said Section 217 of the National Defence Act to be such as to enable the Governor in Council to consider cases of this kind as Special Cases, so as to ensure a more reasonable compensation than what is otherwise provided, having regard to the circumstances of each such case.

Accordingly we do not feel that we can advise Mrs. Piggott to exercise the election required of her until we have exhausted the other alternatives and in particular the provisions of the National Defence Act, to which we have referred. We would be most obliged to receive your early and favourable consideration to our request that the Government is prepared to consider Dr. Piggott's death as a Special Case and to grant more reasonable and adequate compensation than what will otherwise be available if the election is made for the benefits payable under the Flying Accident Compensation Order.

Your favourable and prompt consideration and that of your colleagues in the matter will appreciatively oblige.

We are sending a copy of this letter to your colleague the Honourable Mr. A. MacEachen for his information.

Yours Sincerely,

  
Gordon F. Coles

GFC/L  
C.C. Mr. A. MacEachen  
C.C. Chief Supt. Naval Research Est.  
c.c. Mrs. C.L. Piggott

DRBC PIGGOTT C.L. (C of P)

7 May, 1965

Note To File

I received a telephone call from Mr. W.S. Tomlinson of the Canada Pension Commission, inquiring about Mrs. Piggott's election under the Flying Accidents Compensation Order. I informed him that, to date the election had not been made but that all other documents requested in their letter of 24 March, 1965, had been obtained and were on file. Mr. Tomlinson asked if there was any particular reason for the delay in making the election, or if there was any further information we required from the Pension Commission in order for Mrs. Piggott to complete the election form. I informed Mr. Tomlinson of the recent inquiry received from Mrs. Piggott's lawyer, inquiring as to the possibility for payment of compensation under Section 217 of the National Defence Act. I further advised him that until this problem was resolved it was unlikely any election on the Flying Accidents Order would be forthcoming. Mr. Tomlinson advised me that elections had been filed by the survivors of all the other crew members. He also informed me that if an award was made to Mrs. Piggott, as a result of her election under the Flying Acts Order, it would be the largest award for the entire crew at \$180 per month. The next highest award was for the S/L at \$152 per month. Mr. Tomlinson (Local 2-5923) said he would be available for any assistance we may require from the Canada Pension Commission.

  
(Chief of Personnel

DRBC/PIGGOTT, C.L.  
(C of F)

Ottawa 4, Ontario.  
21 April 1965.

Smith & Coles  
Barristers, Solicitors  
Notaries  
231 Hollis Street  
Halifax, N.S.

Re: Estate Dr. Carmen L. Piggott

Dear Mr. Coles,

Reference is made to your letter dated April 6th, requesting details of pensions and other benefits payable to Mrs. Piggott, resulting from the death of her husband on March 23rd, 1965.

In accordance with the terms of the Public Service Superannuation Act, Mrs. Piggott will receive an immediate annuity of approximately \$1,059.00 per annum, based on ten years, five months, twenty-three days pensionable service. The annuity is payable in equal monthly instalments and continues until death or re-marriage, whichever occurs first. The children, Stephen David and Jeffrey Carmen, will each receive \$211.00 per annum payable in monthly instalments until eighteen years of age. The foregoing calculations are approximate and subject to confirmation by the Superannuation Branch, Department of Finance.

In addition Mrs. Piggott will receive a lump sum payment in the amount of \$5,000.00 payable from the Supplementary Death Benefit Fund of the Public Service Superannuation Act, Part II. In order that the above payments may be made, we have requested the Minister of Finance to issue a death certificate for superannuation purposes only, in accordance with Section 19 (a) of the Public Service Superannuation Act. A copy of the certificate in question is attached for your retention.

Mrs. Piggott is also eligible to elect for benefits under the Flying Accident Compensation Order PC6538. An annual pension of \$2,160.00 which would be continued so long as she does not remarry or otherwise disentitle herself, and in the event of remarriage the award would be discontinued and she would then be entitled to one year's pension as a final payment.

....2

- 2 -

The rate of pension on behalf of two children would amount to \$1,248.00 per annum and this would continue until they reach the statutory age limit, which is sixteen for boys and seventeen for girls. There is a provision in the Act whereby pension may be continued for a child after it reaches the expiry age providing such child is following and making satisfactory progress in a course of instruction approved by the Commission. These payments may not be continued beyond the age of twenty-one years. No pension may be paid on behalf of a child after it has married.

Please have Mrs. Piggott sign the attached election form and return two copies to this office as soon as possible. I am also enclosing a statement of death issued by the Department of National Defence.

Yours truly,

Original Signed by  
**J. J. HUSSEY**  
for Chairman,  
Defence Research Board.

encl.

J.R./as

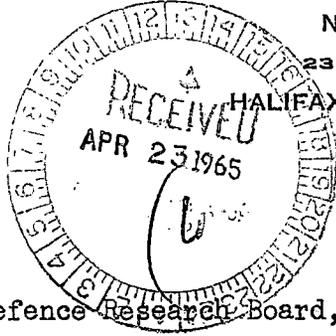
**SMITH & COLES**  
BARRISTERS, SOLICITORS  
NOTARIES

231 HOLLIS ST.

HALIFAX, NOVA SCOTIA

PHONE 422-6563  
P. O. BOX 293

KEVIN S. SMITH, Q.C.  
GORDON F. COLES



Chairman Defence Research Board,  
A Bldg.,  
OTTAWA 4, Ontario.

Attn. Chief of Personnel

Re: Estate Dr. Carmen L. Piggott

April 21, 1965

Referred to CSP

APR 23 35

File No. Piggott Carmen

Chg'd. to Lambert

Dear Sirs:

*PA.* →

With reference to ours of April 6th, we are anxious to be advised of the amount of pension benefits that are payable to the widow under her late husband's superannuation and under the Flying Accidents Benefit provisions and we would be obliged if you have computed this to receive same at your earliest convenience.

We have not had the widow sign the Flying Accidents Benefits form as yet as it constitutes a Release to any other benefits to which she may be entitled and before any decision can be reached it is important to have before us the total amount of these benefits.

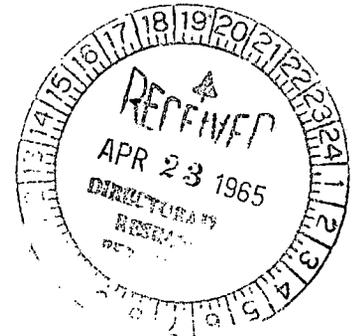
Yours faithfully,

SMITH & COLES

Per *Gordon F. Coles*

GFC/L  
c.c. G.L. Garland  
Naval Research Est.,  
F.M.O. Halifax.

APR 23 1965  
*[Signature]*



DRBC PIGGOT C.L.  
(C of P)

Ottawa 4, Ontario  
7 April, 1965

Chief Superintendent  
NRE

Death Certificate

1. Reference is made to telephone conversation Garland-O'German of 6 April, 1965.
2. We have provided the Superannuation Branch with a copy of a statement received from the Director General of Administration, which provides some details concerning the ARGUS crash and also stating that the 15 RCAF personnel have been officially declared as "killed during flying operations". A copy of this document is enclosed for your information, in addition to our letter to the Superannuation Branch.
3. We understand the Superannuation Branch are taking immediate action to submit this evidence to the Minister of Finance for issuance of a death certificate for Dr. Piggot, in accordance with Section 19(a) of the PSSA.
4. Since we expect receipt of the death certificate late this week or early next week, we suggest you forward the normal documents required in cases of death, i.e. notice the termination, Statutory Declaration Form 133, Income Tax Declaration and certified copy of Form FA9. We can then request payment of the death benefit and initiation of the widow's annuity.
5. As we have been informed that the death certificate to be issued, will be for purposes of the Public Service Superannuation Act and that this will be stated on the certificate, it now must be determined if this certificate will be valid and

-2-

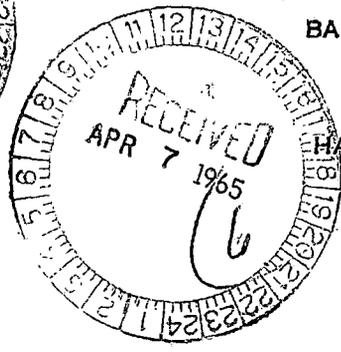
PH

recognized by the Province of Nova Scotia, for all other purposes. We were unable to determine from JAG the answer to this question and, as advised yesterday, it is suggested you contact A/JAG Halifax who may be able to assist us.

6. Also enclosed is a copy of a letter from the Canadian Pension Commission outlining the information they require to provide compensation under the Flying Accidents Compensation Order. It is understood you will have already obtained part of this information and the Pension Commission Office in Halifax will be able to assist you in the event any problems are encountered.

Original Signed by K. O'Gorman

Chairman, Defence Research Board



**SMITH & COLES**  
BARRISTERS, SOLICITORS  
NOTARIES  
231 HOLLIS ST.  
HALIFAX, NOVA SCOTIA

PHONE 422-6563  
P. O. BOX 293

April 6, 1965

Chairman Defence Research Board  
A. Building,  
OTTAWA, 4 Ontario.

Referred to	<i>C. G. P.</i>
APR 7 1965	
File No.	<i>Piggott Carmen</i>
Chg'd. to	<i>L. Lambert</i>

*Cop 293-05*

Attn. Chief of Personnel

Re: Estate Dr. Carmen L. Piggott

Dear Sirs:

We are solicitors for the Estate of the above noted and were advised by the Superintendent Naval Research Establishment at Dartmouth that we should write you direct for full particulars of pensions and other benefits that will be payable to the widow resulting from the tragic death of her husband in the recent crash of the Argos aircraft off Peurto Rico.

We would be obliged to receive all relevant particulars at your early convenience and amortize the amounts of the pension benefits for the Estate Tax Returns. Undoubtedly we will be requested to furnish the insurance companies with a Statutory Declaration pertaining to death in substitution for a normal death certificate which under the circumstances will not be available to us. Perhaps in reply you would be kind enough to advise whether your office can furnish such a declaration of death or the appropriate office to which we should write.

Your early attention in the matter will oblige.

Yours very truly,

SMITH & COLES

Per

*Gordon F. Coles*

GFC/L



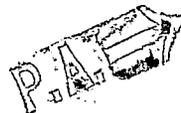
# MESSAGE FORM

FOR COMMEN/SIGNALS USE

FILE DRBC/PIGGOTT, C.I.

(NUMBER)

000200



PRECEDENCE - ACTION <b>TOP PRIORITY</b>		PRECEDENCE - INFO DEFERRED		DATE - TIME GROUP <b>1 1603 APR 65</b>		MESSAGE INSTRUCTIONS
FROM	<del>DRB OTTAWA</del> DRB OTTAWA <del>XXX</del>			<b>1 APR 65 16 35z</b>		PREFIX <b>GR</b>
TO	<del>XX</del> NAVRESEARCH DARTMOUTH					SECURITY CLASSIFICATION <b>UNCLASSIFIED</b>
INFO	<p style="text-align: center;"><i>DRB-663</i></p> TELEPHONE GARLAND/HUSSEY REF CARMEN L PIGGOTT (.)					ORIGINATOR'S NUMBER <b>DRB 6637</b>

PLEASE FORWARD FOLLOWING DOCUMENTATION (.) - A COPY OF THE AUTHORIZATION TO UNDERTAKE AIR TRAVEL ON DUTY OTHER THAN A COMMERCIAL AIRCRAFT ON A SCHEDULED FLIGHT (.) A STATEMENT THAT DEATH WAS DIRECT RESULT OF A FLIGHT UNDERTAKEN BY THE EMPLOYEE UNDER DUE AUTHORITY AND IN THE COURSE OF HIS DUTIES OTHER THAN A FLIGHT IN A COMMERCIAL AIR LINE PLANE ON A SCHEDULED FLIGHT (.) A STATEMENT OUTLINING THE PRECISE DUTIES ON WHICH THE EMPLOYEE WAS ENGAGED AT THE TIME (.) IF POSSIBLE WE WOULD APPRECIATE THE FINDINGS OF ANY COURT OF INQUIRY OR INVESTIGATION WHICH WAS HELD AS TO THE CAUSE OF THE ACCIDENT AND THE CIRCUMSTANCES CONNECTED THEREWITH (.) THE ABOVE DOCUMENTS ARE URGENTLY REQUIRED IN ORDER TO PROCESS BENEFIT PAYMENTS (.)

PAGE	OF	PAGES	REFERS TO MESSAGE		DRAFTER'S NAME		OFFICE	TEL.			
					<b>J HUSSEY</b>		<b>PERSONNEL</b>	<b>2-7631</b>			
			CLASSIFIED YES <input type="checkbox"/> NO <input type="checkbox"/>								
FOR OPR'S USE	<b>R</b>	DATE	TIME	SYSTEM	OPERATOR	<b>D</b>	DATE	TIME	SYSTEM	OPERATOR	RELEASING OFFICER'S SIGNATURE
											<i>J Hussey</i> for CDRB

DEPARTMENT OF NATIONAL DEFENCE

MINUTE SHEET

Referred to

REMARKS

To be signed in full showing Appointment, Telephone Number & Date

Miss Prattis:

Re: Pension Claim/Mrs. Pigott

According to the Air Force Pension Branch in Ottawa, the investigation, etc., into the plane crash involving Dr. Pigott is being conducted by the Maritime Air Command, Transportation & Rescue Branch, at Halifax, N.S., which normally takes a minimum of 6 weeks. The official death certificate would no doubt be issued by the appropriate Nova Scotia

Provincial Government department.

In view of the foregoing, do you not think that CS/NRE should be the liaison between DRB and the organizations concerned with the investigation and issuance of official documents, etc.?

30-3-65

*(2)*  
*Mr. Duggan*  
*That would seem like a Pension*  
*very good idea as the Pension*  
*Commission also has an*  
*Office in Halifax*  
*would you discuss and*  
*with his kids and*  
*follow up with CS/NRE*  
*G. P. Duggan*  
*RP*  
*3/13/65*



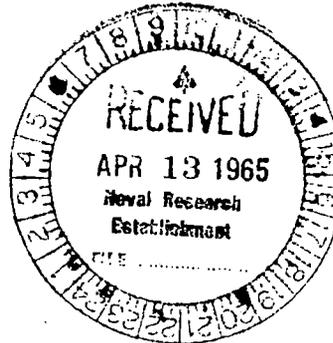
**CONFIDENTIAL**  
**Department of National Defence**

IN REPLY PLEASE QUOTE  
NO. AJAG/0-2.

OFFICE OF THE JUDGE ADVOCATE GENERAL  
H.M.C. Dockyard, Halifax, N.S.

12 April 1965.

Chief Superintendent  
Naval Research Establishment  
c/o Fleet Mail Office  
HMC Dockyard  
Halifax, N.S.



Attention: Mr. Garland

Proof of Death  
Doctor Carmen L. Piggott.

1. Attached in six copies is an affidavit sworn by Squadron Leader C.L. Rippon of this office, concerning the circumstances surrounding the death of Doctor Piggott as disclosed in the board of inquiry convened by the Royal Canadian Air Force to investigate the crash.
2. It is regretted that the transmission of this affidavit to you has been delayed. However, it was necessary to secure the authority of Canadian Forces Headquarters before the contents of the affidavit could be made available to you.
3. You will recall that I discussed the matter of proof of death for probate purposes with the Deputy Registrar of the Probate Court. She advised me that the Registrar of Probate would like to have a copy of the board of inquiry convened to investigate the crash. However, on being told that the board of inquiry was a classified one, she suggested that an affidavit might be acceptable to the Registrar of Probate. Accordingly, she suggested that when an application for probate of the estate is made, a copy of the affidavit should be included with the Will.
4. If the Registrar of Probate should require something further besides the affidavit by way of proof of death, this office would be only too pleased to assist you in endeavouring to comply with the Registrar's requirements.

(C. Hutchins) Lieutenant Colonel  
Assistant Judge Advocate General

CH/MEP

**CONFIDENTIAL**

AFFIDAVIT

COUNTY OF HALIFAX  
PROVINCE OF NOVA SCOTIA

)  
) IN THE MATTER OF the estate of  
) Garson L. Piggott.  
)  
)

TO WIT:

I, 205211 Squadron Leader Clive Langley Rippon, an officer  
in the Royal Canadian Air Force, make oath and say as follows:

1. That I am the Assistant Deputy Judge Advocate,  
Maritimes stationed at HMC Dockyard, Halifax, Nova  
Scotia;
2. That in the course of my duties I have examined the  
Canadian Forces official investigation into the  
crash of Argus Aircraft 20727;
3. That Argus Aircraft 20727 took off from the United  
States Navy Base at Roosevelt Roads, Puerto Rico  
at 2319 hours Greenwich Mean Time 23 March 1965;
4. That Dr. Garson L. Piggott, the scientific adviser  
to the Air Officer Commanding, Maritime Air Command  
was on board Argus Aircraft 20727 and performing his  
normal duties during this flight;
5. That Argus Aircraft 20727 crashed in the sea at  
approximately 0317 hours Greenwich Mean Time on the  
24th of March 1965 approximately sixty-five nautical  
miles north-northwest of the port of San Juan,  
Puerto Rico;
6. That the area of the crash was searched shortly after  
the accident at which time some equipment was found  
which positively identified the aircraft as Argus  
20727;
7. That no survivors were sighted or recovered; and
8. That Dr. Garson L. Piggott is presumed to be dead  
as a result of the crash.

SWORN before me at the City  
of Halifax, County of Halifax  
Province of Nova Scotia, this  
7th Day of April, A.D. 1965.

Clive Langley Rippon

Clayton Hutchins

Notary Public in and for the  
Province of Nova Scotia.

093-20727 (XXXXXX)

**MEMORANDUM**

31 Mar 65

Chief of Personnel, HMB

Certification of Death - Dr. G.L. Piggett

Reference: a. Telen Dr. Norton - Capt Solomon 31 Mar.

1. The subject HMB civilian employee was aboard Argus aircraft 23727, on the night of 23 Mar 65, engaged in ASW operations during Exercise "Maple Spring Beard", when that aircraft crashed into the ocean 60 miles north of San Juan, Puerto Rico.

2. Although there were no eyewitnesses to the crash, HMS "Alcide", the submarine with which the aircraft was exercising, reported the accident stating that, three or four minutes after last radio contact with the aircraft, a large flash was seen on the horizon and breaking-up sounds were heard on the hydrograph. The submarine immediately reported the incident and proceeded to the scene, where it was joined by two aircraft. That night and the following day, over a period of sixteen hours in all, six ships, two submarines and various aircraft searched an area extending to eight miles from the crash site. A large amount of internal equipment from an Argus aircraft was found, e.g. dinghys, sea chests, exposure suits, plywood floor panels, etc. However no survivors nor bodies were located.

3. Under authority of Section 41 of the National Defence Act, the fifteen RCAP personnel comprising the crew of Argus 23727, have been officially declared as "killed during flying operations" and death certificates to this effect have been issued by CFBQ authorities this date, since it is considered that there is conclusive proof that these personnel have perished.

*G. P. Jacobsen*  
(G.P. Jacobsen) Capt RCN  
Air Commodore  
Director General of Administration  
2-2031

26625

C Ops R. Lt. Rankin 23355

DGO 7/Lt. McIlraith 23858

Legal Branch S/L Dingwall 24000

Our file ref. 0 1010-20727 (COPR/  
DFS)

DEPARTMENT OF NATIONAL DEFENCE

Canadian Forces Headquarters  
OTTAWA, Ont.  
30 Apr 65



Referred to *Col P*  
MAY 3 1965  
File *W. Piggott, C.L.*  
Cl'd to

The Canadian Pension Commission  
Veterans Memorial Bldg  
Wellington St  
Ottawa Ont

attention: Assistant Chief Medical Adviser  
Dr B. Laurin

AIRCRAFT ACCIDENT - ARGUS 20727

1. On 23 March 1965, the following personnel died as the result of the crash of Argus aircraft 20727 into the sea approximately 60 miles off the north coast of Puerto Rico.

219820	F/L	Huet	Jeka	- nCAF regular
245595	F/O	Maguire	CA	"
82247	F/O	Peele	JM	"
30112	F/L	Tetrault	JW	"
151887	F/O	Knights	FA	"
94313	F/O	Cromlish	BWG	"
231199	F/L	Sorge	CM	"
73565	F/O	Johnson	RC	"
159591	F/O	Richardson	JA	"
94315	F/O	Williams	RG	"
52283	F/O	Cocks	HJ	"
203492	F/L	Ferron	Jb.	"
29479	Sgt	Chapman	P	"
226620	Sgt	Jones	M	"
20768	S/L	Anderson	JA	"
		Dr. Piggott	CL	- Defence Research Board.

2. The aircraft was on an authorized flight and crashed during an interval in exercises involving HM submarine "Alcide".
3. The evidence submitted by the Board of Inquiry reveals that:
  - a. the cause of the accident is undetermined;
  - b. no evidence was obtained to indicate that any of the crew members or any other person was to blame for the accident;
  - c. all deaths were attributable to military service.

*J.T. Mullens*  
Wing Commander  
for Chief of the Defence Staff

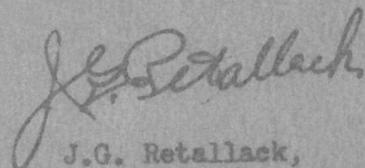
Duties as Scientific Consultant to AOC/MAC

- REF: (a) DRB ORGANIZATION LETTER NO. 32,  
DRBS 100-1/40 dated 23 February 1965  
(b) NRE 100-1-SA dated 23 November 1964  
(c) MAC 004-2 (AOC) dated 3 December 1964

Reference (a) formalizes the attachment of Scientific Consultants to FOAC and AOC/MAC and their respective terms of reference. Reference (b) contained a copy of the letter nominating Dr. Piggott as the Scientific Consultant to the AOC/MAC, and reference (c) is the acceptance of this nomination by the AOC.

The relevant terms of reference, Appendix B to reference (a), were designed to take into account the necessity for the Scientific Consultant to observe operational conditions at first hand in order that he might effectively assist the command to which he was attached in determining the problems which will respond to scientific treatment and providing meaningful advice on them.

Dr. Piggott's participation in this exercise was for the purpose of giving him directly some understanding of the circumstances to which his scientific advice was expected to be pertinent.



J.G. Retallack,  
Chief Superintendent.

N.R.E.

2 April 1965

COPY

OO4-2 (AOC)

3 Dec 64

Ref: Your NRE 100-1-SA 23 Nov 64

Chief Superintendent  
Defence Research Board  
Naval Research Establishment,  
Dartmouth, N.S.

SCIENTIFIC CONSULTANT - AIR OFFICER COMMANDING/  
MARITIME AIR COMMAND

1. I agree with the nomination of Dr. Piggott as Scientific Consultant to the Air Officer Commanding, Maritime Air Command, effectively immediately.
2. A posting of not less than two years is satisfactory and I am sure the assistance of Dr. Piggott will be most useful to me and my staff.

original signed

(FS Carpenter) A/C  
AOC MAC

07 April 1965

Dr. J.G. Retallack,  
Chief Superintendent,  
Naval Research Establishment,  
Dartmouth, N.S.

Dear Dr. Retallack:

Re: Dr. C.L. Piggott,  
Scientific Adviser, Maritime Air Command

Dr. C.L. Piggott's death in an air crash near Puerto Rico occurred while he was functioning as Scientific Consultant to the Air Officer Commanding, Maritime Air Command. His duties as consultant required him to observe our anti-submarine operations. It was while engaged in these duties that he was killed.

(FS Carpenter)  
Air Commodore

DEPARTMENT OF NATIONAL DEFENCE  
MINUTE SHEET

Referred to	REMARKS To be signed in full showing Appointment, Telephone Number & Date
<u>SOSO</u>	<p>1 Add DR. PIGGOTT (S/A &amp; AOC) to 13 MAR - 26 MAR Deployment. Arrange air transport.</p> <p>2 Let me know details so I can inform Dr. Piggott.</p> <p style="text-align: right;"><i>[Signature]</i> SOASO 295061 855</p> <p><u>SOASO</u></p> <p>DR PIGGOTT'S name added to airlift #10 bothways aircraft is an Aqwa departing Greenwood 131000 Z for Ross Rd &amp; returning 26 Mar dep R/R 261400 Z.</p> <p style="text-align: right;"><i>[Signature]</i> SOASO (27) 1/2</p>

7530-21-362-7241  
DND 317





COMMANDING OFFICER'S STATEMENT

4

(a) WAS THE INJURY SUSTAINED:

( i ) IN THE PERFORMANCE OF MILITARY DUTY? Yes

( ii ) NATURE OF DUTY:

This crew of 404 Sqn was on detached duty at Roosevelt Roads in Puerto Rico participating in a joint Canadian - US ASW Exercise "Maplespring" when the Argus aircraft 20727 crashed into the sea.

( iii ) WAS IT INCURRED IN A GAME OR OTHER FORM OF PHYSICAL RECREATION ORGANIZED BY OR IN ACCORDANCE WITH ANY SERVICE ORDERS OR INSTRUCTIONS? No

( iv ) IF ANSWER TO (iii) IS "YES", IDENTIFY ORDER N/A

( v ) IF IT WAS INCURRED ON LEAVE, WAS SUCH LEAVE WITH OR WITHOUT PAY? N/A

( vi ) WAS ANY ONE TO BLAME? See Board of Inquiry 21-56-20727  
See Board of Inquiry

( vii ) WERE THERE ANY WITNESSES TO THE ACCIDENT? 21-56-20727 IF "YES" THEIR STATEMENTS INCLUDING NAMES AND PARTICULARS SHALL BE ATTACHED.

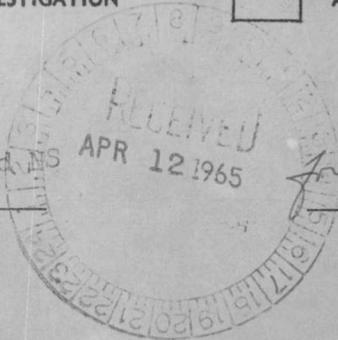
( viii ) ANY FURTHER REMARKS HAVING A BEARING ON THE ACCIDENT.

(b) IS THE ACCIDENT BEING INVESTIGATED BY  BOARD OF INQUIRY (i)  COMMANDING OFFICERS INVESTIGATION (ii)  UNDERWRITERS ADJUSTMENT BUREAU (iii)

31 Mar  
DATE



Stn Greenwood  
UNIT



*El Baudoux*  
(EL Baudoux) G/C  
COMMANDING OFFICER

NDHQ STATEMENT

PROCEEDINGS MENTIONED IN PARA 4 (b) (i) OR (ii) ABOVE ARE FILED ON NDHQ FILE NUMBER 01010-20727

COMMANDING OFFICER'S STATEMENT

4  
1(a) WAS THE INJURY SUSTAINED:

(i) IN THE PERFORMANCE OF MILITARY DUTY? Yes

(ii) NATURE OF DUTY:

This crew of 40 men was on detached duty at Roosevelt Roads in Puerto Rico participating in a joint Canadian - US Navy exercise "Maplespring" when the C-119 aircraft 20727 crashed into the sea.

(iii) WAS IT INCURRED IN A GAME OR OTHER FORM OF PHYSICAL RECREATION ORGANIZED BY OR IN ACCORDANCE WITH ANY SERVICE ORDERS OR INSTRUCTIONS? No

(iv) IF ANSWER TO (iii) IS "YES", IDENTIFY ORDER N/A

(v) IF IT WAS INCURRED ON LEAVE, WAS SUCH LEAVE WITH OR WITHOUT PAY? N/A

(vi) WAS ANY ONE TO BLAME? See Board of Inquiry 21-56-20727  
See Board of Inquiry

(vii) WERE THERE ANY WITNESSES TO THE ACCIDENT? 21-56-20727 IF "YES" THEIR STATEMENTS INCLUDING NAMES AND PARTICULARS SHALL BE ATTACHED.

(viii) ANY FURTHER REMARKS HAVING A BEARING ON THE ACCIDENT.

(b) IS THE ACCIDENT BEING INVESTIGATED BY: BOARD OF INQUIRY  COMMANDING OFFICERS INVESTIGATION  UNDERWRITERS ADJUSTMENT BUREAU

31 Mar  
DATE



Stn Greenwood  
UNIT

APR 12 1965

*EL Baudoux*  
(EL Baudoux) G/C  
COMMANDING OFFICER

NDHQ STATEMENT

PROCEEDINGS MENTIONED IN PARA 4 (b)(i) OR (ii) ABOVE ARE FILED ON NDHQ FILE NUMBER 01010-20727

ELECTION TO RECEIVE BENEFITS UNDER  
THE FLYING ACCIDENTS COMPENSATION ORDER P.C. 6538

Date ..... *September 15, 1965* .....

Deceased - Name - Carmen Lambert Piggott  
Department - Department of National Defence, Defence Research Board,  
Naval Research Establishment

Widow - Name - Dorothy Pearl Piggott  
Address - 22 Lakeview Avenue  
Dartmouth, Nova Scotia

I, Dorothy Pearl Piggott, widow of the late Carmen Lambert Piggott, have had the options available to me under The Flying Accidents Compensation Order fully explained and thoroughly understand them.

I elect to receive pension under the terms of P.C. 6538, The Flying Accidents Compensation Order, which I understand is payable in accordance with the terms of the Pension Act.

I have not made application for Workmen's Compensation, or any benefit under any other Act, Regulation or Order.

I fully understand in the event of my being awarded pension under The Flying Accidents Compensation Order, I am precluded from filing application for, or receiving benefits under any other Act, Regulation or Order.

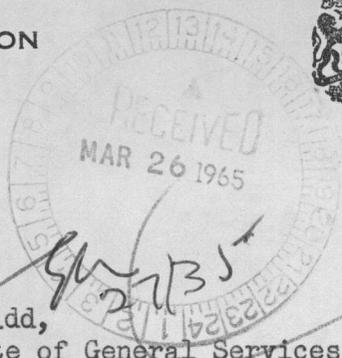
*Dorothy P. Piggott*  
.....  
Signature of Applicant

*[Signature]*  
.....  
Witness

THE CANADIAN  
PENSION COMMISSION



IN REPLY REFER TO



OTTAWA 4, March 24th, 1965.

Miss E. Kidd,  
Directorate of General Services,  
Defence Research Board,  
Daly Annex, Mackenzie Avenue,  
O t t a w a.

Referred to.....	S.S.A.
File No.....	MAR 26 1965 7761 356-2
Chg'd. to.....	Col P 24/3

Re: The Flying Accidents Compensation Order

Dear Miss Kidd:

This is in reply to your inquiry concerning the information this Commission would require in order to deal with an application for pension under the above-mentioned Order.

No particular claim form is required for election but the Commission should be furnished with the following information:

- √ 1. The full names and address of widow and children with dates of birth of the latter;
2. The official death certificate or a certified copy thereof;
3. The findings of any Court of Inquiry or investigation which was held as to the cause of the accident, and the circumstances in connection therewith;
- √ 4. The classification, position number and salary or wage rate at the time of the accident;
- √ 5. The precise duty on which the employee was engaged at the time;
6. A copy of the authorization to undertake air travel on duty other than in a commercial aircraft on a scheduled flight;
7. Advice that the death or injury was a direct result of a flight undertaken by the employee under due authority and in the course of his duty other than a flight in a commercial air line plane on a scheduled flight;
8. The applicant's signed election, or a certified true copy thereof, claiming for benefits under this Order, and stating that it is understood this election will prohibit compensation under any other act or regulation.

If the applicant elects to receive benefits under The Flying Accidents Compensation Order, she should complete an undertaking along the lines of the draft attached hereto. With respect to this form, the only option which need be explained to the widow would be that contained in Section 4 of The Flying Accidents Compensation Order of which I understand you have a copy. In other words, if the applicant elects to accept an award under The Flying Accidents Order, she will be precluded from receiving benefits under any other Act, regulation or order.

...2

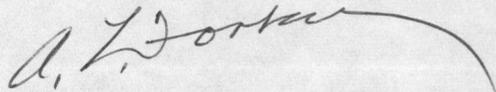
2.

The benefits to which a widow would be entitled under the Pension Act are briefly as follows:

An annual pension of \$2,160 (provided her husband was in receipt of \$8,000 or over a year), which would be continued so long as she does not remarry or otherwise disentitle herself, and in the event of remarriage the award would be discontinued and she would then be entitled to one year's pension as a final payment.

The rate of pension on behalf of two children would amount to \$1,248 per annum and this would continue until they reach the statutory age limit, which is sixteen for boys and seventeen for girls. There is a provision in the Act whereby pension may be continued for a child after it reaches the expiry age providing such child is following and making satisfactory progress in a course of instruction approved by the Commission. These payments may not be continued beyond the age of twenty-one years. No pension may be paid on behalf of a child after it has married.

—  
Yours faithfully,



A.L. Fortey,  
Secretary.

Encl.

ELECTION TO RECEIVE BENEFITS UNDER  
THE FLYING ACCIDENTS COMPENSATION ORDER P.C. 6538

Date .....

Deceased - Name -  
Department -

Widow - Name -  
Address -

I,....., widow of the late .....,  
have had the options available to me under The Flying Accidents Compensation  
Order fully explained and thoroughly understand them.

I elect to receive pension under the terms of P.C. 6538, The Flying  
Accidents Compensation Order, which I understand is payable in accordance  
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I have not made application for Workmen's Compensation, or any  
benefit under any other Act, Regulation or Order.

I fully understand in the event of my being awarded pension under  
The Flying Accidents Compensation Order, I am precluded from filing  
application for, or receiving benefits under any other Act, Regulation  
or Order.

.....  
Signature of Applicant.

.....  
Witness.