

an opinion pursuant to the provisions of Paragraph 5 (b) of these Regulations that any officer or servant of the Crown is legally liable to reimburse the Crown, state that the negligence was of a minor character.

(d) In a case where in the opinion of the Deputy Minister of Justice such officer or servant is so liable after the claim has been paid in whole or in part, demand shall, except where the negligence involved is of a minor character, be made upon such officer or servant for reimbursement to the following extent:-

- (i) where the amount paid by the Crown in respect of such claim is \$25.00 or less the full amount paid by the Crown;
- (ii) where the amount paid by the Crown in respect of such claim is more than \$25.00 and does not exceed \$100.00, one-half of the amount paid by the Crown, or \$25.00, whichever is the greater;
- (iii) where the amount paid by the Crown in respect of such claim is more than \$100.00 and does not exceed \$300.00 one-third of the amount paid by the Crown or \$50.00, whichever is the greater.
- (iv) where the amount paid by the Crown in respect of such claim is more than \$300.00 and does not exceed \$350.00 one-quarter of the amount paid by the Crown or \$100.00 whichever is the greater.

6. If such officer or servant does not within a reasonable time arrange for the payment of the amount so demanded, action shall be taken by the Officer Commanding concerned to charge said officer or servant, if a member of the Military or Air Forces, under the appropriate Section of the Army Act or the Air Force Act, and if a conviction is obtained, the amount provided above shall be awarded as a stoppage of pay against the officer or servant concerned.

7. In the event that a claimant is entitled to receive compensation from an insurance company for the damages he has suffered, any claim either by the claimant or by the insurance company will be rejected, save and except that if in the case of collision insurance, the insurance contract of the claimant provides for a sum to be payable by the claimant in respect of each claim, the claim for compensation may be considered up to but not exceeding the amount so payable by the claimant as provided in his policy.

8. Should a person who claims damage or injury institute legal proceedings against an officer, soldier, or airman, or should criminal proceedings be instituted against such officer, soldier, or airman as a result of his operation of a motor vehicle, then, if the Officer Commanding concerned is of the opinion that the officer or soldier concerned was acting within the scope of his duties or employment and was not guilty of negligence, and that it is proper and advisable, the said Officer Commanding concerned is empowered to employ counsel at the expense of the Crown to act for the officer, soldier or airman in question.

9./