

I assent.

**D. J. G. ROSE**  
Governor-General.

4th November, 1968.

ACT NO. 22 OF 1968.

PENSIONS (CONSOLIDATION) (AMENDMENT) ACT, 1968.

Arrangement of Sections.

Section

1. Short title and commencement.
2. Insertion of section 6A in the Principal Ordinance.
3. Insertion of section 9A in the Principal Ordinance.

AN ACT to amend the Pensions (Consolidation) Ordinance, 1957.

[4th November, 1968]

Enacted by the Parliament of Guyana:—

1. (1) This Act may be cited as the Pensions (Consolidation) (Amendment) Act, 1968, and shall be construed and read as one with the Pensions (Consolidation) Ordinance, hereinafter referred to as the Principal Ordinance, and all amendments thereto.

A.D. 1968  
Short title and commencement.  
No. 38 of 1957.

(2) This Act shall be deemed to have come into operation on 26th May, 1966.

2. The following section is hereby inserted in the Principal Ordinance as section 6A —

Insertion of section 6A in the Principal Ordinance.

“Service as Ombudsman to be pensionable service.”

6A(1) Where an officer serving in a pensionable office is appointed to the office of Ombudsman, his service pursuant to such appointment, shall be deemed to be service in a pensionable office for all intents and purposes, the generality of which shall not be prejudiced by anything in the following provisions of this section; and, upon his retirement in circumstances in which a pension may accordingly be granted to him under this Ordinance, or might be so granted but for any failure of the circumstances of his retirement mentioned in subsection (2) of this section to otherwise conform to the requirements of this Ordinance, he shall be granted the pension in accordance with the pro-

visions of this Ordinance, which shall be construed with such adaptations and modifications as are necessary for the purpose.

(2) In subsection (1) of this section, "retirement" includes relinquishment of the office of Ombudsman in circumstances where the officer appointed as aforesaid —

(a) is not, at the expiration of his term of office as Ombudsman, prior to his attainment of the age of 65 years, re-appointed to that office or appointed to any public or other office the conditions of which taken as a whole are no less favourable than those appertaining to the office of Ombudsman, although he is not disqualified by reason of infirmity of body or mind for either such appointment; or

(b) has, on or before the expiration of his term of office as Ombudsman, attained an age at which he may by virtue of the provisions of this Ordinance, apart from this section, be permitted to retire from the public service and he intimates in writing to the Governor-General that on the expiration of his term of office as Ombudsman he wishes neither to be reappointed to the office of Ombudsman nor to be considered for appointment to any public or other office but to so retire,

in which circumstances he shall, for the purposes of subsection (1) of this section, be deemed to have retired immediately after the date on which he so relinquished the office of Ombudsman or on which any period of leave taken by him upon such relinquishment expired, whichever is later, and, in the case of circumstances mentioned in paragraph (a) of this subsection, after completing such length of service in pensionable office as is required for the granting to him of a maximum pension consistently with subsection (1) of section 11 of this Ordinance."

Insertion of  
section 9A  
in the Prin-  
cipal Ordinance.

3. The following section shall be inserted in the Principal Ordinance as section 9A —

"Additional  
circumstances  
in which  
pension may  
be granted.

9A. Where the service of an officer who holds a pensionable office is terminated by virtue of his resignation from the public service the Governor-General may, if he thinks fit having due regard to the special circumstances of the case, grant him such pension, gratuity or other allowance as the Governor-General considers just and proper as if he were an officer to whom section 9 of this Ordinance applies."

*Passed by the National Assembly on the 31st October, 1968.*

F. A. NARAIN  
*Clerk of the National Assembly.*