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GUYANA.

BILL NO. 21 of 1971

PENSIONS (CONSOLIDATION) (AMENDMENT) BILL,
1971.

Arrangement of Sections.

Section

1.

Short title and application.

2. Amendment of section 7 of the Principal Ordinance.
3. Amendment of the Pensions Regulations, 1957.

A BILL

Intituled

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

A.D. 1971.

Enacted by the Parliament of Guyana:—

Short title and application.
No. 38 of 1957.

1. (1) This Act may be cited as the Pensions (Consolidation) (Amendment) Act, 1971, and amends the Pensions (Consolidation) Ordinance, 1957, hereinafter referred to as the Principal Ordinance.

(2) The Principal Ordinance, as amended by section 2, shall apply to an officer in the public service on or after the date of the enactment of this Act.

(3) The Principal Ordinance, as amended by section 3, shall apply to an officer in the public service on or after 1st October, 1964.

Amendment of section 7 of the Principal Ordinance.

2. Paragraph (b) of section 7 of the Principal Ordinance is hereby amended by the substitution of the word "eighteen" for the word "twenty".

Amendment of the Pensions Regulations, 1957.

3. The Pensions Regulations 1957 (contained in the schedule to the Principal Ordinance) are hereby amended in the following respects—

(a) by the addition of the following paragraph to regulation 6—

"(3) For the purposes of this regulation, in reckoning service paid for out of an open vote, such service shall be deemed to be continuous if the officer has been employed continuously, excluding public holidays within the meaning of the Public Holidays Ordinance;"

(b) by the substitution of the following paragraph for paragraph (c) of regulation 7—

"(c) any period during which he has been absent from duty on leave, with salary:

Provided that, save as hereinafter provided in this section, where an officer is absent from duty on leave with salary otherwise than at the full rate, the period to be counted shall be the period which bears the same proportion to the amount of salary received by him;"

(c) by the substitution of the word "with" for the words "either on half pay" in paragraph (d) of regulation

(d) by the addition of the following paragraphs to regulation 7 as paragraphs (e) and (f) thereof, immediately after paragraph (d)—

“(e) any period during which he has been absent from duty on leave by reason of interdiction from duty which has been succeeded by reinstatement with or without a penalty by way of deduction of salary being imposed;

(f) absence from duty on leave with salary otherwise than at the full rate, or without salary, for not more than sixty days in the aggregate prior to the commencement of this paragraph, shall be counted;”;

(e) by the deletion of paragraph (b) of the proviso to regulation 10 (1);

(f) by the deletion of the symbol “(a)” appearing in the said proviso, and the substitution of a full stop for the semicolon; and

(g) by the substitution of the following regulation for regulation 11—

“Acting Service. 11. Where an officer has performed acting service in the public service, the period of such service may be taken into account as qualifying or pensionable service:

Provided that this period of service is immediately succeeded by service in a substantive capacity in the public service.”

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Pensions (Consolidation) Ordinance, 1957, to enable service from the age of eighteen years (instead of twenty years) to be reckoned as pensionable service. The Bill also seeks to amend the Principal Ordinance to enable the whole period of service of an officer paid for out of an “open vote” to be reckoned for superannuation purposes where such service has immediately preceded service in a pensionable office. Under the existing law (regulation 10 of the Pensions Regulations, 1957) only two-thirds of that service may be counted for superannuation purposes. The Bill also seeks to remove the restriction in the regulations on the reckoning of acting service for superannuation purposes.

L. E. S. BURNHAM,
Prime Minister.