



I assent.

P. W. Levison

Governor.

1st December, 1955.

BRITISH GUIANA.

ORDINANCE NO. 52 OF 1955.

AN ORDINANCE further to amend the Pensions Ordinance, 1933.

Enacted by the Legislature of British Guiana:—

1. This Ordinance may be cited as the Pensions (Amendment No. 3) Ordinance, 1955, and shall be construed and read as one with the Pensions Ordinance, 1933, hereinafter referred to as the Principal Ordinance, and any Ordinance amending the same.

2. Section nineteen of the Principal Ordinance as substituted by section two of the Pensions (Death Gratuities) Ordinance, 1936, and amended from time to time is hereby repealed and the following substituted therefor—

A.D. 1955.

Short title.

No. 20 of 1933.

Repeal and re-enactment of section 19 of the Principal Ordinance. No. 14 of 1936.

"Gratuity where an officer dies in the service or after retirement.


19. (1) (a) Where an officer holding a pensionable office who is not on probation or agreement, or an officer holding a non-pensionable office to which he has been transferred from a pensionable office in which he has been confirmed, dies while in the service of the Colony, it shall be lawful for the Governor to grant to his legal personal representative a gratuity of an amount not exceeding either his annual pensionable emoluments, or his commuted pension gratuity if any, whichever is the greater.

(b) For the purposes of this sub-section -

- (i) "annual pensionable emoluments" means the emoluments which would be taken for the purpose of computing any pension or gratuity granted to the officer if he had retired at the date of his death in the circumstances described in paragraph (d) of section eight of this Ordinance;
- (ii) "commuted pension gratuity" means the gratuity, if any, which might have been granted to the officer under section twelve of this Ordinance if his public service had been wholly in the Colony and if he had retired at the date of his death in the circumstances described in paragraph (d) of section eight of this Ordinance had elected to receive a gratuity and reduced pension.

(2) Where any such officer to whom a pension, gratuity or other allowance has been granted under this Ordinance dies after retirement from the service of the Colony, and the sums paid or payable at his death on account of any pension, gratuity or other allowance in respect of any public service are less than the amount of the annual pensionable emoluments enjoyed by him at the date of his retirement, it shall be lawful for the Governor to grant to his legal personal representative a gratuity equal to the deficiency."

Passed by the Legislative Council this twenty-fourth day of November, nineteen hundred and fifty-five.


Acting Clerk of the Legislature.

(M.P. 101/7/14).
(Leg. Bill No. 54/1955).