

Bill No. 42 of 1965

PUBLISHED 20TH NOVEMBER, 1965

No. 497

BILL NO. 42 OF 1965

PENSIONS (CONSOLIDATION) (AMENDMENT) BILL, 1965

Arrangement of Sections.

Section

1. Short title.
2. Amendment of section 2 of the Principal Ordinance.
3. Amendment of the Pensions Regulations, 1957.

A BILL

Intituled

An Ordinance to amend the Pensions (Consolidation) Ordinance, 1957

Enacted by the Legislature of British Guiana:—

A.D. 1965.

1. This Ordinance may be cited as the Pensions (Consolidation) (Amendment) Ordinance, 1965, and shall be construed and read as one with the Pensions (Consolidation) Ordinance, 1957, hereinafter referred to as the Principal Ordinance, and any Ordinance amending the same.

Short Title.

No. 38 of 1957

2. (1) Section 2 of the Principal Ordinance is hereby amended in the following respects —

Amendment of section 2 of the Principal Ordinance

(a) by the insertion immediately before the definition of the expression "pensionable office", of the following definition —

No. 27 of 1961.

"inducement allowance" means the inducement allowance referred to in paragraph (a) of clause 3 of the schedule to the Overseas Service Agreement Ordinance, 1961; and

(b) by the substitution of the following paragraph for paragraph (a) of the definition of the expression "pensionable emoluments" —

"(a) in respect of service in British Guiana include—

- (i) salary;
- (ii) personal allowance; and
- (iii) such portion of the inducement allowance as the Government of the United Kingdom and the Government of British Guiana may, from time to time, by agreement determine to be pensionable,

but do not include any duty or entertainment allowance or any other emoluments whatever;"

(2) Paragraph (a) of subsection (1) of this section shall be deemed to have come into operation on the 1st April, 1961, and paragraph (b) of the said subsection shall be deemed to have come into operation on the 1st January, 1965.

3. Regulation 2 of the Pensions Regulations, 1957 (as amended by the Pensions (Consolidation) (Amendment) Ordinance, 1963) is hereby further amended in the following respects —

Amendment of the Pensions Regulations, 1957. No. 15 of 1963.

(a) by renumbering the regulation as paragraph (1); and

(b) by the insertion of the following paragraph as paragraph (2) —

“(2) For the purpose of these Regulations —

- (a) any officer in public service under the Government of the Federation of Rhodesia and Nyasaland immediately before the 1st January, 1964, who was immediately before that date employed on secondment to service under the Government of Southern Rhodesia, or Northern Rhodesia or Nyasaland, or was as from that date so employed, shall be deemed to continue to serve in public service under the Government of the Federation of Rhodesia and Nyasaland until his employment on secondment is terminated;
- (b) any pension awarded on or after the 1st January, 1964, in respect of service under the Government of the Federation of Rhodesia and Nyasaland shall be deemed to have been granted by that Government notwithstanding the provisions of The Federation of Rhodesia and Nyasaland (Dissolution) Order in Council, 1963.”

S.I. 1963
No. 2085

OBJECTS AND REASONS

The Government of British Guiana have agreed to a proposal of the Government of the United Kingdom whereby officers to whom the Overseas Service Aid Scheme applies will, with effect from the 1st January, 1964, obtain an increase in the inducement allowance payable to them under the Scheme. The whole of the amount of the inducement allowance will no longer count for pensionable purposes but only a percentage thereof. Clause 2 of this Bill therefore seeks to revise the definition of the expression “pensionable emoluments” in section 2 of the Pensions (Consolidation) Ordinance, 1957, to allow for this to be done.

2. It has become necessary to amend the Pensions Regulations, 1957, consequent upon the dissolution of the Federation of Rhodesia and Nyasaland and the provisions made under the Federation of Rhodesia and Nyasaland (Dissolution) Order in Council, 1963, whereby future pensions in respect of service under the Federation will be paid from the Central African Pension Fund. Clause 3 of this Bill seeks to provide accordingly.

E. F. CORREIA,
Minister of Finance.

(Bill No. 42/1965).