
Fifth Session Third Parliament Trinidad and Tobago
25 Elizabeth II



Am ✓
No. 43 of 1976 (51)

TRINIDAD AND TOBAGO
Act No. 43 of 1976

[L.S.]

AN ACT to amend the Judges' Salaries and Pensions
Act, 1965.

[Assented to 18th June, 1976]

BE IT ENACTED by the Queen's Most Excellent Majesty, ^{Enactment}
by and with the advice and consent of the Senate and
House of Representatives of Trinidad and Tobago, and
by the authority of the same, as follows :—

1. This Act may be cited as the Judges' Salaries and ^{Short title}
Pensions (Amendment) Act, 1976.

Section 6 of
Act amended.
No. 4 of 1965

2. (1) Section 6(1) of the Judges' Salaries and Pensions Act, 1965 (hereinafter referred to as "the Act") is amended by substituting for the words "one-third" and "two-thirds" occurring in lines three and four thereof the words "forty-four and a half per cent" and "eighty-five per cent" respectively.

(2) Section 6(2) of the Act is amended by substituting for the words "two-thirds" occurring therein the words "eighty-five per cent".

Section 7 of
Act amended

3. Section 7 of the Act is amended by substituting for the words "two-thirds" occurring therein the words "the full amount".

The Act
amended

4. The Act is amended by inserting immediately after section 11 thereof the following new sections :—

Widow of
Chief
Justice

11A. (1) Where a person dies while he is entitled to receive a pension in respect of his service as Chief Justice and he leaves a widow, the widow shall be paid a pension at an annual rate equivalent to two-thirds of the pension payable to him at the date of his death.

(2) Where a person dies while holding the office of Chief Justice and he leaves a widow, the widow shall be paid—

(a) a gratuity of an amount equivalent to twelve and a half times one-quarter of his pensionable emoluments at the date of his death; and

(b) a pension at an annual rate equivalent to one-half of his pensionable emoluments at the date of his death.

(3) A widow shall not be entitled to receive and shall not be paid a pension under this section in respect of any period after her remarriage.

(4) Where a person dies while holding the office of Chief Justice and he does not leave a widow, a gratuity equivalent to twelve and a half times one-quarter of his pensionable emoluments at the date

of his death shall be paid to the legal personal representatives on account of the deceased person's estate.

(5) Without prejudice to section 34(1) of the Interpretation Act, 1962, in this section and in section 11B a reference to "widow" includes a reference to "widower".

Widow of
Judge

11B. (1) Where a person dies while he is entitled to a pension in respect of his service as a Judge and he leaves a widow, the widow shall be paid a pension at an annual rate equivalent to one-half of the pension payable to him at the date of his death.

(2) Where a person dies while holding the office of a Judge and he leaves a widow, the widow shall be paid—

(a) a gratuity of an amount equivalent to twelve and a half times one-sixth of his pensionable emoluments at the date of his death; and

(b) a pension at an annual rate equivalent to one-quarter of the pensionable emoluments payable to him at the date of his death.

(3) A widow shall not be entitled to receive and shall not be paid a pension under this section in respect of any period after her remarriage.

(4) Where a person dies while holding the office of a Judge and he does not leave a widow, a gratuity of an amount equivalent to twelve and a half times one-sixth of the pensionable emoluments payable to him at the date of his death shall be paid to the legal personal representatives on account of the deceased person's estate.

(5) Nothing in this Act shall affect the rights of a widow of any Judge, includ-

Ch. 9. No. 8 ing the Chief Justice under the Widows' and Orphans' Pensions Ordinance or any other law.

(6) In this section Judge does not include the Chief Justice."

Commencement

5. This Act shall be deemed to have come into operation on the 31st August, 1962.

Passed in the House of Representatives this 11th day of June, 1976.

J. E. CARTER
Clerk of the House

Passed in the Senate this 15th day of June, 1976.

R. L. GRIFFITH
Clerk of the Senate