



TRINIDAD AND TOBAGO

Act No. 13 of 1965

[L.S.]

AN ACT to amend the Municipal Corporations (Pensions)
Ordinance, Ch. 39. No. 13

[Assented to 1st July, 1965]

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 Municipal Corporations Short title
(Pensions) Ordinance (Amendment) Act, 1965.

2. In this Act "the Ordinance" means the Municipal Interpretation.
Corporations (Pensions) Ordinance. Ch. 39. No. 13

Section 5 of
the Ordinance
amended

3. Section 5 of the Ordinance is amended—

- (a) by the insertion in paragraph (b) of subsection (1) thereof immediately after the words "twenty years" the words "or after having attained the age of sixty years";
- (b) by the substitution for subsection (2) thereof of the following subsections—

"(2) Only service in a pensionable office shall be taken into account in computing pensions except, that where an unbroken period of service under the Corporation otherwise than in a pensionable office is immediately followed by service in a pensionable office, that period of service may, with the approval of the Council be taken into account.

(3) In determining for the purposes of subsection (2) whether any period of service is unbroken or whether one period of service is immediately followed by another period of service, any break of service which may be disregarded for the purposes of section 11 shall similarly be disregarded."

Section 6 of
the Ordinance
repealed and
replaced

4. Section 6 of the Ordinance is repealed and replaced as follows :

"Retire-
ment

6. An officer may retire from the service of the Corporation—

- (a) at any time after he attains the age of fifty-five years; or
- (b) with the approval of the Council at any time after he attains the age of fifty years,

and shall retire from the said service on attaining the age of sixty years."

- (b) with the approval of the Council at any time after he attains the age of fifty years,

and shall retire from the said service on attaining the age of sixty years."

Section 7 (1)
of the Ordinance
repealed
and replaced

5. Subsection (1) of section 7 of the Ordinance is repealed and replaced as follows :

"Circum-
stances in
which pen-
sions, etc.
may be
granted

7. (1) Except in the cases hereinafter provided, no pension, gratuity, or other allowance shall be granted to any officer who on leaving the service has not attained the age of fifty-five years unless—

- (a) having attained the age of fifty years he retires with the permission of the Council; or
- (b) the cause of his leaving is that he is incapable, by reason of some infirmity of mind or body, of discharging the duties of his office and such infirmity—
 - (i) is likely to be permanent; and
 - (ii) is established by medical evidence to the satisfaction of the Council.”

6. At the date of commencement of this Act, every ^{Saving} officer in the service of the Corporation who has attained the age of sixty years, shall retire from that service; but

- (a) nothing in section 5 of the Ordinance as amended by this Act affects any right of such a person to a pension in respect of service which counted for pension immediately before that date; and
- (b) nothing in this or any other Act shall be taken as precluding the Council of a Corporation from appointing a person who has attained the age of sixty years to an office under the Corporation, either temporarily or at the pleasure of the Council, if the exigencies of the service so require.

Passed in the House of Representatives this 7th day of May, 1965.

G. R. LATOUR

Clerk of the House of Representatives

Passed in the Senate this 10th day of June, 1965.

G. R. LATOUR

Clerk of the House of Representatives

Passed in the Senate this 10th day of June, 1965.

J. E. CARTER

Clerk of the Senate

