
Fifth Session Third Parliament Trinidad and Tobago
25 Elizabeth II



Am -
Ord. # 1969 (127)

TRINIDAD AND TOBAGO
Act No. 41 of 1976

[L.S.]

AN ACT to amend the Prime Ministers' Pensions Act, 1969.

[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 Prime Ministers' Short title
Pensions (Amendment) Act, 1976.

Section 3
of Act
amended

2. Section 3(2) of the Prime Ministers' Pensions Act, 1969 is amended by substituting for the words "as the case may be". occurring at the end thereof, the words "as the case may be, so however that where the rate of Prime Ministers' pension exceeds the rate of salary as a legislator, nothing in this subsection shall prevent the payment of Prime Ministers' pension to the extent of such excess.

Section 4 of Act
repealed and re-
placed.
No. 23 of 1969

3. Section 4 of the Prime Ministers' Pensions Act, 1969 (hereinafter referred to as "the Act") is repealed and replaced as follows:—

"Gratuity
and
pension
payable
to Prime
Minister

4. (1) The Prime Minister's pension payable under this Act to any person shall be the full amount of the highest annual rate of salary paid to such person at any time as Prime Minister.

(2) A person to whom a pension is payable under this Act shall where he has exercised his option as herein provided, but not otherwise, be paid in lieu of such pension at the rate of three-fourths of such pension, together with a gratuity equal to twelve and a half times the amount of the annual reduction so made in the pension.

(3) The option referred to in subsection (2) shall be exercisable, and where it has been exercised, may be revoked, not later than the day immediately preceding the date of such person ceasing to be Prime Minister but the Cabinet may, where it appears equitable so to do, allow him to exercise the option or revoke an option previously exercised at any time between that date and the actual date of the first payment of any pension under this Act.

(4) Subject to subsection (3), where such person has exercised the option referred to in subsection (2), his decision shall be irrevocable so far as concerns any pension paid to him under this Act.

(5) Where a person who has not exercised the option dies after he has ceased to be Prime Minister but before a pension has been paid under this Act, there shall be granted to his legal personal representatives

a gratuity and a reduced pension as provided for in subsection (2) as if such person before his death had exercised the option therein referred to, so, however, that such pension shall not be paid in respect of any period later than the date of the death of such person and shall not exceed in the aggregate the total amount due and payable to him on the said date.

(6) The date of the exercise of the option by such person shall be deemed to be the date of the receipt of his written notification addressed to the Secretary of the Cabinet.”.

4. Section 5 of the Act is repealed and replaced as follows:—

Section 5 of
Act repealed
and replaced

“Widow's
pension

5. (1) Where a person dies while he is entitled to receive a Prime Minister's pension and he leaves a widow, the widow shall, subject to subsection (3), be paid a pension at an annual rate equivalent to two-thirds of the Prime Minister's pension that would have been payable to him had he otherwise ceased to hold office on the date of his death.

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

- (a) a gratuity of an amount equivalent to twelve and one-half times one-quarter of the highest annual rate of salary paid to such person at any time as Prime Minister; and
- (b) a pension equivalent to one-half of the highest annual rate of salary paid to such person at any time as Prime Minister.

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

(4) Without prejudice to section 34(1) of the Interpretation Act, 1962, a reference in this Act to “widow” includes a reference to “widower”.

(5) Where a person dies while he is holding the office of Prime Minister and he does not leave a widow, a gratuity of an amount equivalent to twelve and one-half times one-quarter of the highest annual salary paid to such person at any time as Prime Minister shall be paid to his legal personal representatives on account of the deceased person's estate."

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