

## No. 6.—1876.

1st July.

AN ORDINANCE to authorise the grant of Superannuation Allowances to Municipal Officers.

(L.S.) HENRY T. IRVING.

7th July, 1876.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

1. This Ordinance may be cited for all purposes as Short title. "The Municipal Corporations Superannuation Ordinance, 1876."

2. In this Ordinance

Interpretation.

The term "Municipal Corporation" means the mayor and burgesses of Port of Spain, and the mayor and burgesses of San Fernando.

3. Subject to the provisions of this Ordinance the Town Council of any municipal corporation may grant to any person who has served such corporation in an established capacity as a permanent servant whether his remuneration be according to day, weekly, or monthly pay, or wages or annual salary, a superannuation allowance to be computed as follows (that is to say):—

Power to grant superannuation allowances.

To any person who has served ten years and upwards, and under eleven years, an annual allowance of ten sixtieths of the annual salary and emoluments of his office;

To any person who has served eleven years, and under twelve years, an annual allowance of eleven sixtieths of such salary and emoluments;

And in like manner a further addition to the annual allowance of one sixtieth in respect of each additional year of service, until the completion of a period of service of forty years, when the annual allowance of forty sixtieths may be granted; and no addition shall be made in respect of any service beyond forty years:

Provided that if the grantee has not been in receipt of the salary enjoyed by him at the time of his retirement for a period of three years at least immediately before the grant, his superannuation allowance shall be calculated upon the average amount of his salary for the three years immediately before the grant.

Restriction  
on super-  
annuation  
grants.

4. It shall not be lawful to grant any superannuation allowance under this Ordinance to any person under sixty years, unless it is shown to the satisfaction of the Town Council granting the same that he is incapable of discharging the duties of his office or situation by reason either of mental or bodily infirmity of a permanent nature, or of severe bodily injury, occasioned without his own default in the discharge of his duties.

Premature  
retirement  
from in-  
firmity.

5. It shall be lawful for the Town Council of any municipal corporation to grant to any officer or servant of such corporation who is constrained from mental or bodily infirmity, to leave the service of such corporation before the completion of the period which would entitle him to a superannuation allowance, such sum of money by way of gratuity as the said Town Council thinks proper: Provided that no such gratuity shall exceed the amount of one month's pay for each year of service.

Premature  
retirement  
from bodily  
injury.

6. It shall be lawful for the Town Council of any municipal corporation to grant to any officer or servant of such corporation who, not having completed the period which would entitle him to a superannuation allowance, is compelled to quit the service of such corporation by reason of severe bodily injury, occasioned without his own default in the discharge of his duties,

a gratuity not exceeding three months' pay for every two years of service or a superannuation allowance not exceeding ten sixtieths of the annual salary and emoluments of his office.

7. Every officer or servant of a municipal corporation to whom a superannuation allowance is granted before he attains the age of sixty years shall, until he attains that age, be liable to be called upon to fill any office or situation under such corporation for which his previous services render him eligible, and which in the opinion of the Governor he may properly be called upon to fill; and if he, being in a competent state of health, declines when so called upon to take upon him such office or situation, or declines or neglects to execute the duties thereof satisfactorily, he shall forfeit all right to the superannuation allowance granted to him.

Liability in case of superannuation under sixty.

8. Nothing in this Ordinance shall give any officer or servant of a municipal corporation any absolute right to compensation for past services, or to any superannuation or retiring allowance, or interfere with the power of any body or person to dismiss any such officer or servant without any compensation or allowance.

No absolute right to allowance.

9. No grant under this Ordinance shall be valid or of any effect until it is confirmed by the Governor or by one or Her Majesty's Principal Secretaries of State. Any confirmation by the Governor may be disallowed by one of Her Majesty's Principal Secretaries of State, and upon such disallowance being notified by the Governor to the grantee the grant shall determine and become void.

Confirmation of grant required.

Passed in Council this first day of July, in the year of our Lord one thousand eight hundred and seventy-six.

A. C. ROSS,

*Clerk of the Council.*