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First Session Ninth Parliament Republic of
Trinidad and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 21 of 2008

[L.S.]

AN ACT to amend the Teachers' Pensions Act,
Chap. 39:02

[Assented to 6th November, 2008]

ENACTED by the Parliament of Trinidad and Tobago as Enactment
follows:—

1. This Act may be cited as the Teachers' Pensions Short title
(Amendment) Act, 2008.

Interpretation
Chap. 39:02

2. In this Act, “the Regulations” means the Teachers’ Pensions Regulations.

Sections 12A, 12B and
12C inserted

3. The Teachers’ Pensions Act is amended by inserting after section 12, the following sections:

“Computation
of pension
in acting
capacity,
prior to
compulsory
retirement

12A. (1) Where a teacher who immediately prior to—

- (a) the date of his compulsory retirement; or
- (b) the date on which he proceeds on annual leave prior to the date of compulsory retirement,

has acted in a higher office for a period of three continuous years, that teacher shall be eligible to have his pension, gratuity or other allowance calculated as if he were confirmed in that higher office and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 19(a) of the Regulations applies.

(2) Where a teacher who immediately prior to—

- (a) the date of his compulsory retirement; or
- (b) the date on which he proceeds on annual leave prior to the date of compulsory retirement,

has acted in a higher office for a period of one continuous year but less than three continuous years, that teacher shall be eligible to have his pension, gratuity or other allowance calculated as if he were confirmed in that higher office during that period and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 19(c) of the Regulations applies.

Computation
of pension
on promotion
following
acting, prior
to compulsory
retirement

12B. Where a teacher who is promoted to a higher office having acted in that higher office retires compulsorily, and the period of acting together with his service in the office to which he has been promoted amounts to a period of not less than—

- (a) three continuous years, he shall be eligible to have his pension, gratuity or other allowance calculated as if he had held that higher office during the entire period and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 19(a) of the regulations applies; or
- (b) one continuous year but less than three continuous years, he shall be eligible to have his pension, gratuity or other allowance calculated as if he had held that higher office during that period and for the purpose of computing such pension, gratuity or other allowance, he shall be deemed to be a teacher to whom regulation 19(c) of the regulations applies.

Commence-
ment

12C. The provisions of sections 12A and 12B are deemed to have come into effect on January 1, 2005.”.

Passed in the House of Representatives this 23rd day of July, 2008.

J. SAMPSON
Clerk of the House

Passed in the Senate this 21st day of October, 2008.

N. JAGGASSAR
Clerk of the Senate