
Fifth Session Third Parliament Trinidad and Tobago
25 Elizabeth II



Am -
No. 42 of 1976 (49)

TRINIDAD AND TOBAGO
Act No. 42 of 1976

[L.S.]

AN ACT to amend the Governor-General's Emoluments
Act, 1964.

[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 Governor-General's ^{short title}
Emoluments (Amendment) Act, 1976.

Section 2 of
the Act repealed
and replaced
No. 15 of 1964

2. Section 2 of the Governor-General's Emoluments Act, 1964 (hereinafter referred to as "the Act") is repealed and replaced as follows:—

"Emoluments
of the
Governor-
General 2. (1) The emoluments attached to the
office of the Governor-General of Trinidad
and Tobago shall consist of—

(a) a salary at the rate of four thousand, five hundred and fifty dollars per month; and

(b) a duty allowance at the rate of one thousand, three hundred dollars per month payable during the period of performance in Trinidad and Tobago of the functions of the office.

(2) Where the office of Governor-General is vacant or the holder of the office is absent from Trinidad and Tobago or is for any reason unable to perform the duties of the office, the person appointed to perform the functions of the Governor-General shall be paid the same salary and duty allowance as the Governor-General."

Section 3 of the
Act repealed
and replaced

3. Section 3 of the Act is repealed and replaced as follows:—

"Gratuity
and
pension
payable to
Governor-
General 3. (1) Subject to this section, where a person ceases to be Governor-General there shall be paid to him an annual pension equivalent to the full amount of the annual salary received by him at the date he ceased to be Governor-General.

(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. In the case of a person who was, before the passing of the Governor-General's Emoluments (Amendment) Act, 1976 (in this section

referred to as "the said Act"), already in receipt of a gratuity and pension under this Act, the amount of any pension or gratuity and reduced pension already received shall be deducted from the amount of the pension or gratuity and reduced pension payable under this section.

(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 such person ceased to be Governor-General; 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. In the case of a person who was before the passing of the said Act already in receipt of a gratuity and pension under this Act, the option shall be exercised, if at all, within the period of one month next after the passing of the said 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 Governor-General 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.”.

Section 4 of the Act amended

4. Section 4(1) of the Act is repealed and replaced as follows:—

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

Section 5 of the Act amended

5. Section 5(1) of the Act is repealed and replaced as follows:—

“ (1) Where a person dies while holding the office of Governor-General 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.”.

New section 7A of Act added

6. The Act is amended by inserting immediately after section 7 the following new section—

“Construction of reference to “widow” to “widower”.”.

7A. Without prejudice to section 34(1) of the Interpretation Act, 1962, a reference in this Act to “widow” includes a reference to “widower”.”.

Commencement

7. (1) Section 2 shall be deemed to have come into operation on the 1st day of January, 1974.

(2) Sections 3, 4, 5 and 6 shall be deemed to have come into operation on the 18th day of July, 1964.

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

J. É. CARTER
Clerk of the House

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

R. L. GRIFFITH
Clerk of the Senate

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