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Fifth Session Third Parliament Trinidad and Tobago  
25 Elizabeth II

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Am ✓  
No. II 656

TRINIDAD AND TOBAGO

**Act No. 12 of 1976**

[L.S.]

AN ACT to amend the Old Age Pensions Ordinance,  
Ch. 13. No. 2.

[Assented to 10th May, 1976]

BE IT ENACTED by the Queen's Most Excellent Majesty, <sup>Enactment</sup>  
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 Old Age Pensions <sup>Short title</sup>  
(Amendment) Act, 1976.

Old Age  
Pensions  
Ordinance  
amended.  
Ch. 13. No. 2

2. The Old Age Pensions Ordinance is amended—

- (a) in section 2(1) by inserting in its appropriate alphabetical order the following definition—

“Minister” means the member of the Cabinet to whom responsibility for the subject of old age pension is assigned;

- (b) by repealing section 3 and replacing it as follows—

“Provision  
for pay-  
ment of  
old age  
pension

3. (1) A person whose total income does not exceed the sum of two thousand, five hundred dollars per annum or such other sum as may be specified by Order of the Minister published in the *Gazette* shall, if he satisfies the statutory conditions specified in section 4, be paid a pension at the monthly rate of sixty dollars.

(2) A person who is paid a pension under this Ordinance shall continue to receive such pension so long as—

- (a) his total income does not exceed the amount referred to in subsection (1); and  
(b) he satisfies the statutory conditions specified in section 4.

(3) The Senate and the House of Representatives may by resolution vary the amount of the monthly pension payable under subsection (1).”

- (c) by inserting immediately after the words “two years” occurring in line seven of

- section 4(1)(b) the words "or such other longer period and subject to such conditions as may be prescribed";
- (d) by repealing paragraph (d) of section 4(1) and replacing it as follows—
- “(d) the person must satisfy the Local Board that his total annual income does not exceed the amount referred to in subsection (1);”;
- (e) by repealing subsection (3) of section 4;
- (f) by repealing section 5(1);
- (g) by repealing subsection (2) of section 5;
- (h) by repealing subsection (3) of section 5 and replacing it as follows—
- “(3) Where a person is living away from his spouse, any sum paid to him or her by way of maintenance shall be deducted in calculating his or her means;”
- (i) by repealing subsection (4) of section 5 and replacing it as follows—
- “(4) Where it appears to the Local Board that any person has directly or indirectly deprived himself of any income in order to qualify for the receipt of a pension, that income shall be taken to be part of the total income of that person;”;
- (j) by renumbering section 6 as section 6(1) and by deleting the words “and shall thereupon fix the amount of pension, if any, which shall be paid” occurring in lines five and six of paragraph (c) and the words “whose decision shall be final” occurring at the end thereof;
- (k) by adding immediately after subsection (1) of section 6 as renumbered the following subsection—
- “(2) A claimant who is aggrieved by the decision of the Board to refuse his claim for a pension shall, within

sixty days of the date on which he was notified of the refusal, appeal to the Minister against the decision.”;

- (l) by repealing subsection (1) of section 7 and replacing it as follows—

“(1) Where a pension is first allowed under this Ordinance, it shall commence to accrue at the end of the month after the date on which the claim for pension is received by the Local Board or at the end of the month after the date on which the claimant first becomes entitled to the pension whichever is the later date;”;

- (m) by repealing sections 8 and 9;  
 (n) by repealing section 12 and replacing it as follows—

“Regulations 12. The Minister may make such regulations as may be necessary for carrying out the provisions of this Ordinance including the duties of the Board, the Local Board and the Chief Public Assistance Officer under this Ordinance and in particular may make regulations prescribing anything that is required by this Ordinance to be prescribed.”.

Commencement

3. This Act shall be deemed to have come into operation on the 1st day of January, 1976.

Passed in the House of Representatives this 9th day of April, 1976.

J. E. CARTER  
 Clerk of the House

Passed in the Senate this 13th day of April, 1976.

R. GRIFFITH  
 Clerk of the Senate