

Fourth Session Fifth Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 17 of 1999

[L.S.]

AN ACT to amend the Regional Health Authorities Act,
1994

[Assented to 23rd August, 1999]

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

1. This Act may be cited as the Regional Health Citation
Authorities (Amendment) Act, 1999.

Interpretation
Act No. 5
of 1994

2. In this Act, the Regional Health Authorities Act is referred to as “the Act”.

Section 2 amended

3. Section 2 of the Act is amended by inserting after the definition of “municipality”, the following definition:

Act No. 20 of 1997

“ ‘pension law’ has the meaning assigned to it by the Law Reform (Pensions) Act, 1997 except for the reference to the Defence Act;”.

Chap. 14:01

Section 26 amended

4. Section 26 of the Act is amended in subsection (1) by deleting the words “salary in excess of one hundred and thirty thousand dollars per annum” and inserting the words “salaries and allowances in excess of one hundred and fifty thousand dollars per annum in the aggregate”.

Section 30 amended

5. Section 30 of the Act is amended by deleting subsection (2).

Act amended

6. The Act is amended by inserting after section 30, the following sections:

“Preservation
and accrual of
superannua-
tion benefits

30A. The superannuation benefits which have accrued to a person who transfers in accordance with section 27(1) or exercises the option referred to in section 29(1)(a) shall be preserved at the date of his employment by the Authority and that person shall continue to accrue superannuation benefits under the relevant pension law up to the date of the establishment of the pension scheme referred to in section 30, on the basis of the pay, pensionable emoluments or salary, as the case may be, applicable to the office which he held immediately prior to his employment by the Authority.

Payment of
superannuation
benefits by
the Authority
prior to the
establishment
of the pension
scheme

30B. (1) Where a person who transfers in accordance with section 27(1) or exercises the option referred to in section 29(1)(a) dies or retires prior to the establishment of the pension scheme referred to in section 30 and at the date of his death or retirement was in receipt of salary higher than the pay, pensionable emoluments or salary referred to in section 30A, the superannuation benefits payable to his estate or to him, as the case may be, shall be based on the higher salary.

(2) The difference between the superannuation benefits payable on the basis of the higher salary referred to in subsection (1) and those payable under a pension law on the basis of the pay, pensionable emoluments or salary referred to in section 30A, shall be paid by the Authority.

Payment of
superannuation
benefits by
pension
scheme

30C. (1) Where a person who transfers in accordance with section 27(1) or exercises the option referred to in section 29(1)(a) retires or dies while being a member of the pension scheme, he shall be paid superannuation benefits by the pension scheme at the amount which when combined with the superannuation benefits payable under section 30A, is equivalent to the benefits based on his pensionable service in the public service or in a Statutory Authority combined with his service in the Authority and calculated at the final salary applicable to him on the date of his retirement or death as the case may be.

(2) For the purposes of subsection (1), 'final salary' has the meaning given to it by the pension scheme referred to in section 30."

Amendment to other
legislation

7. The enactment specified in the first column of the Schedule is amended in the manner specified in the Second Schedule thereof.

SCHEDULE

	FIRST COLUMN <i>Enactment</i>	SECOND COLUMN <i>Extent of Enactment</i>
Chap. 23:53	The Pensions Extension Act	Delete section 4(2)

Passed in the Senate this 11th day of May, 1999.

N. COX

Clerk of the Senate

Passed in the House of Representatives this 26th day of July, 1999.

J. SAMPSON-JACENT

Clerk of the House