

CHAPTER 308B
SPECIAL PENSIONS ACT

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ACT

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CHAPTER 308B
SPECIAL PENSIONS ACT

An Act to make special provision for the payment of a pension to persons employed by the Government of Grenada prior to 4th April, 1983, and who do not qualify for a pension or other payment under the Pensions Act, Chapter 233, the Pensions (School Teachers) Act, Chapter 236, the Police Pensions Act, Chapter 245, and the Pensions (Prison Officers) Act, Chapter 235 of the Revised Laws of Grenada, 1990.

[Act No. 6 of 2003.]

[11th April, 2003.]

1. Short title

This Act may be cited as the Special Pensions Act.

2. Interpretation

In this Act—

“pension” means a special pension under this Act; and

“person” means a person who satisfies one of the categories specified in the Schedule.

3. Discretion to grant pension

(1) A person who satisfies any of the categories specified in the Schedule and who has been employed in the service of the Government for ten years or more shall be entitled to a pension in accordance with this Act, after retirement from such service.

(2) A person under section 3(1) shall have retired from such service on the basis of having attained the compulsory retirement age or on medical grounds, up to the time of

proclamation of this Act, however, subsequent to the said proclamation, a person may have also retired in one of the following other cases—

- (a) on or after attaining the age of fifty-five years, or in special cases with the approval of the Governor-General, fifty years;
- (b) after giving a minimum of twenty-six and two-thirds years of service.

4. Pension where length of service is less than ten years

Where a person satisfies any of the categories specified in the Schedule, but has not been employed in the service of the Government for ten years or more, he may apply to the Governor-General in respect of his or her service under the Government of Grenada, for a payment not exceeding five times the annual amount of the pension, which if there had been no qualifying period, might have been granted to him or her under this Act after retirement for such service in accordance with section 3(2).

5. Calculation of pension

(1) A pension under section 3 shall be granted at the annual rate of one six hundredth of emoluments for each completed month of service in respect of persons who retired on or before 1st January, 1990.

(2) A pension under section 3 shall be granted at the annual rate of one four hundred and eightieth of emoluments for each completed month of service in respect of persons who retired after 1st January, 1990.

6. Consolidated Fund

All pensions under this Act shall be a charge on the Consolidated Fund.

7. Non-application

This Act does not apply to a public officer who is in receipt of a pension, gratuity or compassionate gratuity under the Pensions Act, Chapter 233, the Pensions (School Teachers) Act, Chapter 236, the Police Pensions Act, Chapter 245, and the Pensions (Prison Officers) Act, Chapter 235 of the Revised Laws of Grenada, 1990.

8. Commencement

This Act comes into force on the 11th day of April, 2003.

Schedule

SPECIAL PENSIONS ACT

Categories of Persons entitled to a Pension

[Section 3.]

Categories of persons for the purposes of section 3 of this Act—

1. Persons employed by the Government on a daily basis prior to 4 April, 1983 and who served continuously and were appointed on or after 4 April, 1983.
2. Persons including Community Health Aides who were employed by the Government on a temporary basis prior to 4 April, 1983, served continuously and were appointed on or after 4 April, 1983.

3. Persons employed by the Government as Temporary Teachers, Student and Probationer Teachers prior to 4 April, 1983 and, who were appointed on or after 04 April, 1983.
4. Persons who were employed as Student Nurses prior to 4 April, 1983 and who were appointed on or after 4 April, 1983.
5. Persons who served in the People's Revolutionary Army (PRA) and subsequently served as police officers, prison officers or in a civil capacity in the public service.

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SUBSIDIARY LEGISLATION

No Subsidiary Legislation
